



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: September 14, 2021

TIME: 4:12 PM

WSR 21-19-069

Agency: Department of Fish and Wildlife (Order 21-191)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) September 15, 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 recreational salmon seasons in Lake Washington and Lake Sammamish.

Citation of rules affected by this order:

New:
 Repealed:
 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: This emergency rule is necessary to open recreational salmon seasons in Lake Washington and Lake Sammamish. This area had been closed under a Co-Manager agreement to protect Lake Washington coho salmon, which have had poor returns in recent years. Early season fish counts at the Ballard Locks indicate that the coho return is strong enough to support a recreational fishery for coho salmon in Lake Washington. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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: September 14, 2021
Name: Kelly Susewind
Title: Director

Signature:



NEW SECTION

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

Effective September 15 through October 31, 2021, provisions of WAC 220-312-040 regarding salmon seasons Lake Washington (King County) and Lake Sammamish (King County) shall be as described below. All other provisions of WAC 220-312-040 not addressed herein, or unless otherwise amended by emergency rule remain in effect:

(1) Lake Washington (King County):

Waters north of the Hwy. 520 Bridge and east of the Montlake Bridge, including that portion of the Sammamish River from 68th Ave. NE Bridge downstream:

Salmon: Open September 15 through October 31, 2021: Daily limit 4. Release all salmon other than coho.

(2) Lake Sammamish (King County):

Salmon: Open October 1 through October 31, 2021: Daily limit 4. Release all salmon other than coho.