

WSR 24-01-002

**WITHDRAWAL OF PROPOSED RULES
DEPARTMENT OF LABOR AND INDUSTRIES**

(By the Code Reviser's Office)

[Filed December 6, 2023, 12:29 p.m.]

WAC 296-96-01000 and 296-96-02487, proposed by the department of labor and industries in WSR 23-10-083, appearing in issue 23-10 of the Washington State Register, which was distributed on May 17, 2023, is withdrawn by the office of the code reviser under RCW 34.05.335(3), since the proposal was not adopted within the 180-day period allowed by the statute.

Jennifer C. Meas, Editor
Washington State Register

WSR 24-01-003

WITHDRAWAL OF PROPOSED RULES

DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(By the Code Reviser's Office)

[Filed December 6, 2023, 12:29 p.m.]

WAC 388-106-1860, proposed by the department of social and health services in WSR 23-10-058, appearing in issue 23-10 of the Washington State Register, which was distributed on May 17, 2023, is withdrawn by the office of the code reviser under RCW 34.05.335(3), since the proposal was not adopted within the 180-day period allowed by the statute.

Jennifer C. Meas, Editor
Washington State Register

WSR 24-01-004

WITHDRAWAL OF PROPOSED RULES

DEPARTMENT OF REVENUE

(By the Code Reviser's Office)

[Filed December 6, 2023, 12:30 p.m.]

WAC 458-20-19402, proposed by the department of revenue in WSR 23-10-086, appearing in issue 23-10 of the Washington State Register, which was distributed on May 17, 2023, is withdrawn by the office of the code reviser under RCW 34.05.335(3), since the proposal was not adopted within the 180-day period allowed by the statute.

Jennifer C. Meas, Editor
Washington State Register

WSR 24-01-005

WITHDRAWAL OF PROPOSED RULES

LAKE WASHINGTON INSTITUTE OF TECHNOLOGY

(By the Code Reviser's Office)

[Filed December 6, 2023, 12:30 p.m.]

WAC 495D-121-320, 495D-121-330, 495D-121-550, 495D-121-590, and 495D-121-605, proposed by the Lake Washington Institute of Technology in WSR 23-11-019, appearing in issue 23-11 of the Washington State Register, which was distributed on June 7, 2023, is withdrawn by the office of the code reviser under RCW 34.05.335(3), since the proposal was not adopted within the 180-day period allowed by the statute.

Jennifer C. Meas, Editor
Washington State Register

WSR 24-01-015

PROPOSED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Aging and Long-Term Support Administration)

[Filed December 7, 2023, 11:08 a.m.]

Supplemental Notice to WSR 23-06-063.

Preproposal statement of inquiry was filed as WSR 20-17-005, 20-17-133, 20-19-009, 20-21-034, and 21-11-061.

Title of Rule and Other Identifying Information: The department is proposing amendments to:

- WAC 388-97-0300, clinical records for residents in medicare and medicaid certified facilities; and adoption of a new section related to nursing facilities providing clinical records to residents and their representatives during the COVID-19 pandemic;
- WAC 388-97-0920, resident and family groups;
- WAC 388-97-1000 Resident assessment; and adoption of a new section related to resident assessment during the COVID-19 pandemic;
- WAC 388-97-1020 Comprehensive plan of care; and adoption of a new section related to care plans during the COVID-19 pandemic;
- WAC 388-97-1260 Physician services, for residents in medicare and medicaid certified facilities; and adoption of a new section related to physician delegation of tasks and visits in nursing homes during the COVID-19 pandemic;
- WAC 388-97-1380 Tuberculosis—Testing required, 388-97-1580 Tuberculosis—Reporting—Required; and adoption of two new sections related to tuberculosis (TB) testing requirements and COVID-19 vaccinations during the COVID-19 pandemic;
- WAC 388-97-1740 Disaster and emergency preparedness; 388-97-1760 Quality assessment and assurance, 388-97-2400 Resident rooms; and the adoption of three new related sections during the COVID-19 pandemic.

Hearing Location(s): On February 6, 2024, at 10:00 a.m., virtual via Microsoft Teams or call in. Please see the department of social and health services (DSHS) website <https://www.dshs.wa.gov/office-of-the-secretary/filings-and-rulings> for the most up-to-date information.

Date of Intended Adoption: Not earlier than February 7, 2024.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, email DSHSRPAURulesCoordinator@dshs.wa.gov, fax 360-664-6185, by 5:00 p.m. on February 6, 2024.

Assistance for Persons with Disabilities: Contact Shelley Tencza, DSHS rules consultant, phone 360-664-6036, fax 360-664-6185, TTY 711 relay service, email Tencza@dshs.wa.gov, by 5:00 p.m. on January 23, 2023 [2024].

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: DSHS is proposing to adopt rules to identify the requirements in place during the COVID-19 pandemic in Washington state. The purpose of the rule change is to ensure consistent implementation and enforcement of rule requirements in effect during the COVID-19 pandemic in Washington state.

Reasons Supporting Proposal: This rule making will provide clarity for regulated facilities and DSHS inspection and investigation staff related to requirements in place during the COVID-19 pandemic.

Statutory Authority for Adoption: RCW 74.42.620.

Statute Being Implemented: Chapters 18.51 and 74.42 RCW.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: DSHS, governmental.

Name of Agency Personnel Responsible for Drafting: Molly McClintock, P.O. Box 45600, Olympia, WA 98504-5600, 360-742-6966; Implementation and Enforcement: Amy Abbott, P.O. Box 45600, Olympia, WA 98504-5600, 360-485-7893.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328. This proposal is exempt from the requirement for a cost-benefit analysis under RCW 34.05.328 (5)(b)(iv) as the proposed rules clarify language of a rule without changing its effect.

This rule proposal, or portions of the proposal, is exempt from requirements of the Regulatory Fairness Act because the proposal:

Is exempt under RCW 19.85.025(3) as the rules only correct typographical errors, make address or name changes, or clarify language of a rule without changing its effect.

Is exempt under RCW 34.05.328 (5)(b)(iv).

Explanation of exemptions: The rule is exempt under RCW 34.05.328 (5)(b)(iv) as it clarifies language of a rule without changing its effect. The department is proposing to adopt rules to identify the requirements in place during the COVID-19 pandemic in Washington state. The purpose of the rule change is to ensure consistent implementation and enforcement of rule requirements in effect during the COVID-19 pandemic.

Scope of exemption for rule proposal:

Is fully exempt.

December 5, 2023
Katherine I. Vasquez
Rules Coordinator

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 24-02 issue of the Register.

WSR 24-01-036

PROPOSED RULES

EMPLOYMENT SECURITY DEPARTMENT

[Filed December 11, 2023, 10:29 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 23-20-111.

Title of Rule and Other Identifying Information: New WAC 192-110-600 Disaster; and amending WAC 192-170-010 Availability for work—RCW 50.20.010, 192-270-065 Certification of satisfactory progress, and 192-320-078 Catastrophic occurrence.

Hearing Location(s): On January 23, 2023 [2024], at 9:00 a.m., via Zoom, Meeting ID 852 3670 6121, Passcode 533475; or call in +12532158782,,85236706121#,,,,*533475# US (Tacoma), +12532050468,,85236706121#,,,,*533475# US. Join Zoom meeting <https://esd-wa-gov.zoom.us/j/85236706121?pwd=bWpYQ29IRHIVOWVONXhJZE9HeTY1UT09>.

Date of Intended Adoption: January 24, 2023 [2024].

Submit Written Comments to: Stephanie Frazee, P.O. Box 9046, Olympia, WA 98507-9046, email rules@esd.wa.gov, fax 844-652-7096, by January 23, 2023 [2024].

Assistance for Persons with Disabilities: Contact Teresa Eckstein, phone 360-507-9890, fax 360-586-4600, TTY relay 711, email teresa.eckstein@esd.wa.gov, by January 16, 2023 [2024].

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The purpose of this proposal is to permanently adopt the department's emergency rules providing flexibility and relief to claimants and employers who are impacted by wildfires and other disasters. These rules address the requirements that an unemployed individual be able and available for work and the requirement that individuals make satisfactory progress in their training to receive training benefits. These rules also address the circumstances when employers can receive relief of benefit charges for individuals who become unemployed due to a catastrophic occurrence.

Reasons Supporting Proposal: This rule making is necessary to permanently adopt the department's emergency rules addressing wildfires and other disasters so the rules are already in place for when the next wildfire or other disaster occurs.

Statutory Authority for Adoption: RCW 50.12.010, 50.12.040, 50.20.010, 50.22.155, and 50.29.021.

Statute Being Implemented: RCW 50.20.010, 50.22.155, and 50.29.021.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Employment security department, governmental.

Name of Agency Personnel Responsible for Drafting: Stephanie Frazee, Olympia, Washington, 425-465-0313; Implementation and Enforcement: J.R. Richards, Olympia, Washington, 360-463-1079.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is required under RCW 34.05.328. A preliminary cost-benefit analysis may be obtained by contacting Stephanie Frazee, P.O. Box 9046, Olympia, WA 98507-9046, phone 425-465-0313, fax 844-652-7096, TTY relay 771 [711], email rules@esd.wa.gov, <https://esd.wa.gov/newsroom/rulemaking/wildfires-and-other-disasters-permanent-rulemaking>.

Scope of exemption for rule proposal from Regulatory Fairness Act requirements:

Is not exempt.

The proposed rule does not impose more-than-minor costs on businesses. Following is a summary of the agency's analysis showing how costs were calculated. The rule making is not expected to impose additional costs to businesses.

December 11, 2023

Joy E. Adams, Director
Employment System Policy and Integrity

OTS-4896.1

NEW SECTION

WAC 192-110-600 Disaster. "Disaster" means an event or set of circumstances which:

(1) Demands immediate action to preserve public health, protect life, protect public property, or to provide relief to any stricken community overtaken by such occurrences; or

(2) Reaches such a dimension or degree of destructiveness as to warrant the proclamation of a state of emergency by the president of the United States, the governor of Washington, or the governor or state executive of another state where the unemployed individual was working or living at the time of the proclamation.

OTS-4897.1

AMENDATORY SECTION (Amending WSR 23-15-009, filed 7/6/23, effective 8/6/23)

WAC 192-170-010 Availability for work—RCW 50.20.010. (1) In general, the department will consider you available for work if you:

(a) Are willing to accept suitable full-time, part-time, and temporary work during the usual hours and days of the week customary for your occupation.

(i) You are not required to accept part-time or temporary work if it would substantially interfere with your return to your regular occupation.

(ii) The requirement to be willing to accept full-time work does not apply under the circumstances described in WAC 192-170-050 (1)(b) or 192-170-070;

(b) Are capable of accepting and reporting for any suitable work within the labor market in which you are seeking work;

(c) Do not impose conditions that substantially reduce or limit your opportunity to return to work at the earliest possible time;

(d) Are available for work for at least 40 hours during the week during the hours customary for your trade or occupation; and

(e) Are physically present in your normal labor market area, unless:

(i) You are actively seeking and willing to accept work outside your normal labor market; or

(ii) You are unable to be physically present in your normal labor market area due to a disaster.

(2) You are considered available for work if you are an active registered electrical apprentice in an approved electrical apprenticeship program under chapter 49.04 RCW and chapter 296-05 WAC.

(3) You are not considered available for work if you fail or refuse to seek work as required in a directive issued by the department under WAC 192-180-010.

(4) If you are physically located outside of the United States, Puerto Rico, or the U.S. Virgin Islands, the department will consider you available for work if you meet the requirements of subsections (1) and (2) of this section, and:

(a) You are legally authorized to work in the country in which you are physically located;

(b) You are immediately available for work in the United States; or

(c) You are a spouse or domestic partner of a member of the United States Armed Forces and you are legally authorized to work within the foreign military base where your spouse or domestic partner is stationed.

(5) (a) During the weeks of a declared public health emergency, an unemployed health care worker described in RCW 50.20.050(3) and 50.29.021 (1)(c)(iii) is considered available for work while isolated or under quarantine as directed by a medical professional, local health official, or the Secretary of Health, if the individual is available for work that:

(i) Will commence after the isolation or quarantine period ends; or

(ii) Can be performed from the individual's home.

(b) For the purposes of this section, a health care worker is defined as an individual who was directly involved in the delivery of health services at a health care facility as defined in RCW 9A.50.010.

(c) For the purposes of this subsection, a week of a declared public health emergency is a week during which a public health emergency has been declared for at least one day.

(6) During the weeks of a public health emergency, an unemployed individual may also meet the requirements of RCW 50.20.010 (1)(c) if:

(a) You are able to perform, available to perform, and actively seeking suitable work which can be performed for an employer from your home; and

(b) You or another individual residing with you is at higher risk of severe illness or death from the disease that is the subject of the public health emergency because the higher risk individual:

(i) Was in an age category that is defined as high risk for the disease that is the subject of the public health emergency by:

(A) The federal Centers for Disease Control and Prevention;

(B) The department of health; or

(C) The equivalent agency in the state where the individual resides; or

(ii) Have an underlying health condition, verified pursuant to WAC 192-170-015, that is identified as a risk factor for the disease that is the subject of the public health emergency by:

(A) The federal Centers for Disease Control and Prevention;

(B) The department of health; or

(C) The equivalent agency in the state where the individual resides.

(c) For the purposes of this subsection, a week of a declared public health emergency is a week during which a public health emergency has been declared for at least one day.

(7) (a) An individual who has been impacted by a disaster may be considered available for work if the individual is available for work that:

(i) Will commence after the individual is no longer impacted by the disaster; or

(ii) Can be performed from the individual's current location.

(b) An individual is impacted by a disaster when they have lost housing, transportation, or another resource critical for accessing employment.

OTS-4898.1

AMENDATORY SECTION (Amending WSR 22-13-007, filed 6/2/22, effective 7/3/22)

WAC 192-270-065 Certification of satisfactory progress. (1) In order to continue your eligibility for training benefits, the certification that you are making satisfactory progress in training must be signed by the registrar or an equivalent person designated by your educational institution. Except for dislocated workers eligible under RCW 50.22.155 (2) (a) (i), and disabled individuals as provided in RCW 50.22.155 (2) (c), training must be full-time as determined by the educational institution.

(2) Except as provided in subsection (3), for training benefits purposes the term "satisfactory progress" means:

(a) Your grade point average does not fall below 2.0 for two consecutive terms;

(b) You maintain a grade point average sufficient to graduate from, or receive certification in, your approved area of study; and

(c) You are completing sufficient credit hours to finish your approved course of study within the time frame established under your approved training plan.

(3) In the case of self-paced or ungraded learning programs, "satisfactory progress" means participating in classes and passing certification examinations within the time frame established under your approved training plan.

(4) Reasonable delays directly attributable to an infection from a disease that is the subject of a public health emergency or a request from a medical professional, local health official, or the Secretary of Health to be isolated or quarantined as a consequence of an infection from a disease that is the subject of a public health emergency will not prevent a certification that you are making satisfactory progress in training.

(5) Reasonable delays directly attributable to a disaster will not prevent a certification that you are making satisfactory progress in training.

OTS-4899.1

AMENDATORY SECTION (Amending WSR 23-15-009, filed 7/6/23, effective 8/6/23)

WAC 192-320-078 Catastrophic occurrence. For the purposes of RCW 50.29.021 (3) (a) (iii):

(1) "Catastrophic occurrence" includes the presence of any dangerous, contagious, or infectious disease that is the subject of a public health emergency at the employer's plant, building, worksite, or other facility that causes the employer to close or severely curtail operations.

~~((2))~~ In order to qualify for relief of benefit charges, the disease must be the subject of a public health emergency at the time of the closure or curtailment of operations.

