



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: March 12, 2025

TIME: 9:20 AM

WSR 25-07-043

Agency: Department of Fish and Wildlife (Order 25-40)

Effective date of rule:

Emergency Rules

- ☐ Immediately upon filing.
☒ Later (specify) March 14, 2025

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- ☐ Yes ☒ No If Yes, explain:

Purpose: This emergency rule closes sturgeon retention in the John Day Pool.

Citation of rules affected by this order:

New:
Repealed: WAC 220-312-06000F
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 rule is needed to close recreational sturgeon retention in the John Day reservoir. The projected total catch through March 13, 2025, is 95 fish as compared to the harvest guideline of 105 fish. Therefore, not enough fish remain under the guideline to allow for additional retention opportunity. This rule is necessary to remain within allowable harvest guidelines for non-treaty recreational fisheries for this reservoir. These populations are managed under sustainable harvest guidelines. This action is consistent with decisions made by the States of Washington and Oregon during the Columbia River compact hearing on March 11, 2025. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___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 1
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: March 12, 2025		Signature: 	
Name: Kelly Susewind			
Title: Director			

NEW SECTION

WAC 220-312-06000H Freshwater exceptions to statewide rules—Columbia River.

Effective March 14 through April 30, 2025, the provisions of WAC 220-312-060, WAC 220-312-030, and WAC 220-316-010 regarding white sturgeon retention seasons from Bonneville Dam to McNary Dam are as follows. All other provisions of WAC 220-312-060, WAC 220-316-010, and WAC 220-312-030 not addressed herein remain in effect unless otherwise amended by emergency rule:

From Bonneville Dam upstream to McNary Dam, including adjacent tributaries:

White sturgeon: Closed to retention; open to catch-and-release fishing only.

REPEALER

The following section of Washington Administrative code is repealed, effective March 14, 2025:
WAC 220-312-06000F Freshwater exceptions to statewide rules—Columbia River. (25-28)