



**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: October 28, 2022

TIME: 3:13 PM

WSR 22-22-064

Agency: Department of Fish and Wildlife (Order 22-256)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) October 29, 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 open recreational coho seasons in the Snohomish River system.

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- Repealed: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 action is necessary to open recreational coho fisheries in the Snohomish, Skykomish, and Snoqualmie rivers. In-season observations indicate Snohomish River system spawning escapement is predicted to exceed the target goal of 46,000 fish. Current estimates predict approximately 53,000 to 62,000 coho to return to the spawning grounds. At such numbers a recreational harvest fishery is warranted.

Fishery managers will continue to monitor Snohomish system coho returns, seasons will be adjusted accordingly. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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: October 28, 2022	Signature: 
Name: Kelly Susewind	
Title: Director	

NEW SECTION

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

Effective October 29 through November 6, 2022, provisions of WAC 220-312-040 regarding salmon seasons for Snohomish, Skykomish, and Snoqualmie 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 Co.):** From the mouth to confluence of North and South Forks:

Salmon: Daily limit 2. Release all salmon other than coho.

- (2) **Snohomish River (Snohomish Co.):** From the mouth (Burlington-Northern RR bridges)(including all channels, sloughs, and interconnected waterways, but excluding all tributaries) to confluence of the Skykomish and Snoqualmie rivers (all channels):

Salmon: Daily limit 2. Release all salmon other than coho.

- (3) **Snoqualmie River (King/Snohomish Co.):** From the mouth to Snoqualmie Falls:

Salmon: Daily limit 2. Release all salmon other than coho.