



**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: June 04, 2020

TIME: 4:01 PM

WSR 20-13-005

**Agency:** Department of Fish and Wildlife (Order 20-99)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) June 16, 2020

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

- Yes  No If Yes, explain:

**Purpose:** This rule is needed to close recreational salmon seasons on the Skagit River from Memorial Highway Bridge to Gilligan Creek due to low forecasted returns of sockeye.

**Citation of rules affected by this order:**

- New:
- Repealed: WAC 220-312-04000P
- Amended: WAC 220-312-040
- 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:** These measures are being taken because the preseason forecast for sockeye is not sufficient to support an in-river harvest fishery. The 2020 broodstock goal is for 10,000 sockeye, which falls in the mid-range of forecast returns. Additionally, Baker Lake sockeye fisheries have been prioritized over in river fisheries based on angler input. Prioritizing the Baker Lake fishery also allows an opportunity to track whether broodstock needs are being met prior to opening a fishery in Baker Lake. These rules were agreed to with comanagers during the 2020 North of Falcon salmon season setting process.

A Baker Lake sockeye season may be considered if brood stock goals are meeting objectives.

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	_____



## NEW SECTION

### **WAC 220-312-04000P Freshwater exceptions to statewide rules—Puget Sound.**

Effective June 16 through July 15, 2020, the following provisions of WAC 220-312-040 regarding recreational salmon seasons for the Skagit River from Memorial Highway Bridge to Gilligan Creek, shall be as described below. All other provisions of WAC 220-312-040 not addressed herein, or unless otherwise amended, remain in effect:

Skagit River (Skagit Co.) from the highway 536 bridge (Memorial Highway Bridge) in Mt Vernon to Gilligan Creek:

Salmon: Closed.

## REPEALER

The following section of the Washington Administrative Code is repealed effective July 16, 2020:

WAC 220-312-04000P Freshwater exceptions to statewide rules—Puget Sound.