

WSR 25-04-054

AGENDA

DEPARTMENT OF
FISH AND WILDLIFE

[Filed January 30, 2025, 1:13 p.m.]

This is the semi-annual rule-making agenda for the department of fish and wildlife (department) for the January - June 2025 period. The attached agenda briefly describes both the current and anticipated rule-making activities for the department. This agenda has been compiled and filed as required under RCW 34.05.314. If you have any questions regarding this proposed agenda, please contact Scott Bird at 360-790-7561 or at Rules.Coordinator@dfw.wa.gov.

The prospective dates on the agenda are estimates of anticipated rule-making actions. Any errors in this agenda do not affect the rules and rule-making notices filed with the office of the code reviser and published in the Washington State Register.

SEMI-ANNUAL RULES DEVELOPMENT AGENDA

January - June 2025

WAC Chapter	Rule Title or Subject	Agency Contact and Program	Current Status	Anticipated Date of Adoption	Short Description
220-340-130 and 220-340-170	2025 Annual oyster drill	Kelly Henderson Kelly.Henderson@dfw.wa.gov Fish Program	December 6, 2023 CR-101 filing WSR 23-24-102	Spring 2025	The department is considering updates to beach designations (oyster drill restricted areas) according to shellfish pest status.
220-330-110 and 220-330-140	2025 Recreational shellfish season	Camille Speck Camille.speck@dfw.wa.gov Fish Program	January 21, 2025 CR-101 filing WSR 25-03-124	Spring 2025	The department is considering annual changes to rules for recreational clam, mussel, and oyster harvest seasons.
220-314	Possession limits— Bottomfish	Kelly Henderson Kelly.Henderson@dfw.wa.gov Fish Program	February 21, 2025 CR-105 filing WSR 25-03-119	June 2025	The department seeks to amend a rule affecting the coastal recreational bottomfish fishery so that it is consistent with regulations adopted by the Pacific Fishery Management Council.
220-410	Columbia River commercial logbooks	Kelly Henderson Kelly.henderson@dfw.wa.gov Fish Program	January 3, 2024 CR-101 filing WSR 24-02-093	TBD	This project seeks to collect data about fishing catch and release information from the Columbia River commercial fisheries for management purposes.
220-312 and 220-313	2025 North of Falcon recreational fisheries	Kelly Henderson Kelly.Henderson@dfw.wa.gov Fish Program	January 21, 2025 CR-101 filing WSR 25-03-120	June 2025	The department seeks to make amendments resulting from stakeholder recommendations made during the 2025 North of Falcon process.
220-354 and 220-301	2025 North of Falcon PS commercial fisheries	Kelly Henderson Kelly.Henderson@dfw.wa.gov Fish Program	January 21, 2025 CR-101 filing WSR 25-03-121	June 2025	The department seeks to make amendments resulting from stakeholder recommendations made during the 2025 North of Falcon process.
220-354	2025 North of Falcon coastal commercial fisheries	Kelly Henderson Kelly.Henderson@dfw.wa.gov Fish Program	January 21, 2025 CR-101 filing WSR 25-03-122	June 2025	The department seeks to make amendments resulting from stakeholder recommendations made during the 2025 North of Falcon process.
New WAC chapter	Commercial Dungeness crab	Kelly Henderson Kelly.Henderson@dfw.wa.gov Fish Program	January 21, 2025 CR-102 filing WSR 25-03-125	Spring 2025	The department seeks to create new rules and enhance fishery monitoring and risk reduction for marine life entanglements.
220-356	Updated address of herring logbooks	Kelly Henderson Kelly.Henderson@dfw.wa.gov Fish Program	December 16, 2024 CR-105 filing WSR 25-01-122	Spring 2025	This is an expedited rule making to change the current address that is listed for the submission of required commercial herring harvest logbooks and baitfish report.
220-370	Amend aquaculture regulations	Kelly Henderson Kelly.henderson@dfw.wa.gov Fish Program	March 30, 2018 CR-101 filing WSR 18-05-055	TBD	This is an expedited rule making to amend regulations in chapter 220-370 WAC following passage of ESHB 2957 in 2018.

