



**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: November 18, 2022

TIME: 7:59 AM

WSR 22-23-119

Agency: Department of Fish and Wildlife (Order 22-274)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) November 20, 2022

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 close steelhead fishing in the Hanford Reach area of the Columbia River.

Citation of rules affected by this order:

- New:
- Repealed:
- Amended: 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 year's return of Ringold Springs Hatchery steelhead is projected to be the second lowest return on record in the past 20 years. Returning steelhead will be needed for broodstock to meet the production goal of 180,000 juvenile steelhead scheduled for release in April 2024.

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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed ____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: November 17, 2022	Signature: 
Name: Kelly Susewind	
Title: Director	

NEW SECTION

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

Effective November 20, 2022, until further notice, provisions of WAC 220-312-060 regarding Columbia River hatchery steelhead seasons from the I-182 Bridge (Richland/Pasco) upstream to the Old Hanford townsite powerline crossing 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:

I-182 Bridge (Richland/Pasco) upstream to the Old Hanford townsite powerline crossing:
Steelhead: Closed.