(2) "Employer's plant, building, worksite, or other facility" includes any building or worksite where the individual was working, even if that building or worksite is not owned by the employer.

WSR 24-01-092
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed December 18, 2023, 10:25 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 23-22-053.

Title of Rule and Other Identifying Information: The department of social and health services (DSHS) is proposing to amend WAC 388-450-0185 What income deductions does the department allow when determining if I am eligible for food benefits and the amount of my monthly benefits?, 388-450-0190 How does the department figure my shelter cost income deduction for basic food?, 388-450-0195 Does the department use my utility costs when calculating my basic food or WASHCAP benefits?, and 388-478-0060 What are the income limits and maximum benefit amounts for basic food?

Hearing Location(s): On January 23, 2024, at 10:00 a.m., virtually via Microsoft Teams or call in. Please see the DSHS website for the most up-to-date information.

Date of Intended Adoption: No earlier than January 24, 2024.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, email DSHSRPAURulesCoordinator@dshs.wa.gov, fax 360-664-6185, by January 23, 2024, at 5:00 p.m.

Assistance for Persons with Disabilities: Contact Shelley Tencza, DSHS rules consultant, phone 360-664-6036, fax 360-664-6185, TTY 711 relay service, email Shelley.Tencza@dshs.wa.gov, by January 9, 2024, at 5:00 p.m.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: These amendments comply with federal laws that pertain to cost-of-living adjustments and updated utility values for the basic food program for federal fiscal year 2024.

Reasons Supporting Proposal: Income limits and minimum and maximum benefit amounts, deductions, and resource limits are updated annually by the United States Department of Agriculture, Food and Nutrition Service, effective October 1, 2023. Related emergency rules are currently in place (effective October 1, 2023) under WSR 23-20-061.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.08.090.

Statute Being Implemented: RCW 43.20A.550.

Rule is necessary because of a Federal Law, Agriculture Improvement Act of 2018 (2018 Farm Bill), Section 4002.

Name of Proponent: DSHS, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Alexis Miller, P.O. Box 45470, Olympia, WA 98504-5470, 253-579-3144.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328. These rules are exempt as allowed under RCW 34.05.328 (5) (b) (vii) which states in part, "[t]his section does not apply to...rules of the department of social and health services relating only to client medical or financial eligibility and rules concerning liability for care of dependents.["]

This rule proposal, or portions of the proposal, is exempt from requirements of the Regulatory Fairness Act because the proposal:

Is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Citation of the specific federal statute or regulation and description of the consequences to the state if the rule is not adopted: [Left blank by agency].

Is exempt under RCW 19.85.025(3) as the rules relate only to internal governmental operations that are not subject to violation by a nongovernment party.

Is exempt under RCW 19.85.025(4).

Is exempt under RCW 34.05.328 (5) (b) (vii).

Explanation of exemptions: The proposed rules do not impact small businesses. They only impact DSHS clients.

Scope of exemption for rule proposal:

Is fully exempt.

December 14, 2023
 Katherine I. Vasquez
 Rules Coordinator

SHS-5001.1

AMENDATORY SECTION (Amending WSR 23-17-065, filed 8/14/23, effective 9/14/23)

WAC 388-450-0185 What income deductions does the department allow when determining if I am eligible for food benefits and the amount of my monthly benefits? (1) We determine if your assistance unit (AU) is eligible for basic food and calculate your monthly benefits according to requirements of the Food and Nutrition Act of 2008 and federal regulations related to the supplemental nutrition assistance program (SNAP).

(2) Under these federal laws, we subtract the following amounts from your AU's total monthly income to determine your countable monthly income under WAC 388-450-0162:

(a) A standard deduction based on the number of eligible people in your AU under WAC 388-408-0035:

Eligible AU members	Standard deduction
((4)) <u>3</u> or fewer	((\$193) <u>\$198</u>)
((5)) <u>4</u>	((\$225) <u>\$208</u>)
<u>5</u>	<u>\$244</u>
6 or more	((\$258) <u>\$279</u>)

(b) 20% of your AU's gross earned income (earned income deduction);

(c) Your AU's expected monthly dependent care expense needed for an AU member to:

(i) Keep work, look for work, or accept work;

(ii) Attend training or education to prepare for employment; or

(iii) Meet employment and training requirements under chapter

388-444 WAC;

(d) Medical expenses over \$35 a month owed or anticipated by an elderly or disabled person in your AU as allowed under WAC 388-450-0200; and

(e) A portion of your shelter costs as described in WAC 388-450-0190.

AMENDATORY SECTION (Amending WSR 23-07-095, filed 3/17/23, effective 4/17/23)

WAC 388-450-0190 How does the department figure my shelter cost income deduction for basic food? The department calculates your shelter cost income deduction for basic food as follows:

(1) First, we add up the amounts your assistance unit (AU) must pay each month for shelter. We do not count any overdue amounts, late fees, penalties, or mortgage payments you make ahead of time as allowable shelter costs. We count the following expenses as an allowable shelter cost in the month the expense is due:

(a) Monthly rent, lease, and mortgage payments;

(b) Property taxes;

(c) Homeowner's association or condo fees;

(d) Homeowner's insurance for the building only;

(e) Utility allowance your AU is eligible for under WAC 388-450-0195;

(f) Out-of-pocket repairs for the home if it was substantially damaged or destroyed due to a natural disaster such as a fire or flood;

(g) Expense of a temporarily unoccupied home because of employment, training away from the home, illness, or abandonment caused by a natural disaster or casualty loss if your:

(i) AU intends to return to the home;

(ii) AU has current occupants who are not claiming the shelter costs for basic food purposes; and

(iii) AU's home is not being leased or rented during your AU's absence.

(h) A homeless AU with shelter costs is eligible for a homeless shelter expense deduction of (~~(\$166)~~) \$179. If the homeless AU has shelter costs in excess of this amount, the AU has the option to claim either:

(i) The homeless shelter deduction; or

(ii) Actual shelter costs.

(2) Second, we subtract all deductions your AU is eligible for under WAC 388-450-0185 (2) (a) through (2) (d) from your AU's gross income. The result is your AU's countable income.

(3) Finally, we subtract one-half of your AU's countable income from your AU's total shelter costs. The result is your excess shelter costs. Your AU's shelter cost deduction is the excess shelter costs:

(a) Up to a maximum of (~~(\$624)~~) \$672 if no one in your AU is elderly or disabled; or

(b) The entire amount if an eligible person in your AU is elderly or disabled, even if the amount is over (~~(\$624)~~) \$672.

AMENDATORY SECTION (Amending WSR 23-07-095, filed 3/17/23, effective 4/17/23)

WAC 388-450-0195 Does the department use my utility costs when calculating my basic food or WASHCAP benefits?

(1) The department uses utility allowances instead of the actual utility costs your assistance unit (AU) pays when we determine your:

(a) Monthly benefits under WAC 388-492-0070 if you receive Washington state combined application project (WASHCAP); or

(b) Shelter cost income deduction under WAC 388-450-0190 for basic food.

(2) We use the following amounts if you have utility costs separate from your rent or mortgage payment:

(a) If your AU has heating or cooling costs or receives more than \$20 in low income home energy assistance program (LIHEAP) benefits each year, you get a standard utility allowance (SUA) of ~~((\$462))~~ \$483.

(b) If your household does not receive a LIHEAP payment and the reason is solely because of your immigration status, you get a SUA of ~~((\$462))~~ \$483.

(c) If your AU does not qualify for the SUA and you have any two utility costs listed in subsection (3) of this section, you get a limited utility allowance (LUA) of ~~((\$365))~~ \$383.

(d) If your AU has only telephone costs and no other utility costs, you get a telephone utility allowance (TUA) of ~~((\$59))~~ \$58.

(3) "Utility costs" include the following:

- (a) Heating or cooling fuel;
- (b) Electricity or gas;
- (c) Water;
- (d) Sewer;
- (e) Well installation/maintenance;
- (f) Septic tank installation/maintenance;
- (g) Garbage/trash collection; and
- (h) Telephone service.

(4) If you do not have a utility cost separate from your rent or mortgage payment and do not receive low income energy assistance program (LIHEAP), you do not receive a utility allowance.

AMENDATORY SECTION (Amending WSR 23-07-095, filed 3/17/23, effective 4/17/23)

WAC 388-478-0060 What are the income limits and maximum benefit amounts for basic food?

(1) If your assistance unit (AU) meets all other eligibility requirements for basic food, your AU must have income at or below the limits in columns B and C of this subsection to get basic food, unless you meet one of the exceptions listed below in subsection (2) of this section.

The maximum monthly food assistance benefit your AU could receive is listed in column D of this subsection.

EFFECTIVE (~~(10/1/2021)~~) 10/1/2023

Column A Number of Eligible AU Members	Column B Maximum Gross Monthly Income	Column C Maximum Net (Countable) Monthly Income	Column D Maximum Allotment	Column E 165% of Poverty Level
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1	(\$1,473) <u>\$1,580</u>	(\$1,133) <u>\$1,215</u>	(\$281) <u>\$291</u>	(\$1,869) <u>\$2,005</u>
2	((1,984)) <u>2,137</u>	((1,526)) <u>1,644</u>	((516)) <u>535</u>	((2,518)) <u>2,712</u>
3	((2,495)) <u>2,694</u>	((1,920)) <u>2,072</u>	((740)) <u>766</u>	((3,167)) <u>3,419</u>
4	((3,007)) <u>3,250</u>	((2,313)) <u>2,500</u>	((939)) <u>973</u>	((3,816)) <u>4,125</u>
5	((3,518)) <u>3,807</u>	((2,706)) <u>2,929</u>	((1,116)) <u>1,155</u>	((4,465)) <u>4,832</u>
6	((4,029)) <u>4,364</u>	((3,100)) <u>3,357</u>	((1,339)) <u>1,386</u>	((5,114)) <u>5,539</u>
7	((4,541)) <u>4,921</u>	((3,493)) <u>3,785</u>	((1,480)) <u>1,532</u>	((5,763)) <u>6,246</u>
8	((5,052)) <u>5,478</u>	((3,886)) <u>4,214</u>	((1,691)) <u>1,751</u>	((6,412)) <u>6,952</u>
9	((5,564)) <u>6,035</u>	((4,280)) <u>4,643</u>	((1,902)) <u>1,970</u>	((7,061)) <u>7,659</u>
10	((6,076)) <u>6,592</u>	((4,674)) <u>5,072</u>	((2,113)) <u>2,189</u>	((7,710)) <u>8,366</u>
Each Additional Member	+ ((512)) <u>557</u>	+ ((394)) <u>429</u>	+ ((211)) <u>219</u>	+ ((649)) <u>707</u>

(2) Exceptions:

(a) If your AU is categorically eligible as under WAC 388-414-0001, your AU does not have to meet the gross or net income standards in columns B and C of subsection (1) of this section. We budget your AU's income to decide the amount of basic food your AU will receive.

(b) If your AU includes a member who is 60 years of age or older or has a disability, your AU's income must be at or below the limit in column C of subsection (1) of this section.

(c) If you are 60 years of age or older and cannot buy and cook your own meals because of a permanent disability, we will use column E of subsection (1) of this section to decide if you can be a separate AU.

(d) If your AU has zero income, your benefits are the maximum allotment in column D of subsection (1) of this section, based on the number of eligible members in your AU.

WSR 24-01-093
PROPOSED RULES
BOARD OF REGISTRATION
FOR PROFESSIONAL ENGINEERS
AND LAND SURVEYORS

[Filed December 18, 2023, 10:25 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 23-14-025.

Title of Rule and Other Identifying Information: Chapter 196-21 WAC, Land surveyors-in-training.

Hearing Location(s): On January 31, 2024, at 1 p.m., at Board of Registration for Professional Engineers and Land Surveyors (board) Office, 605 11th Avenue S.E., Suite 201, Olympia, WA 98501; or WebEx meeting. The board is holding this hearing in person at the board's offices in Olympia.

The public may also virtually participate in the hearing by accessing the hearing link on the board's rule-making page <https://brpels.wa.gov/about-us/laws-and-rules/rulemaking-activity>.

Date of Intended Adoption: February 22, 2024.

Submit Written Comments to: Shanan Gillespie, P.O. Box 9025, Olympia, WA 98507-9025, email Shanan.Gillespie@brpels.wa.gov.

Assistance for Persons with Disabilities: Contact Mackenzie Wherrett, phone 360-968-4813, TTY 711 or 1-800-835-5388, email Mackenzie.Wherrett@brpels.wa.gov.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Minor housekeeping changes were made to the existing language to help clarify requirements to take the fundamentals of land surveying examination. Existing language was amended to allow individuals to get certified as a land surveyor-in-training, regardless of where they took the NCEES fundamentals-of-land-surveying (FLS) examination, as long as requirements are met.

Reasons Supporting Proposal: Changing the certification language allows individuals that took and passed the NCEES FLS examination in other states the opportunity to get land surveyor-in-training certification in Washington if requirements are met.

Statutory Authority for Adoption: RCW 18.43.035.

Statute Being Implemented: RCW 18.43.040.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Board of registration for professional engineers and land surveyors, governmental.

Name of Agency Personnel Responsible for Drafting: Shanan Gillespie, 605 11th Avenue S.E., Suite 201, Olympia, WA 98501, 360-664-1570; Implementation and Enforcement: Ken Fuller, 605 11th Avenue S.E., Suite 201, Olympia, WA 98501, 360-968-4805.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328. The board is not one of the agencies to which RCW 34.05.328 applies pursuant to RCW 34.05.328 (5) (a).

This rule proposal, or portions of the proposal, is exempt from requirements of the Regulatory Fairness Act because the proposal:

Is exempt under RCW 19.85.025(3) as the rules only correct typographical errors, make address or name changes, or clarify language of a rule without changing its effect; and rules adopt, amend, or repeal a procedure, practice, or require-

ment relating to agency hearings; or a filing or related process requirement for applying to an agency for a license or permit.

Is exempt under RCW 19.85.025(4).

Explanation of exemptions: RCW 34.05.310 (4)(d) applies because amendments clarify language without changing its effect: WAC 196-21-005, 196-21-010, and 196-21-025.

RCW 34.05.310 (4)(g) applies because amendments are regarding process requirements for applying to an agency or a license or permit: WAC 196-21-005, 196-21-010, 195-21-025, and 196-21-040.

Scope of exemption for rule proposal:

Is fully exempt.

December 18, 2023

Ken Fuller

Director

OTS-5098.1

AMENDATORY SECTION (Amending WSR 04-04-001, filed 1/21/04, effective 2/21/04)

WAC 196-21-005 Declaration and purpose. This chapter contains rules and procedures for applications, eligibility ~~((and))~~ to take the fundamentals of land surveying examination((s)), and to ((be enrolled as)) apply for a land surveyor((s))-in-training certificate.

AMENDATORY SECTION (Amending WSR 14-07-106, filed 3/19/14, effective 4/19/14)

WAC 196-21-010 Eligibility and applications. Eligibility for taking the fundamentals of land surveying exam requires completion and verification of four years of experience. These four years can be achieved through board approved education; board approved practical experience or a combination of both. All applications must be completed in accordance with instructions provided by the board. Once an applicant is notified of board approval to sit for the fundamentals of surveying examination ~~((he or she))~~ they will be instructed to ~~((register directly))~~ schedule their examination with the National Council of Examiners for Engineering and Surveying (NCEES) ~~((for admittance to the examination))~~.

