



RULE-MAKING ORDER EMERGENCY RULE ONLY

CR-103E (December 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 05, 2021

TIME: 11:26 AM

WSR 21-20-121

Agency: Department of Fish and Wildlife (Order 21-222)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) October 16, 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 additional salmon retention days on the Columbia River from the Old Hanford townsite powerline crossing to 650 feet below the fish ladder at Priest Rapids Dam.

Citation of rules affected by this order:

- New:
- Repealed:
- Amended: WAC 220-312-060
- 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: This emergency rule is needed to extend Fall Chinook and coho retention in the Columbia River from the Old Hanford townsite powerline crossing to 650 feet below the fish ladder at Priest Rapids Dam. Returns of Hanford Reach Up-River Bright fall Chinook and upper Columbia River-bound coho salmon are sufficient to meet conservation objectives and to provide an additional weekend for sport angler harvest in the upper section of the Hanford Reach, which was originally scheduled to close at the end of the day Oct. 15. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___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:

New ____ Amended ____ Repealed ____

The number of sections adopted on the agency's own initiative:


New 1 Amended ____ Repealed ____

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

New ____ Amended ____ Repealed ____

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 ____

Date Adopted: October 5, 2021	Signature: 
Name: Amy Windrope for Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-312-06000D Freshwater exceptions to statewide rules—Columbia

Effective October 16 through October 17, 2021, provisions of WAC 220-312-060 regarding Columbia River salmon seasons from the Old Hanford townsite powerline crossing to 650 feet below the fish ladder at Priest Rapids Dam are modified as described below. All other provisions of WAC 220-312-060 not addressed herein, or unless otherwise amended by emergency rule remain in effect:

From the Old Hanford townsite powerline crossing to 650 feet below the fish ladder at Priest Rapids Dam: Salmon:

Daily limit is 6; of which, up to 2 adults may be retained. Release all salmon other than Chinook and coho.