WAC Chapter	Rule Title or Subject	Agency Contact and Program	Current Status	Anticipated Date of Adoption	Short Description
220-640	AIS update	Justin Bush Justin.Bush@dfw.wa.gov Fish Program	Winter/spring 2025 intended CR-105 filing	TBD	The department must update and correct antiquated and invalid scientific terms for nonnative and invasive species.
220-400-050 and 220-415-100	2025 Season setting: Cougar	Heather Bonagofski Heather.Bonagofski@dfw.wa.gov Wildlife Program	October 17, 2024 CR-101 filing WSR 24-21-094	April 2025	The department seeks to amend rules to either expand or decrease recreational hunting opportunities, while maintaining sustainable game populations. In addition, the department seeks to set hunting season rules for cougar.
220-415, 220-416, and 220-413	2025 Season setting: Permits and waterfowl	Heather Bonagofski Heather.Bonagofski@dfw.wa.gov Wildlife Program	October 17, 2024 CR-101 filing WSR 24-21-094	April 2025	The department seeks to amend rules to either expand or decrease recreational hunting opportunities, while maintaining sustainable game populations. In addition, the department seeks to establish rules for hunting permits and other wildlife including waterfowl.
220-415-080	Spring black bear	Heather Bonagofski Heather.Bonagofski@dfw.wa.gov Wildlife Program	May 4, 2022 CR-101 filing WSR 22-10-098	TBD	The department needs to amend rules to set season dates and permit numbers to offer a 2023 spring black bear season.
220-412-070 and 220-415-090	2025 Season setting: Bear	Heather Bonagofski Heather.Bonagofski@dfw.wa.gov Wildlife Program	October 17, 2024 CR-101 filing WSR 24-21-094	April 2025	The department seeks to amend rules to either expand/decrease recreation hunting opportunities, while maintaining sustainable game populations. In addition, the department seeks to set hunting season rules for bear.
220-400, 220-412, 220-413, and 220-414	2025 Hunting regulations: Chronic wasting disease (CWD)	Heather Bonagofski Heather.Bonagofski@dfw.wa.gov Wildlife Program	October 17, 2024 CR-101 filing WSR 24-21-094	April 2025	The department seeks to amend rules to either expand/decrease recreation hunting opportunities, while maintaining sustainable game populations. Furthermore, the department seeks to reduce the spread of CWD in the cervid populations.
220-440-260	2025 Hunting regulations: Feeding wildlife	Heather Bonagofski Heather.Bonagofski@dfw.wa.gov Wildlife Program	October 17, 2024 CR-101 filing WSR 24-21-094	April 2025	The department seeks to amend rules to either expand/decrease recreation hunting opportunities, while maintaining sustainable game populations. In addition, the department seeks prohibit the feeding of wildlife to reduce the spread of CWD.
220-440	Crop damage	Jim Brown Jim.Brown@dfw.wa.gov Wildlife Program	July 30, 2024 CR-101 filing WSR 24-16-048	TBD	The department seeks to continue to use contracted crop damage claim adjusters. To do so, it must establish updated certification and experience standards for crop adjusters and include changes caused by passage of SB [2SSB] 5784 in the 2024 legislative session.
220-500	Motorized use on designated roads	Heather Bonagofski Heather.Bonagofski@dfw.wa.gov Wildlife Program	Winter/spring 2025 intended CR-101 filing	TBD	The department seeks to clarify existing rules in regard to appropriate use of motorized vehicles on both its owned and managed roads.
220-610	Island marble butterfly	Heather Bonagofski Heather.Bonagofski@dfw.wa.gov Wildlife Program	September 24, 2024 CR-101 filing WSR 24-19-093	August 2025	The department is considering a recommendation to amend rules to classify the island marble butterfly as state endangered, threatened, or sensitive as defined under chapter 220-610 WAC.
220-500	Recreational easements on private lands	Shane Belson Shane.belson@dfw.wa.gov Wildlife Program	August 30, 2022 CR-101 filing WSR 22-18-037	TBD	The department seeks to amend terms used in chapter 220-500 WAC to improve clarity and consistency.
New 220-670	Fishway and screening rules	Gabrielle Stillwater Gabrielle.stillwater@dfw.wa.gov Habitat Program	June 17, 2020 CR-101 filing WSR 20-13-094	TBD	The department is creating new chapter 220-670 WAC defining inadequate fishways and water diversions across the state and compliance actions for inadequate structures.

WAC Chapter	Rule Title or Subject	Agency Contact and Program	Current Status	Anticipated Date of Adoption	Short Description
220-660	Climate change: Marine shoreline	Theresa Nation Theresa.Nation@dfw.wa.gov Habitat Program	Winter/spring 2025 intended CR-101 filing	TBD	The department seeks to amend rules to incorporate CCR/SLR considerations in its HPA rules for marine shoreline stabilization projects.
Title 220	Amending hearing rules	Thomas Knoll Thomas.knoll@dfw.wa.gov Enforcement Program	January 23, 2019 CR-101 filing WSR 19-03-170	TBD	The department seeks to consolidate and clarify its administrative hearing rules into one chapter for Title 220 WAC.
220-305 and 220-300	Fishing gear with ferry terminals	Thomas Knoll Thomas.knoll@dfw.wa.gov Enforcement Program	January 22, 2025 CR-101 filing WSR 25-03-134	TBD	The department needs to develop rules that prohibit gillnetting, purse seine fishing, shrimping, and crabbing near Washington state department of transportation ferry terminals.
220-353	Commercial fishing test gear	Thomas Knoll Thomas.Knoll@dfw.wa.gov Enforcement Program	November 8, 2024 CR-101 filing WSR 24-23-010	Spring 2025	The department seeks to clarify requirements for notifying law enforcement officers about testing commercial fishing gear for commercial fishing boat owners and operators.
220-440 and 220-500	Collection of wildlife parts	Thomas Knoll Thomas.Knoll@dfw.wa.gov Enforcement Program	July 9, 2019 CR-101 filing WSR 19-15-018	TBD	The department seeks to amend and clarify rules regarding the collection and retrieval of wildlife parts from public lands.
220-200	Wildlife trafficking parts	Thomas Knoll Thomas.Knoll@dfw.wa.gov Enforcement Program	Winter/spring 2025 intended CR-101 filing	TBD	The department seeks to clarify what constitutes interstate trafficking of wildlife animal parts.
220-460	2025 Commercial whale watching	Julie Watson Julie.Watson@dfw.wa.gov Director's Office	December 4, 2024 CR-102 filing WSR 24-24-111	February 2025	This is an expedited rule making amending regulations after passage of SB [ESSB] 5371 in 2023. This rule proposal clarifies the requirements for commercial whale watching and paddle tour license holders as authorized under RCW 77.65.620.
220-120	Public records	Anne Masias Anne.Masias@dfw.wa.gov Director's Office	November 22, 2024 CR-105 filing WSR 24-24-019	February 2025	The department seeks to provide guidance to the public on the new requirements concerning costs of providing public records following the implementation of bodyworn cameras.

Scott Bird
Rules Coordinator