AMENDATORY SECTION (Amending WSR 14-07-106, filed 3/19/14, effective 4/19/14)

WAC 196-21-025 Educational experience. All applicants are required to have original transcripts submitted to the board ~~((by the school registrar in order))~~ to obtain maximum educational experience credit. Applicants enrolled in a school or college that have achieved

senior standing in a baccalaureate curriculum in land surveying approved by the board are eligible to take the fundamentals-of-land surveying examination (~~((without having college transcripts submitted))~~).

Qualifying educational experience may be:

(1) A baccalaureate degree in land surveying from a board approved curriculum for up to four years; or

(2) An associate degree in land surveying from a board approved curriculum for up to two years; or

(3) Each year of qualifying board approved coursework in land surveying, without a degree, that will be evaluated for relevancy and equivalency to a structured curriculum for up to one year;

(4) A postgraduate degree approved by the board for up to one year.

AMENDATORY SECTION (Amending WSR 14-07-106, filed 3/19/14, effective 4/19/14)

WAC 196-21-040 (~~((How do I obtain))~~) **Obtaining certification as a land surveyor-in-training in Washington(?)**. To obtain certification as a land surveyor-in-training in Washington ((is only available to those applicants who designate Washington as their practice state when registering to take)) you must pass the fundamentals of surveying exam and ((who also pass the fundamentals of surveying exam. Those that meet the above conditions must)) submit an application ((for certification as a land surveyor-in-training)) to the board showing you meet the requirements listed in WAC 196-21-020 and 196-21-025.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 196-21-030 Fundamentals-of-land surveying examination.

WSR 24-01-113
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
[Filed December 19, 2023, 9:28 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 23-22-104.

Title of Rule and Other Identifying Information: Electrical rule: WAC 296-46B-906 Inspection fees, 296-46B-909 Electrical/telecommunications contractor's license, administrator certificate and examination, master electrician certificate and examination, electrician certificate and examination, copy, and miscellaneous fees, and 296-46B-911 Electrical testing laboratory and engineer accreditation fees.

Hearing Location(s): On January 26, 2024, at 9:00 a.m., at the Department of Labor and Industries (L&I), 7273 Linderson Way S.W., Tumwater, WA 98501; or join electronically <https://lni-wa.gov.zoom.us/j/82299815281?pwd=WG53aytrUmF0bjB5Tjh4MUhUTVBvZz09>, Passcode ktYtE+#9; or join by phone (audio only) 253-215-8782, Meeting ID 822 9981 5281, Passcode 42501319. The in-person and virtual/telephonic hearing starts at 9:00 a.m. and will continue until all oral comments are received.

Date of Intended Adoption: March 19, 2024.

Submit Written Comments to: Meagan Edwards, L&I, Field Services and Public Safety Division, P.O. Box 44400, Olympia, WA 98504-4400, email Meagan.Edwards@lni.wa.gov, fax 360-902-6134, by 5 p.m. on January 26, 2024.

Assistance for Persons with Disabilities: Contact Meagan Edwards, phone 360-522-0125, fax 360-902-6134, email Meagan.Edwards@lni.wa.gov, by January 5, 2024.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The purpose of this rule making is to propose an increase to the electrical fees by the fiscal growth factor of 6.40 percent. The fee increase is the maximum allowed by the state office of financial management for fiscal year 2025.

This rule making also proposes removing the fee for printed copies of the electrical laws and rules. The electrical program will no longer be providing printed copies as electronic versions are available online for customers.

Reasons Supporting Proposal: A fee increase is needed to support increased operating expenses for inspections and other electrical program services. The current fee levels are insufficient to cover current electrical program expenses. The fee increase is necessary to ensure that revenues match expenditures. Removing the fee for printed copies of the electrical laws and rules will ensure the rule is up-to-date and aligns with requirements.

Statutory Authority for Adoption: Chapter 19.28 RCW, Electricians and electrical installations, including RCW 19.28.031 and 19.28.251.

Statute Being Implemented: Chapter 19.28 RCW, Electricians and electrical installations, including RCW 19.28.031 and 19.28.251.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: L&I, governmental.

Name of Agency Personnel Responsible for Drafting: Wayne Molesworth, Program Manager, Tumwater, Washington, 360-480-5673; Implementation and Enforcement: Steve Reinmuth, Assistant Director, Tumwater, Washington, 360-902-6348.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328. This rule proposal is exempt from the cost-benefit analysis requirement under the Administrative Procedure Act. RCW 34.05.328 (5)(b)(vi) exempts rules that set or adjust fees under the authority of RCW 19.02.075 or that set or adjust fees or rates pursuant to legislative standards, including fees set or adjusted under the authority of RCW 19.80.045.

This rule proposal, or portions of the proposal, is exempt from requirements of the Regulatory Fairness Act because the proposal:

Is exempt under RCW 19.85.025(3) as the rules set or adjust fees under the authority of RCW 19.02.075 or that set or adjust fees or rates pursuant to legislative standards, including fees set or adjusted under the authority of RCW 19.80.045.

Scope of exemption for rule proposal:

Is fully exempt.

December 19, 2023
Joel Sacks
Director

OTS-5075.4

AMENDATORY SECTION (Amending WSR 21-11-085, filed 5/18/21, effective 7/1/21)

WAC 296-46B-906 Inspection fees. To calculate inspection fees, the amperage is based on the conductor ampacity or the overcurrent device rating. The total fee must not be less than the number of progress inspection (one-half hour) units times the progress inspection fee rate from subsection (8) of this section, PROGRESS INSPECTIONS.

The amount of the fee due is calculated based on the fee effective at the date of a department assessed fee (e.g., plan review or fee due) or when the electrical permit is purchased.

(1) Residential.

(a) Single- and two-family residential (New Construction).

Notes:

- (1) Square footage is the area included within the surrounding exterior walls of a building exclusive of any interior courts. (This includes any floor area in an attached garage, basement, or unfinished living space.)
- (2) "Inspected with the service" means that a separate service inspection fee is included on the same electrical work permit.
- (3) "Inspected at the same time" means all wiring is to be ready for inspection during the initial inspection trip.
- (4) An "outbuilding" is a structure that serves a direct accessory function to the residence, such as a pump house or storage building. Outbuilding does not include buildings used for commercial type occupancies or additional dwelling occupancies.

(i) First 1300 sq. ft.	((\$99.60)) \$105.90
Each additional 500 sq. ft. or portion of	((\$31.80)) \$33.80
(ii) Each outbuilding or detached garage - Inspected at the same time as a dwelling unit on the property	((\$41.40)) \$44.00
(iii) Each outbuilding or detached garage - Inspected separately	((\$65.50)) \$69.60
(iv) Each swimming pool - Inspected with the service	((\$65.50)) \$69.60

- (v) Each swimming pool - Inspected separately ((~~\$99.60~~)
\$105.90)
- (vi) Each hot tub, spa, or sauna - Inspected with the service ((~~\$41.40~~)
\$44.00)
- (vii) Each hot tub, spa, or sauna - Inspected separately ((~~\$65.50~~)
\$69.60)
- (viii) Each septic pumping system - Inspected with the service ((~~\$41.40~~)
\$44.00)
- (ix) Each septic pumping system - Inspected separately ((~~\$65.50~~)
\$69.60)

(b) Multifamily residential and miscellaneous residential structures, services and feeders (New Construction).

Each service and/or feeder

Ampacity	Service/Feeder	Additional Feeder
0 to 200	((\$107.40) <u>\$114.20</u>)	((\$31.80) <u>\$33.80</u>)
201 to 400	((\$133.60) <u>\$142.10</u>)	((\$65.50) <u>\$69.90</u>)
401 to 600	((\$183.50) <u>\$195.20</u>)	((\$91.20) <u>\$97.00</u>)
601 to 800	((\$235.50) <u>\$250.50</u>)	((\$125.40) <u>\$133.40</u>)
801 and over	((\$335.90) <u>\$357.40</u>)	((\$251.90) <u>\$268.00</u>)

(c) Single or multifamily altered services or feeders including circuits.

(i) Each altered service and/or altered feeder

Ampacity	Service/Feeder
0 to 200	((\$91.20) <u>\$97.00</u>)
201 to 600	((\$133.60) <u>\$142.10</u>)
601 and over	((\$201.40) <u>\$214.20</u>)

(ii) Maintenance or repair of a meter or mast (no alterations to the service or feeder) ((~~\$49.40~~)
\$52.50)

(d) Single or multifamily residential circuits only (no service inspection).

Note:

Altered or added circuit fees are calculated per panelboard. Total cost of the alterations in an individual panel should not exceed the cost of a complete altered service or feeder of the same rating, as shown in subsection (1) RESIDENTIAL (c) (table) of this section.

- (i) 1 to 4 circuits (see note above) ((~~\$65.50~~)
\$69.60)
- (ii) Each additional circuit (see note above) ((~~\$6.90~~)
\$7.30)

(e) Mobile homes and modular homes.

- (i) Mobile home or modular home service or feeder only ((~~\$65.50~~)
\$69.60)
- (ii) Mobile home service and feeder ((~~\$107.40~~)
\$114.20)

(f) Mobile home park sites and RV park sites.

Note:

For master service installations, see subsection (2) COMMERCIAL/INDUSTRIAL of this section.

- (i) First site service or site feeder ((~~\$65.50~~)
\$69.60)
- (ii) Each additional site service; or additional site feeder inspected at the same time as the first service or feeder ((~~\$41.40~~)
\$44.00)

(2) Commercial/industrial.

(a) New service or feeder, and additional new feeders inspected at the same time (includes circuits).

Note:

For large COMMERCIAL/INDUSTRIAL projects that include multiple feeders, "inspected at the same time" can be interpreted to include additional inspection trips for a single project. The additional inspections must be for electrical work specified on the permit at the time of purchase. The permit fee for such projects must be calculated using this section. However, the total fee must not be less than the number of progress inspection (one-half hour) units times the progress inspection fee rate from subsection (8) PROGRESS INSPECTIONS of this section.

Ampacity	Service/Feeder	Additional Feeder
0 to 100	((\$107.40) <u>\$114.20</u>)	((\$65.50) <u>\$69.60</u>)
101 to 200	((\$130.80) <u>\$139.10</u>)	((\$83.50) <u>\$88.80</u>)
201 to 400	((\$251.90) <u>\$268.00</u>)	((\$99.60) <u>\$105.90</u>)
401 to 600	((\$293.60) <u>\$312.30</u>)	((\$117.20) <u>\$124.70</u>)
601 to 800	((\$379.80) <u>\$404.10</u>)	((\$159.70) <u>\$169.90</u>)
801 to 1000	((\$463.70) <u>\$493.30</u>)	((\$193.20) <u>\$205.50</u>)
1001 and over	((\$505.90) <u>\$538.20</u>)	((\$269.70) <u>\$286.90</u>)

(b) Altered services/feeders (no circuits).

(i) Service/feeder

Ampacity	Service/Feeder
0 to 200	((\$107.40) <u>\$114.20</u>)
201 to 600	((\$251.90) <u>\$268.00</u>)
601 to 1000	((\$379.80) <u>\$404.10</u>)
1001 and over	((\$421.90) <u>\$448.90</u>)

(ii) Maintenance or repair of a meter or mast (no alterations to the service or feeder) ((~~\$91.20~~)
\$97.00)

(c) Circuits only.

Note:

Altered/added circuit fees are calculated per panelboard. Total cost of the alterations in a panel (or panels) should not exceed the cost of a new feeder (or feeders) of the same rating, as shown in subsection (2) COMMERCIAL/INDUSTRIAL (2)(a)(table) above.

(i) First 5 circuits per branch circuit panel ((~~\$83.50~~)
\$88.80)

(ii) Each additional circuit per branch circuit panel ((~~\$6.90~~)
\$7.30)

(d) Over 600 volts surcharge per permit. ((~~\$83.50~~)
\$88.80)

(3) Temporary service(s).

Notes:

(1) See WAC 296-46B-590 for information about temporary installations.

(2) Temporary stage or concert inspections requested outside of normal business hours will be subject to the portal-to-portal hourly fees in subsection (11) OTHER INSPECTIONS. The fee for such after hours inspections will be the greater of the fee from this subsection or the portal-to-portal fee.

Temporary services, temporary stage or concert productions.

Ampacity	Service/Feeder	Additional Feeder
0 to 60	((\$57.40) <u>\$61.00</u>)	((\$29.40) <u>\$31.20</u>)
61 to 100	((\$65.50) <u>\$69.60</u>)	((\$31.80) <u>\$33.80</u>)
101 to 200	((\$83.50) <u>\$88.80</u>)	((\$41.40) <u>\$44.00</u>)
201 to 400	((\$99.60) <u>\$105.90</u>)	((\$49.50) <u>\$52.60</u>)

401 to 600	((\$133.60) \$142.10)	((\$65.50) \$69.60)
601 and over	((\$151.50) \$161.20)	((\$75.40) \$80.20)

(4) Irrigation machines, pumps, and equipment.

Irrigation machines.

- (a) Each tower - When inspected at the same time as a service and feeder from (2) COMMERCIAL/INDUSTRIAL ((~~\$6.90~~)
\$7.30)
- (b) Towers - When not inspected at the same time as a service and feeder - 1 to 6 towers ((~~\$99.60~~)
\$105.90)
- (c) Each additional tower ((~~\$6.90~~)
\$7.30)

(5) Miscellaneous - Commercial/industrial and residential.

(a) **A Class 2 low-voltage thermostat** and its associated cable controlling a single piece of utilization equipment or a single furnace and air conditioner combination.

- (i) First thermostat ((~~\$49.50~~)
\$52.60)
- (ii) Each additional thermostat inspected at the same time as the first ((~~\$15.30~~)
\$16.20)

(b) **Class 2 or 3 low-voltage systems and telecommunications systems.** Includes all telecommunications installations, fire alarm, nurse call, energy management control systems, industrial and automation control systems, lighting control systems, and similar Class 2 or 3 low-energy circuits and equipment not included in WAC 296-46B-908 for Class B work.

- (i) First 2500 sq. ft. or less ((~~\$57.40~~)
\$61.00)
- (ii) Each additional 2500 sq. ft. or portion thereof ((~~\$15.30~~)
\$16.20)

(c) Signs and outline lighting.

- (i) First sign (no service included) ((~~\$49.50~~)
\$52.60)
- (ii) Each additional sign inspected at the same time on the same building or structure ((~~\$23.30~~)
\$24.70)

(d) Berth at a marina or dock.

Note:

Five berths or more will be permitted to have the inspection fees based on appropriate service and feeder fees from section (2) COMMERCIAL/INDUSTRIAL above.

- (i) Berth at a marina or dock ((~~\$65.50~~)
\$69.60)
- (ii) Each additional berth inspected at the same time ((~~\$41.40~~)
\$44.00)

(e) Yard pole, pedestal, or other meter loops only.

- (i) Yard pole, pedestal, or other meter loops only ((~~\$65.50~~)
\$69.60)
- (ii) Meters installed remote from the service equipment and inspected at the same time as a service, temporary service or other installations ((~~\$15.30~~)
\$16.20)

(f) Inspection appointment requested for outside of normal working hours.

- Regular fee plus surcharge of: ((~~\$125.40~~)
\$133.40)

(g) Generators.

Note:

Permanently installed generators: Refer to the appropriate residential or commercial new/alterd service or feeder section.

- Portable generators: Permanently installed transfer equipment for portable generators ((~~\$91.20~~)
\$97.00)

(h) Electrical - Annual permit fee.

Note:

See WAC 296-46B-901(13).

For commercial/industrial location employing full-time electrical maintenance staff or having a yearly maintenance contract with a licensed electrical contractor. Note, all yearly maintenance contracts must detail the number of contractor electricians necessary to complete the work required under the contract. This number will be used as a basis for calculating the appropriate fee. Each inspection is based on a 2-hour maximum.

