Agency: Department of Fish and Wildlife (Order 21-83)

Effective date of rule:
- Emergency Rules
  - ☒ Immediately upon filing.
  - ☐ Later (specify) June 4, 2021

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?
- ☐ Yes
- ☒ No
  - If Yes, explain:

Purpose: The purpose of this emergency rule is to open retention seasons for spring Chinook salmon in Snake River.

Citation of rules affected by this order:
- New:
- Repealed: WAC 220-312-050
- Suspended:

Statutory authority for adoption: RCW 77.04.012, 77.04.020, 77.12.045 and 77.12.047

Other authority:

EMERGENCY RULE
Under RCW 34.05.350 the agency for good cause finds:
- ☒ That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- ☐ That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: The 2021 return of upriver spring Chinook salmon was upgraded by the U.S. v. Oregon Technical Advisory Committee to 87,000 from 75,200. This allows for additional harvest within the Snake River based on WDFW Commission Policy C-3630. The U.S. v. Oregon (2018-2027) Management Agreement provides Endangered Species Act coverage for this fishery. There is insufficient time to adopt permanent rules.

Note: If any category is left blank, it will be calculated as zero.
No descriptive text.

Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.

The number of sections adopted in order to comply with:

- Federal statute:  
  - New ___ Amended ___ Repealed ___
- Federal rules or standards:  
  - New ___ Amended ___ Repealed ___
- Recently enacted state statutes:  
  - New ___ Amended ___ Repealed ___
The number of sections adopted at the request of a nongovernmental entity:

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<th>New</th>
<th>Amended</th>
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The number of sections adopted on the agency’s own initiative:

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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

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<th>New</th>
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The number of sections adopted using:

- Negotiated rule making: | New | Amended | Repealed |
- Pilot rule making: | New | Amended | Repealed |
- Other alternative rule making: | New | Amended | Repealed |

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Date Adopted: June 2, 2021

Name: Kelly Susewind

Title: Director

Signature:

[Signature]

Page 2 of 2
WAC 220-312-05000U Freshwater exceptions to statewide rules—Eastside.

Effective the dates of June 4 and June 6, 2021 only, the following provisions of WAC 220-312-050, regarding salmon seasons in the Snake River shall be open as follows. All other provisions of WAC 220-312-050 remain in effect unless modified by emergency rule:

Snake River (Franklin/Walla Wall Counties): From Texas Rapids boat launch (south side of the river upstream of the mouth of Tucannon River) to the fishing restriction boundary below Little Goose Dam and including the rock and concrete area between the juvenile bypass return pipe and little Goose Dam along the shoreline of the facility:

Salmon:

(a) Open: Friday June 4, 2021 and Sunday June 6, 2021 only:
(b) Daily limit 4, up to 1 adult may be retained. Release all salmon other than hatchery Chinook.
(c) Night Closure.
(d) Barbless hooks required.
(e) Salmon may not be removed from the water unless retained as part of the daily limit.