RULE-MAKING ORDER
EMERGENCY RULE ONLY
CR-103E (December 2017)  
(Implements RCW 34.05.350 and 34.05.360)

Agency: Department of Fish and Wildlife  (Order 21-211)

Effective date of rule:
- Emergency Rules
  - ☒ Immediately upon filing.
  - ☐ Later (specify)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?
- ☐ Yes  ☒ No  If Yes, explain:

Purpose: Amend recreational fishing rules for the Snohomish and Skykomish Rivers.

Citation of rules affected by this order:
- New:
- Repealed: WAC 220-312-04000M
- 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 action is necessary to extend the recreational salmon seasons in the Snohomish and Skykomish rivers. In-season update model indicates additional allowable encounters of non-target species (wild coho and Chinook) during pink opening. 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:

<table>
<thead>
<tr>
<th>Category</th>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal statute</td>
<td></td>
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<tr>
<td>Federal rules or standards</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Recently enacted state statutes</td>
<td></td>
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</tbody>
</table>
The number of sections adopted at the request of a nongovernmental entity:

<table>
<thead>
<tr>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
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</table>

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

<table>
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<tr>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
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</thead>
<tbody>
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<td>1</td>
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</table>

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

<table>
<thead>
<tr>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
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</thead>
</table>

The number of sections adopted using:

<table>
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<th>Negotiated rule making</th>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
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</table>

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<thead>
<tr>
<th>Pilot rule making</th>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
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</table>

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<tr>
<th>Other alternative rule making</th>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
</tr>
</thead>
</table>

**Date Adopted:** September 24, 2021

**Name:** Amy Windrope for Kelly Susewind

**Title:** Director

**Signature:**

Amy Windrope
NEW SECTION

WAC 220-312-04000N  Freshwater exceptions to statewide rules—Puget Sound.
Effective immediately through October 3, 2021, provisions of WAC 220-312-040 regarding salmon seasons for Skykomish and Snohomish rivers 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) **Skykomish River (Snohomish County):** From the mouth to confluence of North and South Forks:

   Salmon: Daily limit 4. Release all salmon other than pinks and hatchery coho.

(2) **Snohomish River (Snohomish County):** From the mouth to confluence of the Skykomish and Snoqualmie rivers (all channels):

   Salmon: Daily limit 4. Release all salmon other than pinks and hatchery coho.

REPEALER

The following section of the Washington Administrative code is repealed:

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