	Inspections	Fee
1 to 3 plant electricians	12	((\$2,416.40) <u>\$2,571.00</u>)
4 to 6 plant electricians	24	((\$4,835.60) <u>\$5,145.00</u>)
7 to 12 plant electricians	36	((\$7,253.10) <u>\$7,717.30</u>)
13 to 25 plant electricians	48	((\$9,672.30) <u>\$10,291.30</u>)
More than 25 plant electricians	52	((\$12,091.50) <u>\$12,865.30</u>)

(i) Telecommunications - Annual permit fee.

Notes:

(1) See WAC 296-46B-901(12).

(2) Annual inspection time required may be estimated by the purchaser at the rate for "OTHER INSPECTIONS" in this section, charged portal-to-portal per hour.

For commercial/industrial location employing full-time telecommunications maintenance staff or having a yearly maintenance contract with a licensed electrical/telecommunications contractor.

2-hour minimum ((~~\$199.70~~)
\$212.40)

Each additional hour, or portion thereof, of portal-to-portal inspection time ((~~\$99.60~~)
\$105.90)

(j) Permit requiring ditch cover inspection only.

Each 1/2 hour, or portion thereof ((~~\$49.50~~)
\$52.60)

(k) Cover inspection for elevator/conveyance installation. This item is only available to a licensed/registered elevator contractor. ((~~\$83.50~~)
\$88.80)

(6) Carnival inspections.

(a) First carnival field inspection each calendar year.

(i) Each ride and generator truck ((~~\$23.30~~)
\$24.70)

(ii) Each remote distribution equipment, concession, or gaming show ((~~\$6.90~~)
\$7.30)

(iii) If the calculated fee for first carnival field inspection above is less than ((~~\$106.30~~) **\$113.10**), the minimum inspection fee will be: ((~~\$125.40~~)
\$133.40)

(b) Subsequent carnival inspections.

(i) First (~~ten~~) 10 rides, concessions, generators, remote distribution equipment, or gaming show ((~~\$125.40~~)
\$133.40)

(ii) Each additional ride, concession, generator, remote distribution equipment, or gaming show ((~~\$6.90~~)
\$7.30)

(c) Concession(s) or ride(s) not part of a carnival.

(i) First field inspection each year of a single concession or ride, not part of a carnival ((~~\$99.60~~)
\$105.90)

(ii) Subsequent inspection of a single concession or ride, not part of a carnival ((~~\$65.50~~)
\$69.60)

(7) Trip fees.

(a) Requests by property owners to inspect existing installations. (This fee includes a maximum of one hour of inspection time. All inspection time exceeding one hour will be charged at the rate for progressive inspections.) ((~~\$99.60~~)
\$105.90)

(b) Submitter notifies the department that work is ready for inspection when it is not ready. ((~~\$49.50~~)
\$52.60)

(c) Additional inspection required because submitter has provided the wrong address or incomplete, improper or illegible directions for the site of the inspection. ((~~\$49.50~~)
\$52.60)

- (d) More than one additional inspection required to inspect corrections; or for repeated neglect, carelessness, or improperly installed electrical work. ((~~\$49.50~~)
\$52.60)
- (e) Each trip necessary to remove a noncompliance notice. ((~~\$49.50~~)
\$52.60)
- (f) Corrections that have not been made in the prescribed time, unless an exception has been requested and granted. ((~~\$49.50~~)
\$52.60)
- (g) Installations that are covered or concealed before inspection. ((~~\$49.50~~)
\$52.60)

(8) Progress inspections.**Note:**

The fees calculated in subsections (1) through (6) of this section will apply to all electrical work. This section will be applied to a permit where the permit holder has requested additional inspections beyond the number supported by the permit fee calculated at the rate in subsections (1) through (6) of this section.

- On partial or progress inspections, each 1/2 hour.** ((~~\$49.50~~)
\$52.60)

(9) Plan review.

- (a) Plan review fee is 35% of the electrical work permit fee as determined by WAC 296-46B-906. 35%
- (b) Plan review submission fee . ((~~\$83.50~~)
\$88.80)
- (c) Supplemental submissions of plans per hour or fraction of an hour of review time. ((~~\$99.60~~)
\$105.90)
- (d) Plan review handling fee. ((~~\$23.30~~)
\$24.70)

(10) Out-of-state inspections.

- (a) Permit fees will be charged according to the fees listed in this section.
- (b) Travel expenses:

All travel expenses and per diem for out-of-state inspections are billed following completion of each inspection(s). These expenses can include, but are not limited to: Inspector's travel time, travel cost and per diem at the state rate. Travel time is hourly based on the rate in subsection (11) of this section.

(11) Other inspections.

- Inspections not covered by above inspection fees must be charged portal-to-portal per hour: ((~~\$99.60~~)
\$105.90)

(12) Variance request processing fee.

- Variance request processing fee. This fee is nonrefundable once the transaction has been validated. ((~~\$99.60~~)
\$105.90)

(13) Class B basic electrical work labels.

- (a) Block of ~~((twenty)) 20~~ Class B basic electrical work labels (not refundable). ((~~\$273.60~~)
\$291.10)
- (b) Reinspection of Class B basic electrical work to assure that corrections have been made (per 1/2 hour timed from leaving the previous inspection until the reinspection is completed). See WAC 296-46B-908(5). ((~~\$49.50~~)
\$52.60)
- (c) Reinspection of Class B basic electrical work because of a failed inspection of another Class B label (per 1/2 hour from previous inspection until the reinspection is completed). See WAC 296-46B-908(5). ((~~\$49.50~~)
\$52.60)

(14) Provisional electrical work permit labels.

- Block of ~~((twenty)) 20~~ provisional electrical work permit labels. ((~~\$273.60~~)
\$291.10)

AMENDATORY SECTION (Amending WSR 21-11-085, filed 5/18/21, effective 7/1/21)

WAC 296-46B-909 Electrical/telecommunications contractor's license, administrator certificate and examination, master electrician certificate and examination, electrician certificate and examination, copy, and miscellaneous fees.

Notes:

- (1) The department will deny renewal of a license, certificate, or permit if an individual owes money as a result of an outstanding final judgment(s) to the department or is in revoked status. The department will deny application of a license, certificate, or permit if an individual is in suspended status or owes money as a result of an outstanding final judgment(s) to the electrical program.
- (2) Certificates may be prorated for shorter renewal periods in one-year increments. Each year or part of a year will be calculated to be one year.
- (3) The amount of the fee due is calculated based on the fee effective at the date payment is made.

**(1) General or specialty contractor's license per
(~~twenty-four~~) 24-month period. (Nonrefundable
after license has been issued.)**

(a) Initial application or renewal made in person, by mail, or by fax	(\$293.60) \$312.30
(b) Renewal fully completed using the online web process	(\$254.00) \$270.20
(c) Reinstatement of a general or specialty contractor's license after a suspension	(\$59.40) \$63.20

(2) Master electrician/administrator/electrician/trainee certificate.

(a) Examination application (nonrefundable)

Administrator certificate examination application. (Required only for department administered examinations.) (Not required when testing with the department's contractor.)	(\$36.70) \$39.00
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(b) Examination fees (nonrefundable)

Note:

Normal examination administration is performed by a state authorized contractor. The fees for such examinations are set by contract with the department. For written examinations administered by the department, use the following fee schedule.

(i) Master electrician or administrator first-time examination fee (when administered by the department)	(\$88.60) \$94.20
(ii) Master electrician or administrator retest examination fee (when administered by the department)	(\$103.80) \$110.40
(iii) Journey level or specialty electrician examination fee (first test or retest when administered by the department)	(\$66.70) \$70.90
(iv) Certification examination review fee	(\$137.40) \$146.10

(c) Original certificates (nonrefundable after certificate has been issued)

(i) Electrical administrator original certificate (except 09 telecommunication)	(\$132.80) \$141.30
(ii) Telecommunications administrator original certificate (for 09 telecommunications)	(\$88.30) \$93.90
(iii) Master electrician exam application (includes original certificate and application processing fee) ((\$36.70)) \$39.00 is nonrefundable after application is submitted)	(\$169.80) \$180.60
(iv) Journey level, specialty, or reciprocal electrician application (includes original certificate and application processing fee) ((\$36.70)) \$39.00 is nonrefundable after application is submitted)	(\$95.20) \$101.20
(v) Training certificate	
(A) Initial application made in person, by mail, or by fax	(\$46.60) \$49.50
(B) Initial application fully completed online using the online web process	(\$40.00) \$42.50
(C) 0% supervision modified training certificate. Includes trainee update of hours (i.e., submission of affidavit of experience) ((\$56.40)) \$60.00 is nonrefundable after application is submitted)	(\$84.90) \$90.30
(D) 75% supervision modified training certificate.	(\$56.40) \$60.00
(E) Unsupervised training certificate as allowed by RCW 19.28.161 (4)(b).	(\$27.90) \$29.60
(d) Certificate renewal (nonrefundable)	
(i) Master electrician or administrator certificate renewal	
(A) Renewal made in person, by mail, or by fax	(\$167.80) \$178.50
(B) Renewal fully completed using the online web process	(\$145.80) \$155.10

(ii) Telecommunications (09) administrator certificate renewal	
(A) Renewal made in person, by mail, or by fax	((\$111.80) <u>\$118.90</u>)
(B) Renewal fully completed using the online web process	((\$96.40) <u>\$102.50</u>)
(iii) Late renewal of master electrician or administrator certificate	
(A) Renewal made in person, by mail, or by fax	((\$335.60) <u>\$357.00</u>)
(B) Renewal fully completed using the online web process	((\$291.60) <u>\$310.20</u>)
(iv) Late renewal of telecommunications (09) administrator certificate	
(A) Renewal made in person, by mail, or by fax	((\$223.60) <u>\$237.90</u>)
(B) Renewal fully completed using the online web process	((\$192.80) <u>\$205.10</u>)
(v) Journey level or specialty electrician certificate renewal	
(A) Renewal made in person, by mail, or by fax	((\$88.30) <u>\$93.90</u>)
(B) Renewal fully completed using the online web process	((\$76.90) <u>\$81.80</u>)
(vi) Late renewal of journey level or specialty electrician certificate	
(A) Renewal made in person, by mail, or by fax	((\$176.60) <u>\$187.90</u>)
(B) Renewal fully completed using the online web process	((\$153.80) <u>\$163.60</u>)
(vii) Trainee update of hours submitted more than 30 days after expiration of a training certificate	((\$56.40) <u>\$60.00</u>)
(viii) Trainee certificate renewal	
(A) Renewal made in person, by mail, or by fax	((\$56.40) <u>\$60.00</u>)
(B) Renewal fully completed using the online web process when the affidavit of experience is submitted per WAC 296-46B-942 (8)(d)	((\$49.20) <u>\$52.30</u>)
(ix) Late trainee certificate renewal	
(A) Renewal made in person, by mail, or by fax	((\$79.20) <u>\$84.20</u>)
(B) Renewal fully completed using the online web process	((\$68.90) <u>\$73.30</u>)
(e) Certificate - Reinstatement (nonrefundable)	
(i) Reinstatement of a suspended master electrician or administrator's certificate (in addition to normal renewal fee)	((\$59.40) <u>\$63.20</u>)
(ii) Reinstatement of suspended journey level, or specialty electrician certificate (in addition to normal renewal fee)	((\$27.90) <u>\$29.60</u>)
(f) Assignment/unassignment of master electrician/administrator designation (nonrefundable)	((\$44.00) <u>\$46.80</u>)
(3) Certificate/license.	
(a) Replacement for lost or damaged certificate/license. (Nonrefundable.)	((\$19.20) <u>\$20.40</u>)
(b) Optional display quality General Master Electrician certificate.	((\$31.30) <u>\$33.30</u>)
(4) Continuing education courses or instructors. (Nonrefundable.)	
(a) If the course or instructor review is performed by the electrical board or the department	
The course or instructor review	((\$56.50) <u>\$60.10</u>)
(b) If the course or instructor review is contracted out by the electrical board or the department	
(i) Continuing education course or instructor submittal and approval (per course or instructor)	As set in contract

(ii) Applicant's request for review, by the chief electrical inspector, of the contractor's denial	(((\$137.70)) <u>\$146.50</u>)
(5) Copy fees. (Nonrefundable.)	
((#)) Certified copy of each document (maximum charge per file):	(((\$62.50)) <u>\$66.50</u>)
((#)) (a) First page:	(((\$27.90)) <u>\$29.60</u>)
((#)) (b) Each additional page:	(((\$2.20)) <u>\$2.30</u>)
((b) RCW or WAC printed document:	\$6.10)
(6) Training school program review fees. Initial training school program review fee. (Nonrefundable.)	
(a) Initial training school program review fee submitted for approval. Valid for three years or until significant changes in program content or course length are implemented (see WAC 296-46B-971(4)).	(((\$650.90)) <u>\$692.50</u>)
(b) Renewal of training school program review fee submitted for renewal. Valid for 3 years or until significant changes in program content or course length are implemented (see WAC 296-46B-971(4)).	(((\$325.40)) <u>\$346.20</u>)

AMENDATORY SECTION (Amending WSR 21-11-085, filed 5/18/21, effective 7/1/21)

WAC 296-46B-911 Electrical testing laboratory and engineer accreditation fees. The amount of the fee due is calculated based on the fee effective at the date payment is made.

Electrical testing laboratory	
Initial filing fee: (Nonrefundable)	(((\$618.80)) <u>\$658.40</u>)
Initial accreditation fee:	
1 product category	(((\$309.30)) <u>\$329.10</u>)
Each additional category for the next 19 categories	(((\$123.60)) <u>\$131.50 each</u>)
Maximum for 20 categories or more	(((\$2,661.30)) <u>\$2,831.60</u>)
Renewal fee: (Nonrefundable)	50% of initial filing fee
Renewal of existing accreditations	
Each additional category for the next 19 categories	(((\$123.60)) <u>\$131.50 each</u>)
Maximum for 20 categories or more	(((\$2,661.30)) <u>\$2,831.60</u>)
Engineer for evaluating industrial utilization equipment	
Initial filing fee: (Nonrefundable)	(((\$618.80)) <u>\$658.40</u>)
Renewal fee: (Nonrefundable)	50% of initial filing fee

WSR 24-01-122
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 23-19—Filed December 19, 2023, 12:27 p.m.]

Original Notice.

Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).

Title of Rule and Other Identifying Information: Amending Deer Lake fishing rules to address petition requests.

Hearing Location(s): On January 25-27, 2024, at 8:00 a.m., at Natural Resources Building, 1111 Washington Street S.E., Olympia; and virtually. Please click the link below to join the webinar <https://us06web.zoom.us/j/89619659014>; or One-tap mobile +12532050468,,89619659014# US, +12532158782,,89619659014# US (Tacoma); or phone. Dial (for higher quality, dial a number based on your current location), +1 253 205 0468 US, +1 253 215 8782 US (Tacoma), Webinar ID 896 1965 9014. International numbers available <https://us06web.zoom.us/j/89619659014>.

Date of Intended Adoption: February 16, 2024.

Submit Written Comments to: Rules Coordinator, P.O. Box 4320, Olympia, WA 98504, voice comments 855-925-2801, enter code #3935, written comments deerlakefishing@publicinput.com, by January 28, 2024.

Assistance for Persons with Disabilities: Contact VI/ADA compliance coordinator, phone 360-902-2349, TTY 711, email Title6@dfw.wa.gov, <https://wdfw.wa.gov/accessibility/requestsaccommodation>, by January 19, 2024.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Proposal is intended to increase angler opportunity on Deer Lake, Stevens County. Increasing the season length on Deer Lake could increase angler exploitation of lake trout, potentially eliminating a trophy fishery for lake trout. Rules will be adjusted to change the fishing season on Deer Lake from March 1st to November 30th open season to year-round, and lake trout rules will be adjusted from no daily limit to five fish daily, no more than one greater than 30 inches.

Reasons Supporting Proposal: Adjusting rules on Deer Lake will increase angler opportunity.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.055, 77.12.047, and 77.60.070.

Statute Being Implemented: RCW 77.04.012, 77.04.055 and 77.12.047.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Washington state department of fish and wildlife (WDFW), governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Chris Donley, Spokane, Washington, 509-892-1001 ext. 307; and Enforcement: Captain Mike Sprecher, Spokane, Washington, 509-892-1001.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328. Under RCW 34.05.328(5), a cost-benefit analysis is not required for this rule as WDFW is not implementing chapter 77.55 RCW with this rule.

This rule proposal, or portions of the proposal, is exempt from requirements of the Regulatory Fairness Act because the proposal:

Is exempt under RCW 19.85.025(4).

Scope of exemption for rule proposal:
Is fully exempt.

December 19, 2023
Scott Bird
Rules Coordinator

OTS-5118.1

AMENDATORY SECTION (Amending WSR 23-13-072, filed 6/14/23, effective 7/15/23)

WAC 220-312-050 Freshwater exceptions to statewide rules—East-side. (1) **Countywide freshwater exceptions to statewide rules:**

(a) Irrigation canals, wasteways, drains and the inlets and outlets of all lakes, ponds, and reservoirs in Grant and Adams counties (except Crab Creek, Rocky Ford Creek and Ponds, Columbia Basin Hatchery Creek, Bobcat Creek, Coyote Creek, Frenchman Hills Wasteway and Drains, Hays Creek, Red Rock Creek, Sand Hollow Creek, and Lake Lenore inlet and outlet) are open year-round, statewide lake rules apply to all species.

(b) In Adams, Douglas, Franklin, Grant, and Okanogan counties, except Zosel Dam (Okanogan River) and Enloe Dam (Similkameen River): It is permissible to fish up to the base of all dams.

(2) **Aeneas Lake (Okanogan County):**

(a) Open the fourth Saturday in April through October 31.

(b) Fly fishing only.

(c) It is unlawful to fish from a floating device equipped with a motor.

(d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.

(3) **Ahtanum Creek (Yakima County):** Selective gear rules.

(4) **Ahtanum Creek, North Fork (Yakima County):**

(a) From the Grey Rock Trailhead Bridge crossing upstream to Shellneck Creek: Closed waters.

(b) Selective gear rules.

(5) **Ahtanum Creek, Middle Fork (Yakima County):**

(a) From the A2000 Spur Road Bridge in NE 1/4 of Section 34 upstream to the A2800 Road Bridge at Tree Phones Campground: Closed waters.

(b) Selective gear rules.

(6) **Alta Lake (Okanogan County):** Open the fourth Saturday in April through October 31.

(7) **Amber Lake (Spokane County):**

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Open March 1 through November 30.

(d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.

(8) **American River (Yakima County):**

(a) Selective gear rules.

(b) From the Highway 410 Bridge at river mile 5.4 to the Mesatchee Creek Trail crossing at river mile 15.8: Closed waters from July 16 through September 15.

(9) **Amon Wasteway (Benton County)**: Selective gear rules.

(10) **Andrews Creek (tributary to Chewuch River) (Okanogan County)**: From the mouth to the falls approximately 0.5 miles upstream: Closed waters.

(11) **Asotin Creek, mainstem and forks (Asotin County)**:

(a) Closed waters:

(i) South Fork from mouth upstream.

(ii) North Fork from USFS border upstream.

(b) Game fish: Statewide minimum length/daily limit, except: It is unlawful to fish for steelhead.

(c) Selective gear rules.

(12) **Aspen Lake (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(13) **Badger Lake (Spokane County)**: Open the fourth Saturday in April through September 30.

(14) **Banks Lake (Grant County)**:

(a) Chumming is permissible.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Crappie: Daily limit 10; minimum length 9 inches.

(ii) Yellow perch: Daily limit 25.

(15) **Bayley Lake (Stevens County)**:

(a) Inlet stream: Closed waters.

(b) Open the fourth Saturday in April through October 31.

(c) Fly fishing only.

(d) It is unlawful to fish from a floating device equipped with a motor.

(e) Release all fish.

(16) **Bear Creek (tributary to South Fork Tieton River) (Yakima County)**: From the mouth to the falls (approximately 0.75 mile): Closed waters.

(17) **Bear Lake (Spokane County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(18) **Beaver Creek (tributary to Methow River) (Okanogan County)**: Closed waters.

(19) **Beaver Lake (Big) (Okanogan County)**: Open the fourth Saturday in April through October 31.

(20) **Beaver Lake, (Little)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(21) **Beda Lake (Grant County)**:

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.

(22) **Beehive (Lake) Reservoir (Chelan County)**:

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(23) **Beth Lake (Okanogan County)**: Open the fourth Saturday in April through October 31.

(24) **Big Four Lake (Columbia County)**:

- (a) Fly fishing only.
- (b) It is unlawful to fish from any floating device.
- (c) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 2; minimum length 14 inches.
- (25) **Big Meadow Lake (Pend Oreille County):**
 - (a) Open the fourth Saturday in April through October 31.
 - (b) It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.
- (26) **Big Twin Lake (Okanogan County):**
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Selective gear rules.
 - (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.
- (27) **Blackbird Island Pond (Chelan County):** Open July 1 through September 30 for juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (28) **Black Canyon Creek (tributary to Methow River) (Okanogan County):** Closed waters.
- (29) **Black Lake (Chelan County):** Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (30) **Black Lake (Okanogan County):** Selective gear rules.
- (31) **Black Lake (Stevens County):** Open the fourth Saturday in April through October 31.
- (32) **Blue Lake (Columbia County):** It is unlawful to fish from any floating device.
- (33) **Blue Lake (Grant County):** Open the fourth Saturday in April through September 30.
- (34) **Blue Lake (near Sinlahekin) (Okanogan County):**
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Selective gear rules.
 - (c) It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.
 - (d) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (e) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.
- (35) **Blue Lake (near Wannacut Lake) (Okanogan County):**
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Selective gear rules.
 - (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1, minimum length 18 inches.
- (36) **Bobcat Creek and Ponds (Adams County):** Open the fourth Saturday in April through September 30.
- (37) **Bonaparte Creek (Okanogan County):** From the mouth to the falls approximately river mile 1.0: Closed waters.
- (38) **Bonaparte Lake (Okanogan County):**
 - (a) It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (39) **Boulder Creek and tributaries (Okanogan County):** From the mouth to the barrier falls at river mile 1.0: Closed waters.

- (40) **Box Canyon Creek and tributaries (Kittitas County):** From mouth (Kachess Reservoir) upstream approximately 2 miles to the 20 foot high waterfall, including that portion of the creek that flows through the dry lake bed: Closed waters.
- (41) **Browns Lake (Pend Oreille County):**
- (a) Open the fourth Saturday in April through October 31.
 - (b) Fly fishing only.
 - (c) It is unlawful to fish from a floating device equipped with a motor.
- (42) **Bumping Lake (Reservoir) (Yakima County):** Chumming is permissible.
- (43) **Buckskin Creek and tributaries (Yakima County):** From the mouth to the west boundary of Suntides Golf Course: Closed waters.
- (44) **Bumping River (Yakima County):**
- (a) It is permissible to fish up to the base of Bumping Dam.
 - (b) From the mouth to Bumping Reservoir; selective gear rules.
- (45) **Burke Lake (Grant County):** Open March 1 through September 30.
- (46) **Buttermilk Creek (tributary to Twisp River) (Okanogan County), including tributaries:**
- (a) Open the Saturday before Memorial Day through August 15.
 - (b) Release all fish.
 - (c) Selective gear rules.
- (47) **Buzzard Lake (Okanogan County):**
- (a) Open the fourth Saturday in April through October 31.
 - (b) Selective gear rules.
 - (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.
- (48) **Caldwell Lake (Pend Oreille County):**
- (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (49) **Caliche Lakes, Upper (Grant County):** Open March 1 through September 30.
- (50) **Calispell Creek (Calispell River) (Pend Oreille County):** From the mouth to Calispell Lake: Open year-round.
- (51) **Campbell Lake (Okanogan County):**
- (a) Selective gear rules.
 - (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (52) **Carl's Lake (Pend Oreille County):** Open the fourth Saturday in April through October 31.
- (53) **Cascade Lake (Grant County):** Open March 1 through September 30.
- (54) **Cattail Lake (Grant County):** Open the fourth Saturday in April through September 30.
- (55) **Cedar Creek (tributary to Early Winters Creek) (Okanogan County):**
- (a) From the mouth to Cedar Falls:
 - (i) Open the Saturday before Memorial Day through August 15.
 - (ii) Selective gear rules.
 - (iii) Release all fish.

(b) From Cedar Falls upstream including tributaries: Selective gear rules.

(56) **Cedar Lake (Stevens County)**: Open the fourth Saturday in April through October 31.

(57) **Chain Lake (Pend Oreille County)**:

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except: Release kokanee.

(58) **Chapman Lake (Spokane County)**:

(a) Open the fourth Saturday in April through October 31.

(b) Chumming is permissible.

(59) **Chelan Hatchery Creek (Chelan County)**: Closed waters.

(60) **Chelan Lake (Chelan County)**:

(a) Game fish: Statewide minimum length/daily limit, except:

(i) Release wild cutthroat trout.

(ii) Lake trout: No limit and no size restriction.

(b) Salmon: Daily limit 1; minimum length 15 inches.

(c) No catch record card required.

(61) **Chelan Lake tributaries (Chelan County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release wild cutthroat trout.

(62) **Chelan River (Chelan County)**: From the railroad bridge to the Chelan PUD safety barrier below the power house:

(a) Salmon: Open July 16 through October 15:

(i) Daily limit 6; up to 2 may be adult hatchery Chinook. Release sockeye, coho, and wild adult Chinook.

(ii) July 16 through October 15: Anti-snagging rule and night closure.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Release trout.

(ii) Steelhead: Closed to fishing.

(c) From the Chelan PUD safety barrier below the power house upstream to Chelan Lake: Closed waters.

(63) **Chewuch River (Okanogan County)**:

(a) From the mouth to Eight Mile Creek:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(iii) Release all fish.

(b) From the mouth to Pasayten Wilderness boundary falls: Whitefish:

(i) Open December 1 through the last day in February for whitefish only.

(ii) Whitefish gear rules.

(64) **Chiwaukum Creek (Chelan County)**:

(a) From the mouth to Fool Hen Creek, including Fool Hen Creek and tributaries: Closed waters.

(b) From Fool Hen Creek upstream and tributaries: Selective gear rules.

(65) **Chiwawa River (Chelan County)**:

(a) From the mouth to Buck Creek and tributaries not including Buck Creek: Closed waters.

(b) From Buck Creek upstream and tributaries (including Buck Creek): Selective gear rules.

(66) **Chopaka Lake (Okanogan County)**:

(a) Open the fourth Saturday in April through October 31.

(b) Fly fishing only.

- (c) It is unlawful to fish from a floating device equipped with a motor.
- (d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.
- (67) **Chumstick Creek (Chelan County)**: Closed waters.
- (68) **Clear Lake (Chelan County)**:
(a) Open the fourth Saturday in April through October 31.
(b) Game fish: Statewide minimum length/daily limit, except:
Eastern brook trout count as part of trout daily limit.
- (69) **Clear Lake (Spokane County)**: Open the fourth Saturday in April through October 31.
- (70) **Cle Elum Lake (Reservoir) (Kittitas County)**: Game fish: Statewide minimum length/daily limit, except: Kokanee: Daily limit 5; minimum length 9 inches and maximum length 15 inches.
- (71) **Cle Elum River (Kittitas County)**:
(a) From the mouth to Cle Elum Dam:
(i) Open year-round.
(ii) Selective gear rules.
(iii) Game fish: Statewide minimum length/daily limit, except:
Release rainbow trout and cutthroat trout.
(iv) It is permissible to fish up to the base of Cle Elum Dam.
(v) Whitefish:
(A) Open December 1 through last day in February for whitefish only.
(B) Whitefish gear rules.
(b) From above Cle Elum Lake to outlet of Hyas Lake: Selective gear rules.
- (72) **Cliff Lake (Grant County)**: Open March 1 through September 30.
- (73) **Coffee Pot Lake (Lincoln County)**:
(a) Open March 1 through September 30.
(b) Selective gear rules.
(c) Game fish: Statewide minimum length/daily limit, except:
(i) Trout: Daily limit 1; minimum length 18 inches.
(ii) Crappie: Daily limit 10; minimum length 9 inches.
- (74) **Columbia Basin Hatchery Creek (Grant County)**:
(a) Open April 1 through September 30 from the hatchery outflow to the confluence with Rocky Coulee Wasteway.
(b) Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (75) **Columbia Park Pond (Benton County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (76) **Colville River (Stevens County)**: From the mouth to bridge at the town of Valley including Meyers Falls Reservoir: Open year-round.
- (77) **Conconully Lake (Okanogan County)**: Open the fourth Saturday in April through October 31.
- (78) **Conconully Reservoir (Okanogan County)**: Open the fourth Saturday in April through October 31.
- (79) **Conger Pond (Pend Oreille County)**: Open the fourth Saturday in April through October 31.
- (80) **Conner Lake (Okanogan County)**:
(a) Open the fourth Saturday in April through October 31.
(b) Game fish: Statewide minimum length/daily limit, except:
Eastern brook trout count as part of trout daily limit.
- (81) **Cooper River (Kittitas County)**: From the mouth to Cooper Lake: Selective gear rules.

- (82) **Coot Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (83) **Corral Creek (Benton County)**: Selective gear rules.
- (84) **Cougar Lake (Pasayten Wilderness) (Okanogan County)**: Selective gear rules.
- (85) **Cougar Lake (near Winthrop) (Okanogan County)**:
- (a) Selective gear rules.
 - (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (86) **Cowiche Creek (Yakima County)**: Selective gear rules.
- (87) **Coyote Creek and Ponds (Adams County)**: Open the fourth Saturday in April through September 30.
- (88) **Crab Creek (Adams/Grant/Lincoln counties)**:
- (a) From the mouth to Morgan Lake Road: Open the Saturday before Memorial Day through September 30.
 - (b) From Morgan Lake Road to O'Sullivan Dam (including Marsh Unit I and II impoundments): Closed waters.
 - (c) From the confluence of the Moses Lake outlets to Sand Dunes Road including tributaries:
 - (i) Open year-round.
 - (ii) Statewide lake rules apply to all species, except:
 - (A) Crappie: Minimum length 9 inches.
 - (B) Crappie and bluegill: Combined limit of 25 fish.
 - (C) Yellow perch: Daily limit 25 fish.
 - (d) From the fountain buoy and shoreline markers of 150 feet down stream of the Alder Street fill to Grant County Road 7 NE:
 - (i) Open year-round.
 - (ii) Statewide lake rules apply to all species, except:
 - (A) Crappie: Daily limit 10; minimum length 9 inches.
 - (B) Bluegill: Daily limit 5; minimum length 8 inches.
 - (C) Yellow perch: Daily limit 25.
 - (e) From Grant County Road 7 NE upstream (including all tributaries, except Goose Creek in the city of Wilbur): Open year-round.
- (89) **Crawfish Lake (Okanogan County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (c) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (90) **Crescent Lake (Pend Oreille County)**: Open the fourth Saturday in April through October 31.
- (91) **Crystal Lake (Grant County)**: Open March 1 through September 30.
- (92) **Cub Creek (tributary to Chewuch River) (Okanogan County)**: From mouth upstream to West Chewuch Road Bridge: Closed waters.
- (93) **Cup Lake (Grant County)**: Open March 1 through September 30.
- (94) **Curl Lake (Columbia County)**:
- (a) Open the Saturday before Memorial Day through October 31.
 - (b) It is unlawful to fish from any floating device.
- (95) **Davis Lake (Ferry County)**: Open the fourth Saturday in April through October 31.
- (96) **Davis Lake (Okanogan County)**:
- (a) Selective gear rules.
 - (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 2; minimum length 14 inches.

(97) **Dayton Pond (Columbia County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(98) **Deadman Lake (Adams County)**: Open the fourth Saturday in April through September 30.

(99) **Deep Creek (tributary to Bumping Lake) (Yakima County)**: From the mouth to the waterfall approximately 0.33 mile above the second bridge crossing on USFS Road 1808 (approximately 3.7 miles from the junction of USFS Roads 1800 and 1808): Closed waters.

(100) **Deep Lake (Grant County)**: Open the fourth Saturday in April through September 30.

(101) **Deep Lake (Stevens County)**: Open the fourth Saturday in April through October 31.

(102) **Deer Lake (Columbia County)**:

(a) Open March 1 through November 30.

(b) It is unlawful to fish from any floating device.

(103) **Deer (Deer Springs) Lake (Lincoln County)**: Open the fourth Saturday in April through September 30.

(104) **Deer Lake (Stevens County)**: (~~((a) Open March 1 through November 30.~~

~~(b)) Game fish: Statewide minimum length/daily limit, except:~~

~~(a) Eastern brook trout count as part of trout daily limit.~~

~~(b) Lake trout: Daily limit 5, no more than 1 over 30 inches may be retained.~~

(105) **Delaney Springs (Grant County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(106) **De Roux Creek (Kittitas County)**: From the mouth to the USFS trail 1392 (De Roux Creek Trail) stream crossing (approximately 1 river mile): Closed waters.

(107) **Dog Creek (tributary to Chewuch) (Okanogan County)**: From mouth upstream to falls approximately 1.5 miles: Closed waters.

(108) **Domerie Creek (Kittitas County)**: Selective gear rules.

(109) **Downs Lake (Lincoln/Spokane counties)**:

(a) Open March 1 through September 30.

(b) Game fish: Statewide minimum length/daily limit, except:
Crappie: Daily limit 10; minimum length 9 inches.

(110) **Dry Falls Lake (Grant County)**:

(a) Open March 1 through November 30.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.

(111) **Dune Lake (Grant County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.

(112) **Dusty Lake (Grant County)**:

(a) Open March 1 through November 30.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.

(113) **Eagle Creek (tributary to Twisp River) (Okanogan County):** From mouth upstream to the falls approximately 0.5 miles: Closed waters.

(114) **Early Winters Creek (tributary to Methow River) (Okanogan County):**

(a) From the mouth upstream to Forest Road 300: Closed waters.

(b) From Forest Road 300 upstream; including tributaries except Cedar Creek:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(iii) Release all fish.

(115) **Eightmile Creek (tributary to Chewuch River) (Okanogan County):** From the mouth upstream to Forest Road 5130 Bridge: Closed waters.

(116) **Elbow Lake (Stevens County):**

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(117) **Ell Lake (Okanogan County):**

(a) Open the fourth Saturday in April through October 31.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(118) **Eloika Lake (Spokane County):** Game fish: Statewide minimum length/daily limit, except: Crappie: Daily limit 10; minimum length 9 inches.

(119) **Empire Lake (Ferry County):**

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(120) **Entiat River (Chelan County):**

(a) From mouth (railroad bridge) to the boundary marker/markers located approximately 1,500 feet upstream of the upper Roaring Creek Road Bridge (immediately downstream of the Entiat National Fish Hatchery):

(i) Salmon: Open from July 16 through September 30:

(A) Daily limit 6 Chinook salmon. Release all other salmon.

(B) Night closure.

(ii) Open December 1 through the last day in February for whitefish only.

(iii) Whitefish gear rules.

(b) From the boundary marker/markers located approximately 1,500 feet upstream of the upper Roaring Creek Road Bridge (immediately downstream of the Entiat National Fish Hatchery) to Entiat Falls:

(i) Whitefish:

(ii) Open December 1 through the last day in February for whitefish only.

(iii) Whitefish gear rules.

(c) Entiat River and all tributaries above Entiat Falls: Selective gear rules.

(121) **Ephrata Lake (Grant County):** Closed waters.

(122) **Esquatzel Coulee (Franklin County):** Open year-round.

(123) **Esquatzel Coulee, West Branch (Franklin County):** Open year-round.

(124) **Falls Creek (tributary to Chewuch River) (Okanogan County):** From mouth upstream to the falls approximately .15 miles: Closed waters.

(125) **Fan Lake (Pend Oreille County):**

(a) Open the fourth Saturday in April through September 30.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(126) **Ferry Lake (Ferry County):** It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(127) **Fiorito Lakes (Kittitas County):** It is unlawful to fish from a floating device equipped with an internal combustion motor.

(128) **Fish Lake (Chelan County):** Game fish: Statewide minimum length/daily limit, except: Yellow perch: Daily limit 25.

(129) **Fish Lake (Okanogan County):** Open the fourth Saturday in April through October 31.

(130) **Fish Lake (Spokane County):**

(a) Open the fourth Saturday in April through September 30.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(131) **Fishhook Pond (Walla Walla County):** It is unlawful to fish from a floating device.

(132) **Fishtrap Lake (Lincoln/Spokane counties):** Open the fourth Saturday in April through September 30.

(133) **Forde Lake (Okanogan County):**

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(134) **Fourth of July Lake (Adams/Lincoln counties):**

(a) Open the Friday after Thanksgiving through March 31.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(135) **Frank's Pond (Chelan County):**

(a) Open the fourth Saturday in April through October 31.

(b) Open to juvenile anglers only.

(136) **Frater Lake (Pend Oreille County):** Open the fourth Saturday in April through October 31.

(137) **Frenchman Hills Wasteway and Drains (Grant County):** Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(138) **Gadwall Lake (Grant County):** Open the fourth Saturday in April through September 30.

(139) **Garfield Juvenile Pond (Whitman County):** Open to juvenile anglers only.

(140) **Goat Creek (tributary to Methow River) (Okanogan County):** Closed waters.

(141) **Gold Creek, Gold Creek Pond and outlet channel (tributary to Keechelus Lake):** Including that portion of Gold Creek that flows through the dry Keechelus Reservoir lakebed: Closed waters.

(142) **Gold Creek (tributary to Methow River) (Okanogan County):** Closed waters.

(143) **Goose Creek (Lincoln County), within the city limits of Wilbur:** Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(144) **Goose Lake, Lower (Grant County):** Game fish: Statewide minimum length/daily limit, except:

(a) Crappie: Daily limit 10; minimum length 9 inches.

(b) Bluegill: It is unlawful to retain more than 5 fish over 6 inches in length.

(145) **Grande Ronde River (Asotin County):**

(a) From the mouth to County Road Bridge, about 2.5 miles upstream:

(i) Open year-round for game fish other than trout and steelhead.

(ii) From August 1 through April 15: Selective gear rules.

(iii) Trout: Open from the Saturday before Memorial Day through October 31.

(iv) Steelhead:

(A) Open January 1 through April 15; daily limit 3 hatchery steelhead; minimum length 20 inches.

(B) August 1 through December 31; release steelhead.

(b) From the County Road Bridge upstream to the Oregon state line:

(i) Open year-round for game fish other than trout and steelhead.

(ii) From August 1 through April 15: Barbless hooks required.

(iii) Trout: Open from the Saturday before Memorial Day through October 31.

(iv) Steelhead: Open August 1 through April 15; daily limit 3 hatchery steelhead; minimum length 20 inches.

(c) All tributaries: Closed waters.

(146) **Green Lakes (Lower and Upper) (Okanogan County):**

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 2; minimum length 14 inches.

(ii) Eastern brook trout count as part of trout daily limit.

(147) **Grimes Lake (Douglas County):**

(a) Open June 1 through August 31.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(148) **Halfmoon Lake (Adams County):** Open the fourth Saturday in April through September 30.

(149) **Hampton Lakes (Lower and Upper) (Grant County):** Open the fourth Saturday in April through September 30.

(150) **H and H Reservoir Number One (Pascal's Pond) (Chelan County):** Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(151) **Harris Lake (Grant County):**

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(152) **Hatch Lake (Stevens County):** Open the Friday after Thanksgiving through March 31.

(153) **Hays Creek and Ponds (Adams County):** Open the fourth Saturday in April through September 30.

(154) **Headgate Pond (Asotin County):** Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(155) **Hen Lake (Grant County):** Open the fourth Saturday in April through September 30.

(156) **Hog Canyon Creek (Spokane County)**: From the mouth to Scroggie Road: Closed waters.

(157) **Hog Canyon Lake (Spokane County)**: Open the Friday after Thanksgiving through March 31.

(158) **Homestead Lake (Grant County)**:

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.

(159) **Hourglass Lake (Grant County)**: Open the fourth Saturday in April through September 30.

(160) **Hutchinson Lake (Adams County)**: Open the fourth Saturday in April through September 30.

(161) **I-82 Ponds, 1 through 7 (Yakima County)**: It is unlawful to fish from a floating device equipped with an internal combustion motor.

(162) **Icicle River and tributaries (Creek) (Chelan County)**:

(a) From the mouth upstream 800 feet to posted signs: Closed waters.

(b) From posted signs 800 feet upstream of the mouth to 500 feet below Leavenworth National Fish Hatchery: Closed waters.

(c) From 500 feet below Leavenworth National Fish Hatchery to shoreline markers where Cyo Road would intersect the Icicle River at the Sleeping Lady Resort: Closed waters.

(d) From shoreline markers where Cyo Road would intersect the Icicle River at the Sleeping Lady Resort to the Icicle Peshastin Irrigation District footbridge (approximately 750 feet upstream of the "Snow Lakes Trailhead" parking lot): Closed waters.

(e) From the Icicle Irrigation Peshastin District footbridge upstream, and tributaries: Selective gear rules.

(163) **Indian Creek (Yakima County)**: From the mouth to the waterfall approximately six miles upstream including that portion that flows through the dry lake bed of Rimrock Reservoir: Closed waters.

(164) **Ingalls Creek (Chelan County)**: From the mouth to Alpine Lakes Wilderness boundary and tributaries: Closed waters.

(165) **Jameson Lake (Douglas County)**: Open the fourth Saturday in April through October 31.

(166) **Jasmine Creek (Okanogan County)**:

(a) Open year-round to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(b) Game fish: Statewide minimum length/daily limit, except: Steelhead: Closed to fishing.

(167) **Jefferson Park Pond (Walla Walla County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(168) **Jolanda, Lake (Chelan County)**: Closed waters.

(169) **Kachess Lake (Reservoir) (Kittitas County)**:

(a) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.

(b) Chumming is permissible.

(170) **Kachess River (Kittitas County)**:

(a) From Kachess Lake (Reservoir) upstream to the waterfall approximately 0.5 miles above Mineral Creek: Closed waters.

(b) It is permissible to fish up to the base of Kachess Dam.

(c) From the mouth to Kachess Dam: Selective gear rules.

(171) Keechelus Lake (Reservoir) (Kittitas County):

(a) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 2; minimum length 14 inches.
(b) Chumming is permissible.

(172) Kettle Creek (tributary to American River) (Yakima County):
Closed waters.

(173) Kettle River (Stevens County): From Barstow Bridge up-stream:

(a) Selective gear rules, except for juvenile anglers, from the Canadian border upstream to Highway 21 Bridge at Curlew.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except:
Trout: Minimum length 14 inches.

(d) Whitefish:

(i) Open December 1 through the last day in February for whitefish only.

(ii) Whitefish gear rules.

(174) Kings Lake and tributaries (Pend Oreille County): Closed waters.

(175) Kiwanis Pond (Kittitas County): Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(176) Lake Creek (Okanogan County):

(a) From the mouth to Black Lake: Closed waters.

(b) From Black Lake to Three Prong Creek: Closed waters.

(177) Ledbetter Lake (Pend Oreille County): Open the fourth Saturday in April through October 31.

(178) Ledking Lake (Pend Oreille County): Open the fourth Saturday in April through October 31.

(179) Leech Lake (Yakima County):

(a) Fly fishing only.

(b) It is unlawful to fish from a floating device equipped with a motor.

(c) Game fish: Statewide minimum length/daily limit, except:
Rainbow trout: Daily limit 1; minimum length 18 inches.

(180) Lemna Lake (Grant County): Open the fourth Saturday in April through September 30.

(181) Lenice Lake (Grant County):

(a) Open March 1 through November 30.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.

(182) Lenore Lake (Grant County):

(a) The waters within a 200 yard radius of the trash rack leading to the irrigation pumping station (on the south end of the lake) and the area approximately 100 yards beyond the mouth of inlet stream to State Highway 17: Closed waters.

(b) Open March 1 through November 30.

(c) Selective gear rules.

(d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.

(183) Libby Creek (tributary to Methow River) (Okanogan County):
Closed waters.

- (184) **Liberty Lake (Spokane County)**: Open March 1 through October 31.
- (185) **Lilly Lake (Chelan County)**:
(a) Open the fourth Saturday in April through October 31.
(b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (186) **Lions Park Pond (Walla Walla County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (187) **Little Bridge Creek (tributary of Twisp River) (Okanogan County)**:
(a) Open the Saturday before Memorial Day through August 15.
(b) Release all fish.
(c) Selective gear rules.
- (188) **Little Falls Reservoir (Spokane River) (Lincoln County)**: From Little Falls Dam to Long Lake Dam: Landlocked salmon rules.
- (189) **Little Lost Lake (Pend Oreille County)**: Open the fourth Saturday in April through October 31.
- (190) **Little Naches River including tributaries (Yakima County)**: Selective gear rules.
- (191) **Little Pend Oreille River and tributaries (Stevens County)**: Selective gear rules.
- (192) **Little Spokane River and tributaries (Spokane County)**:
(a) From the inlet of Chain Lake upstream 0.25 mile to the railroad crossing culvert: Closed waters.
(b) From the SR 291 Bridge upstream:
(i) Open Saturday before Memorial Day through October 31.
(ii) Whitefish:
(A) Open December 1 through the last day in February for whitefish only.
(B) Whitefish gear rules.
- (193) **Little Twin Lake (Okanogan County)**:
(a) Open the fourth Saturday in April through October 31.
(b) Selective gear rules.
(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
(d) Game fish: Statewide minimum length/daily limit, except:
(i) Trout: Daily limit 1; minimum length 18 inches.
(ii) Eastern brook trout count as part of trout daily limit.
- (194) **Little Twin Lake (Stevens County)**: Open the fourth Saturday in April through October 31.
- (195) **Little Wenatchee River (Chelan County)**:
(a) From the mouth to USFS road 6700 Bridge and tributaries: Closed waters.
(b) From the USFS road 6700 Bridge upstream including tributaries: Selective gear rules.
- (196) **Long Lake (Ferry County)**:
(a) Open the fourth Saturday in April through October 31.
(b) Fly fishing only.
(c) It is unlawful to use flies containing lead.
(d) It is unlawful to fish from a floating device equipped with a motor.
- (197) **Long Lake (Okanogan County)**: Open the fourth Saturday in April through October 31.
- (198) **Long Lake (Lake Spokane) (Spokane County)**: From Long Lake Dam to Nine Mile Dam, including Little Spokane River from the mouth to the SR 291 Bridge: Landlocked salmon rules.

(199) **Loon Lake (Stevens County)**: Open the fourth Saturday in April through October 31.

(200) **Lost Lake (Kittitas County)**: Game fish: Statewide minimum length/daily limit, except: Rainbow trout: Daily limit 2; minimum length 14 inches.

(201) **Lost Lake (Okanogan County)**:

(a) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(b) It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(c) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(202) **Lost River (tributary to Methow River) (Okanogan County)**:

(a) From the mouth to the mouth of Monument Creek: Closed waters.

(b) From the mouth of Monument Creek including tributaries upstream to Deception Creek:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Minimum length 14 inches; daily limit 2.

(B) Dolly Varden/bull trout may be retained as part of trout daily limit.

(203) **Lyman Lake (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(204) **Mad River (Chelan County)**:

(a) From the mouth to Windy Creek, including Windy Creek and tributaries except Tillicum Creek: Closed waters.

(b) From Windy Creek upstream and tributaries: Selective gear rules.

(205) **Manastash Creek (Kittitas County)**: Selective gear rules.

(206) **Marshall Lake (Pend Oreille County)**: Open the fourth Saturday in April through October 31.

(207) **Martha Lake (Grant County)**: Open March 1 through September 30.

(208) **Mary Ann Lake (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(209) **Mattoon Lake (Kittitas County)**: It is unlawful to fish from a floating device equipped with an internal combustion motor.

(210) **McCabe Pond (Kittitas County)**: It is unlawful to fish from any floating device equipped with a motor.

(211) **McDowell Lake (Stevens County)**:

(a) Open the fourth Saturday in April through October 31.

(b) Fly fishing only.

(c) It is unlawful to fish from a floating device equipped with a motor.

(d) Release all fish.

(212) **McManaman Lake (Adams County)**: Open the fourth Saturday in April through September 30.

(213) **Medical Lake (Spokane County)**:

(a) Open March 1 through November 30.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with a motor.

(d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.

- (214) **Medical Lake, West (Spokane County)**: Open the fourth Saturday in April through September 30.
- (215) **Mercer Creek (Kittitas County)**: Selective gear rules.
- (216) **Merry Lake (Grant County)**:
- (a) Open March 1 through November 30.
 - (b) Selective gear rules.
 - (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.
- (217) **Methow River (Okanogan County)**:
- (a) From mouth to County Road 1535 (Burma Road) Bridge: Closed waters.
 - (b) Tributaries from mouth to County Road 1535 (Burma Road) Bridge except Black Canyon Creek:
 - (i) Release all fish, except: Eastern brook trout: No minimum length/daily limit.
 - (ii) Steelhead: Closed to fishing.
 - (c) From County Road 1535 (Burma Road) Bridge to Gold Creek:
 - (i) Open the Saturday before Memorial Day through September 15.
 - (ii) Selective gear rules.
 - (iii) Release all fish.
 - (iv) Steelhead: Closed to fishing.
 - (d) All tributaries from the County Road 1535 (Burma Road) to Gold Creek except Gold Creek:
 - (i) Selective gear rules.
 - (ii) Release all fish, except: Eastern brook trout: No minimum length/daily limit.
 - (iii) Steelhead: Closed to fishing.
 - (e) From Gold Creek to Foghorn Dam:
 - (i) Open the Saturday before Memorial Day through September 30.
 - (ii) Selective gear rules.
 - (iii) Release all fish.
 - (iv) Steelhead: Closed to fishing.
 - (v) Whitefish:
 - (A) Open December 1 through the last day in February for whitefish only.
 - (B) Whitefish gear rules.
 - (f) Methow River tributaries from Gold Creek to Foghorn Dam; except Twisp River, Chewuch River, Libby Creek, and Beaver Creek:
 - (i) Release all fish, except: Eastern brook trout: No minimum length/daily limit.
 - (ii) Steelhead: Closed to fishing.
 - (g) From Foghorn Dam to Weeman Bridge including tributaries:
 - (i) Open the Saturday before Memorial Day through August 15:
 - (A) Release all fish.
 - (B) Selective gear rules.
 - (C) Steelhead: Closed to fishing.
 - (ii) Whitefish:
 - (A) Open December 1 through the last day in February for Whitefish only.
 - (B) Whitefish gear rules.
 - (h) From Weeman Bridge to the falls above Brush Creek: Whitefish:
 - (i) Open December 1 through the last day in February for whitefish only.
 - (ii) Whitefish gear rules.

(i) Methow River tributaries from Weeman Bridge to the falls above Brush Creek; excluding Lost River, Goat Creek, Early Winters Creek, and Wolf Creek:

- (i) Selective gear rules.
- (ii) Release all fish.
- (iii) Steelhead: Closed to fishing.

(218) **Mill Creek (tributary to the Walla Walla River) (Walla Walla County):**

(a) From the mouth to Bennington Dam, including tributaries: Closed waters.

(b) From Bennington Dam upstream excluding tributaries: Selective gear rules.

(c) All tributaries upstream of Bennington Dam: Closed waters.

(219) **Mineral Creek (tributary to upper Kachess River) (Kittitas County):** From the mouth to the Wilderness Boundary: Closed waters.

(220) **Molson Lake (Okanogan County):** Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(221) **Monument Creek (Okanogan County), including tributaries:** Selective gear rules.

(222) **Morgan Lake (Adams County):** Open the fourth Saturday in April through September 30.

(223) **Moses Lake (Grant County):** Game fish: Statewide minimum length/daily limit, except:

- (a) Crappie: Daily limit 10; minimum length 9 inches.
- (b) Bluegill: Daily limit 5; minimum length 8 inches.
- (c) Yellow perch: Daily limit 25.

(224) **Mud Lake (Yakima County):**

(a) Selective gear rules.
(b) It is unlawful to fish from a floating device equipped with a motor.

(c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.

(225) **Mudgett Lake (Stevens County):** Open the fourth Saturday in April through October 31.

(226) **Muskegon Lake (Pend Oreille County):**

(a) Open the fourth Saturday in April through October 31.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.

(227) **Myron Lake (Yakima County):**

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.

(228) **Mystic Lake (Pend Oreille County):** Open the fourth Saturday in April through October 31.

(229) **Naches River (Yakima/Kittitas counties):**

(a) From the mouth to Little Naches River:

(i) Selective gear rules.

(ii) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Release trout from the confluence with Tieton River to the confluence of the Little Naches River and Bumping River (origin of Naches River).

(b) From the mouth to the Tieton River:

(i) Whitefish: December 1 through the last day in February for whitefish only.

(ii) Whitefish gear rules.

(230) **Naneum Creek and tributaries (Kittitas County)**: Selective gear rules.

(231) **Naneum Pond (Kittitas County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(232) **Napeequa River (Chelan County)**: From mouth to Twin Lakes Creek (including Twin Lakes Creek and all tributaries): Closed waters.

(233) **Nason Creek (Chelan County)**:

(a) From the mouth to Gaynor Falls and tributaries except White-pine Creek: Closed waters.

(b) From Gaynor Falls (approximately 0.7 miles upstream of White-pine Creek) upstream and tributaries: Selective gear rules.

(234) **Nile Creek and tributaries (Yakima County)**: Selective gear rules.

(235) **No Name Lake (Pend Oreille County)**: Open the fourth Saturday in April through October 31.

(236) **North Creek (tributary to Twisp River) (Okanogan County)**: From the mouth upstream to Twisp River Road Bridge: Closed waters.

(237) **North Elton Pond (Yakima County)**:

(a) Open the Friday after Thanksgiving through March 31.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(238) **North Potholes Reserve Ponds (Grant County)**: Open March 1 through the day before waterfowl season begins.

(239) **Nunnally Lake (Grant County)**:

(a) The outlet stream of Nunnally Lake is closed waters.

(b) Open March 1 through November 30.

(c) Selective gear rules.

(d) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(e) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.

(240) **Oak Creek and tributaries (Yakima County)**: Selective gear rules.

(241) **Okanogan River (Okanogan County)**:

(a) From the mouth to Highway 97 Bridge immediately upstream of the mouth:

(i) Salmon: Open July 1 through October 15:

(A) Daily limit 6; up to 2 adult hatchery Chinook and no more than 4 sockeye may be retained.

(B) Release coho and wild adult Chinook.

(ii) July 1 through October 15: Anti-snagging rule and night closure.

(iii) Game fish: Open year-round. Statewide minimum length/daily limit, except:

(A) Release trout.

(B) Steelhead: Closed to fishing.

(b) From Highway 97 Bridge immediately upstream of the mouth to the highway bridge at Malott:

(i) Salmon: Open July 1 through September 15:

- (A) Daily limit 6; up to 2 adult hatchery Chinook and no more than 4 sockeye may be retained.
- (B) Release coho and wild adult Chinook.
- (ii) July 1 through September 15: Anti-snagging rule and night closure.
- (iii) Game fish: Open year-round. Statewide minimum length/daily limit, except:
- (A) Release trout.
- (B) Steelhead: Closed to fishing.
- (c) From the highway bridge at Malott to the Highway 97 Bridge at Oroville:
- (i) Salmon: Open July 1 through September 15:
- (A) Daily limit 6; up to 2 adult hatchery Chinook and no more than 4 sockeye may be retained.
- (B) Release coho and wild adult Chinook.
- (ii) July 1 through September 15: Anti-snagging rule and night closure.
- (iii) Game fish: Open the Saturday before Memorial Day through September 15. Statewide minimum length/daily limit, except:
- (A) Release trout.
- (B) Steelhead: Closed to fishing.
- (d) From the Highway 97 Bridge at Oroville upstream to the Zosel Dam: Closed waters.
- (e) All Okanogan River tributaries, except Salmon Creek, Jasmine Creek, Bonaparte Creek, and the Similkameen River:
- (i) Selective gear rules.
- (ii) Game fish: Statewide minimum length/daily limit, except:
- (A) Release trout.
- (B) Steelhead: Closed to fishing.
- (242) **Osoyoos Lake (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (243) **Palouse River (Whitman County)**: From the mouth to the base of Palouse Falls:
- (a) Open year-round for game fish except trout and steelhead.
- (b) Trout: Open the Saturday before Memorial Day through October 31.
- (c) Steelhead:
- (i) Open August 1 through April 15.
- (ii) Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (d) It is permissible to fish with two poles so long as the angler possesses a valid two-pole endorsement, except for steelhead.
- (244) **Palouse River (Whitman County) mainstem above Palouse Falls and tributaries (Washington waters only), except Rock Creek and Hog Canyon Creek**: Open year-round.
- (245) **Pampa Pond (Whitman County)**:
- (a) Open March 1 through September 30.
- (b) It is unlawful to fish from any floating device.
- (246) **Park Lake (Grant County)**: Open the fourth Saturday in April through September 30.

- (247) **Parker Lake (Pend Oreille County)**: Open the fourth Saturday in April through October 31.
- (248) **Pataha Creek (Garfield County)**:
- (a) Within the city limits of Pomeroy: Open to juvenile anglers, senior angler, and anglers with a disability who possess a designated harvester companion card only.
- (b) From the city limits of Pomeroy upstream: Selective gear rules.
- (249) **Pearrygin Lake (Okanogan County)**: Open the fourth Saturday in April through October 31.
- (250) **Pend Oreille River (Pend Oreille County)**:
- (a) Open year-round.
- (b) Game fish: Statewide lake rules.
- (c) All sloughs within the boundaries of the Kalispel Reservation, except Calispell Slough: Closed waters.
- (251) **Perch Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (252) **Peshastin Creek and all tributaries except Ingalls Creek (Chelan County)**: Closed waters.
- (253) **Petit Lake (Pend Oreille County)**:
- (a) Open the fourth Saturday in April through October 31.
- (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (254) **Phalon Lake (Stevens County)**: Closed waters.
- (255) **Phillips Lake (Stevens County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (256) **Pierre Lake (Stevens County)**: It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.
- (257) **Pillar Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (258) **Ping Pond (Oasis Park Pond) (Grant County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (259) **Pit Lake (Douglas County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (260) **Poacher Lake (Grant County)**: Open the fourth Saturday before April through September 30.
- (261) **Potholes Reservoir (Grant County)**: Game fish: Statewide minimum length/daily limit, except:
- (a) Crappie: Minimum length 9 inches.
- (b) Crappie and bluegill: Combined limit of 25 fish.
- (c) Yellow perch: Daily limit 25 fish.
- (262) **Potter's Pond (Stevens County)**: Open the fourth Saturday in April through October 31.
- (263) **Powerline Lake (Franklin County)**: Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (264) **Quail Lake (Adams County)**:
- (a) Fly fishing only.
- (b) It is unlawful to fish from any floating device equipped with a motor.
- (c) Release all fish.
- (265) **Quarry Pond (Walla Walla County)**: It is unlawful to fish from any floating device.

30. (266) **Quincy Lake (Grant County)**: Open March 1 through September 30.
- (267) **Rainbow Lake (Columbia County)**:
 (a) Open March 1 through November 30.
 (b) It is unlawful to fish from any floating device.
- (268) **Rat Lake (Okanogan County)**:
 (a) Selective gear rules.
 (b) Game fish: Statewide minimum length/daily limit, except:
 Trout: Daily limit 2; minimum length 14 inches.
- (269) **Rattlesnake Creek and tributaries (Yakima County)**:
 (a) Selective gear rules.
 (b) Release all fish.
- (270) **Red Rock Creek (Grant County)**: Open the Saturday before Memorial Day through September 30.
- (271) **Reflection Pond (Okanogan County)**:
 (a) Open the fourth Saturday in April through October 31.
 (b) Game fish: Statewide minimum length/daily limit, except:
 Eastern brook trout count as part of trout daily limit.
- (272) **Renner Lake (Ferry County)**:
 (a) Open the fourth Saturday in April through October 31.
 (b) Game fish: Statewide minimum length/daily limit, except:
 Eastern brook trout count as part of trout daily limit.
- (273) **Rigley Lake (Stevens County)**:
 (a) Open the fourth Saturday in April through October 31.
 (b) Selective gear rules.
 (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 (d) Game fish: Statewide minimum length/daily limit, except:
 Trout: Daily limit 2, minimum length 14 inches.
- (274) **Rimrock Lake (Reservoir) (Yakima County)**: Chumming is permissible.
- (275) **Ringold Springs Hatchery Creek (Franklin County)**: Closed waters.
- (276) **Roaring Creek (Entiat River tributary) (Chelan County)**: Closed waters.
- (277) **Rock Creek (Adams/Whitman counties)**:
 (a) From the mouth to the bridge on Jordan Knott Road at Revere:
 (i) Selective gear rules.
 (ii) Release all fish.
 (b) From the bridge on Jordan Knott Road upstream: Open year-round.
- (278) **Rocky Ford Creek and Ponds (Grant County)**:
 (a) Open to fly fishing and fishing from the bank only (no wading).
 (b) Release all fish.
- (279) **Rocky Lake (Stevens County)**: Open the fourth Saturday in April through October 31.
- (280) **Roosevelt Lake (Grant/Ferry/Lincoln/Stevens counties)**: Columbia River from Grand Coulee Dam to U.S. Canadian border including Hawk Creek downstream of the falls at Hawk Creek Campground, Spokane River from 400 feet downstream of Little Falls Dam, Kettle River downstream of Barstow Bridge, and Colville River downstream of S.R. 25 Bridge.
 (a) The following areas are closed waters:
 (i) From the Little Dalles power line crossing upstream approximately one mile to the marked rock point from March 1 through the Friday before Memorial Day.

(ii) Northport power line crossing upstream to the most upstream point of Steamboat Rock, from March 1 through the Friday before Memorial Day.

(iii) The Kettle River upstream to Barstow Bridge from March 1 through the Friday before Memorial Day.

(b) From Grand Coulee Dam to the Little Dalles power line crossing:

(i) Game fish: Statewide minimum length/daily limit, except:

(A) Kokanee: Daily limit 6; no more than 2 with intact adipose fins.

(B) Trout (except kokanee): Daily limit 5; it is unlawful to retain trout with an intact adipose fin.

(C) Walleye: Daily limit 16 fish; no size restrictions.

(ii) Salmon:

(A) Salmon count toward trout daily limit.

(B) No catch record card required.

(c) From the Little Dalles power line crossing to the Canadian border:

(i) Game fish: Statewide minimum length/daily limit, except:

(A) Kokanee: Daily limit 6; no more than 2 with intact adipose fins.

(B) Trout (except kokanee): Daily limit 2; minimum size 18 inches.

(C) Walleye: Daily limit 16; no size restrictions.

(ii) Salmon:

(A) Salmon count toward trout daily limit.

(B) No catch record card required.

(281) **Round Lake (Okanogan County)**: Open the fourth Saturday in April through October 31.

(282) **Royal Lake (Adams County)**: Closed waters.

(283) **Royal Slough (including Marsh Unit IV impoundments) (Adams County)**: Closed waters.

(284) **Rufus Woods Lake (Douglas/Okanogan counties)**:

(a) From Grand Coulee Dam downstream to State Route 155 Bridge: Closed waters.

(b) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2.

(c) Sturgeon: Closed to fishing.

(d) A nonmember fishing permit issued by the Colville Tribes shall satisfy the license requirement of RCW 77.32.010 on the waters of Lake Rufus Woods and on the north shore of Lake Rufus Woods.

(e) A Colville tribal member identification card satisfies the license requirement of RCW 77.32.010 on all waters of Lake Rufus Woods.

(285) **Sacheen Lake (Pend Oreille County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(286) **Saddle Mountain Lake (Grant County)**: Closed waters.

(287) **Sago Lake (Grant County)**: Open the fourth Saturday in April through September 30.

(288) **Salmon Creek (Okanogan County)**:

(a) From the mouth to Conconully Reservoir:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except:

(A) Release trout other than eastern brook trout.

(B) Steelhead: Closed to fishing.

(b) From Conconully Reservoir upstream including tributaries: Selective gear rules.

(289) **San Poil River (Ferry County):**

(a) From the western shoreline at the mouth of the San Poil Arm (as marked by a regulatory buoy) directly eastward across the San Poil Arm to the eastern shoreline of the San Poil Arm (as marked by a regulatory buoy) upstream to the north shore of the outlet of French Johns Lake (Manila Creek) northeast across the San Poil Arm to the north shore of the outlet of Dick Creek:

(i) Game fish: Open year-round; statewide minimum length/daily limit, except:

(A) Open June 1 through January 31 for kokanee, smallmouth bass, trout, and walleye:

(I) Kokanee: Daily limit 2.

(II) Trout: Daily limit 5; it is unlawful to retain trout with an intact adipose fin.

(III) Walleye: Daily limit 16; no size restrictions.

(IV) Smallmouth bass: Daily limit 10; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(B) Largemouth bass: Daily limit 5; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(ii) Salmon: Open year-round:

(A) Salmon count toward trout daily limit.

(B) No catch record card required.

(iii) Carp: Open year-round.

(b) From the north shore of the outlet of French Johns Lake (Manila Creek) northeast across the San Poil Arm to the north shore of the outlet of Dick Creek to approximately 5 miles upstream from the outlet of French Johns Lake, as marked by regulatory buoys:

(i) Game fish: Open year-round; statewide minimum length/daily limit, except:

(A) Kokanee: Unlawful to fish for or retain.

(B) Trout: Unlawful to fish for or retain.

(C) Open June 1 through January 31 for walleye and smallmouth bass:

(I) Walleye: Daily limit 16; no size restrictions.

(II) Smallmouth bass: Daily limit 10; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(D) Largemouth bass: Daily limit 5; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(ii) Salmon: Open year-round; landlocked salmon rules apply.

(iii) Carp: Open year-round; unlawful to fish for carp with bow and arrow.

(c) The waters from approximately 5 miles upstream from the outlet of French Johns Lake, as marked by regulatory buoys, to all waters north of the regulatory buoy line at or above 1,310 feet mean sea level elevation upstream to the northern reservation boundary are managed under the regulatory authority of the Colville Confederated Tribes.

(290) **Sand Hollow Creek (Grant County) including tributaries:**

From the mouth (State Route 243) upstream: Open the Saturday before Memorial Day through September 30.

(291) **Sarg Hubbard Park Pond (Reflection Pond) (Yakima County):**

Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(292) **Schallow Pond (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(293) **Sedge Lake (Grant County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(294) **Shellneck Creek (Yakima County)**: Closed waters.

(295) **Sherman Creek (Ferry County) and tributaries**: From the hatchery boat dock to 400 feet upstream of hatchery water diversion dam: Closed waters.

(296) **Shiner Lake (Adams County)**: Open the fourth Saturday in April through September 30.

(297) **Shoveler Lake (Grant County)**: Open the fourth Saturday in April through September 30.

(298) **Silver Lake (Spokane County)**: Game fish: Statewide minimum length/daily limit, except: Crappie: Daily limit 10; minimum length 9 inches.

(299) **Silver Nail Lake (Okanogan County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(300) **Similkameen River (Okanogan County)**:

(a) From Enloe Dam downstream 400 feet: Closed waters.

(b) From the mouth to Enloe Dam:

(i) Open July 1 through September 15.

(ii) Salmon: Daily limit 6; up to 2 adult hatchery Chinook and up to 4 sockeye may be retained. Release coho and wild adult Chinook:

(A) Anti-snagging rule.

(B) Night closure.

(v) Game fish: Statewide minimum length/daily limit, except:

(A) Release trout.

(B) Steelhead: Closed to fishing.

(vi) Whitefish:

(A) Open December 1 through the last day in February for whitefish only.

(B) Whitefish gear rules.

(c) From Enloe Dam to the Canadian border, including tributaries, except Sinlahekin Creek:

(i) Open the Saturday before Memorial Day through October 31.

(ii) Whitefish:

(A) Open December 1 through the last day in February for whitefish only.

(B) Whitefish gear rules.

(301) **Sinlahekin Creek (Okanogan County)**: From Palmer Lake to Cecile Creek Bridge:

(a) Open the Saturday before Memorial Day through August 31.

(b) Selective gear rules.

(c) Whitefish:

(i) Open December 1 through the last day in February for whitefish only.

(ii) Whitefish gear rules.

(302) **Skookum Lake, North (Pend Oreille County)**: Open the fourth Saturday in April through October 31.

(303) **Skookum Lake, South (Pend Oreille County)**:

(a) Open the fourth Saturday in April through October 31.

(b) It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(304) Snake River:

- (a) Tributaries except Palouse River, Tucannon River, Asotin Creek, and Grande Ronde River: Closed waters.
- (b) Columbia River rules apply downstream of the Burbank-to-Pasco railroad bridge at Snake River mile 1.5.
- (c) Within 400 feet of the base of any dam: Closed waters.
- (d) Within a 400 foot radius around the fish ladder entrance at Lyons Ferry Hatchery: Closed waters.
- (e) Within a 200 foot radius upstream of the fish ladder exit above Lower Granite Dam: Closed waters.
- (f) Within an area 1,200 feet downstream from the base of the west lock gate at Little Goose Dam on the south bank of the Snake River and 100 feet out into the river from the south river bank: Closed waters.
- (g) Game fish: Open year-round; statewide minimum length/daily limit, except:
 - (i) Trout: Open the Saturday before Memorial Day through October 31.
 - (ii) Steelhead:
 - (A) Open July 1 through August 31; catch and release only. Barbless hooks required.
 - (B) Open September 1 through March 31; Daily limit 3 hatchery steelhead; barbless hooks required.
 - (C) April 1 through June 30; closed to fishing.

(305) Snipe Lake (Grant County): Open the fourth Saturday in April through September 30.

(306) Snipes Creek (Benton County): Selective gear rules.

(307) South Columbia Basin Irrigation PE16.4 spillway at the Ringold Springs access downstream 400' towards the Columbia River. (46°30'20.0"N 119°15'28.7"W) (Franklin County): Closed waters.

(308) Spectacle Lake (Okanogan County): Open April 1 through September 30.

(309) Spokane River (Spokane County): From Nine Mile Dam upstream to the Idaho/Washington state line:

- (a) Selective gear rules.
- (b) Open the Saturday before Memorial Day through March 15.
- (c) Game fish: Release all fish, except: Hatchery rainbow trout: Daily limit 2.

(310) Sprague Lake (Adams/Lincoln counties):

- (a) The following waters are closed waters:
 - (i) Cow Creek.
 - (ii) The marsh at the southwest end of the lake from the lakeside edge of the reeds, including Cow Creek, to Danekas Road.
 - (iii) The small bay at the southeast end of the lake.
- (b) All other waters southwest of the southwest tip of Harper Island: Closed from October 1 through April 30.
- (c) Game fish: Statewide minimum length/daily limit except:
 - (i) Crappie: Minimum length 9 inches.
 - (ii) Crappie and bluegill: Combined limit of 25 fish.

(311) Spring Creek (Benton County): Selective gear rules.

(312) Spring Hill Reservoir (Black Lake, Lower Wheeler Reservoir) (Chelan County):

- (a) Open the fourth Saturday in April through October 31.
- (b) Selective gear rules.
- (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1, minimum length 18 inches.

(313) **Spring Lake (Columbia County)**: It is unlawful to fish from any floating device.

(314) **Spring Lakes (Upper and Lower) (Grant County)**: Open March 1 through September 30.

(315) **Springdale Pond (Lucky Duck Pond) (Stevens County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(316) **Spruce Creek (tributary to South Fork Tieton River) (Yakima County)**: Closed waters.

(317) **Starvation Lake (Stevens County)**: Open the fourth Saturday in April through October 31.

(318) **Starzman Lakes (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(319) **Stehekin River (Chelan County)**: From the mouth (Powerline crossing) upstream and tributaries:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release wild cutthroat.

(320) **Stratford/Brook Lake (Grant County)**: Open March 1 through September 30.

(321) **Sugarloaf Lake (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(322) **Sullivan Creek and tributaries (Pend Oreille County)**:

(a) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout.

(b) Selective gear rules.

(323) **Sullivan Lake (Pend Oreille County)**: Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.

(324) **Summit Lake (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(325) **Summit Lake (Stevens County)**: Open the fourth Saturday in April through October 31.

(326) **Swan Lake (Ferry County)**: It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(327) **Swauk Creek and tributaries (Kittitas County)**: Selective gear rules.

(328) **Taneum Creek and tributaries (Kittitas County)**: Selective gear rules.

(329) **Teal Lakes (North and South) (Grant/Adams counties)**: Open the fourth Saturday in April through September 30.

(330) **Teaway River (Kittitas County), and tributaries except North Fork**: Selective gear rules.

(331) **Teaway River, North Fork (Kittitas County)**:

(a) From the mouth to Beverly Creek and tributaries; including Beverly Creek:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release trout.

(b) From Beverly Creek to the impassable waterfall at the end of USFS Road 9737: Closed waters.

(332) Tern Lake (Grant County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(333) Thirtymile Creek (tributary to Chewuch River) (Okanogan**County):** From mouth upstream to falls (approximately 700 feet): Closed waters.**(334) Tieton River (Yakima County):**

(a) It is permissible to fish up to the base of Tieton (Rimrock) Dam.

(b) Selective gear rules apply.

(335) Tieton River, North Fork (Yakima County):

(a) From mouth to USFS Road 740 Bridge:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(b) The Clear Lake spillway channel: Closed waters.

(c) From the USFS Road 740 Bridge to Clear Lake Dam: Closed waters.

(d) The mainstem and tributaries including that portion of the river that flows through the dry lakebed of Rimrock Reservoir, upstream of Clear Lake:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(336) Tieton River, South Fork (Yakima County): From the bridge on USFS Road 1200 to bridge on USFS road 1070: Closed waters.**(337) Tillicum Creek (tributary to Mad River) (Chelan River):**

(a) From mouth to the intersection of USFS 5800 and USFS 5808: Closed waters.

(b) From the intersection of USFS 5800 and USFS 5808 upstream (upstream 2.25 miles) including tributaries: Selective gear rules.

(338) Touchet River and tributaries (Columbia/Walla Walla counties):

(a) From the mouth to the confluence of the North and South Forks:

(i) All tributaries: Closed waters.

(ii) Game fish: Open the Saturday before Memorial Day through April 15; statewide minimum length/daily limit, except:

(A) November 1 through April 15: Release all fish except steelhead.

(B) August 1 through April 15: Hatchery steelhead daily limit 3, barbless hooks required.

(b) From the confluence of the North and South Forks upstream including both forks, Robinson Fork, and Wolf Fork:

(i) All other tributaries: Closed waters.

(ii) Open the Saturday before Memorial Day through August 31.

(iii) Selective gear rules.

(339) Trout Lake (Ferry County): Open the fourth Saturday in April through October 31.**(340) Tucannon River (Columbia County):**

(a) All tributaries are closed waters, except Pataha Creek.

(b) Mouth upstream to Tucannon Hatchery Road Bridge:

(c) Game fish: Open the Saturday before Memorial Day through April 15; statewide minimum length/daily limit, except:

(i) November 1 through April 15: Release all fish except steelhead.

(ii) August 1 through April 15: Hatchery steelhead daily limit 3, barbless hooks required.

- (d) Tucannon Hatchery Bridge to 500 feet above intake for Rainbow Lake: Closed waters.
- (e) 500 feet above intake for Rainbow Lake to Cow Camp Bridge:
- (i) Open the Saturday before Memorial Day through August 31.
- (ii) Selective gear rules.
- (f) Cow Camp Bridge upstream: Closed waters.
- (341) **Tucquala Lake (Kittitas County):**
- (a) Open the Saturday before Memorial Day through October 31.
- (b) Statewide stream rules apply.
- (342) **Twentymile Creek (tributary to Chewuch River) (Okanogan County):** From the mouth upstream to falls (approximately 0.75 miles): Closed waters.
- (343) **Twin Lakes, tributaries, and Twin Lakes Creek (outlet stream) to the confluence with the Napeequa River (Chelan County):** Closed waters.
- (344) **Twisp River (Okanogan County):**
- (a) Mouth to War Creek:
- (i) Open the Saturday before Memorial Day through August 15.
- (ii) Selective gear rules.
- (iii) Release all fish.
- (b) Twisp River tributaries from War Creek upstream except North Creek and North Fork Twisp River:
- (i) Selective gear rules.
- (ii) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (iii) Release all fish.
- (c) From War Creek upstream: Closed waters.
- (345) **Twisp River, North Fork (Okanogan County):** From mouth to falls including tributaries: Closed waters.
- (346) **Umtanum Creek (Kittitas County):** Selective gear rules.
- (347) **Union Creek (Yakima County):** From the mouth to the falls: Closed waters.
- (348) **Upper Wheeler Reservoir (Chelan County):**
- (a) Open the fourth Saturday in April through October 31.
- (b) Fly fishing only.
- (c) It is unlawful to fish from a floating device equipped with a motor.
- (d) Release all fish.
- (349) **Vic Meyers (Rainbow) Lake (Grant County):**
- (a) Open the fourth Saturday in April through September 30.
- (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (350) **Walla Walla River (Walla Walla County):** From mouth to Washington/Oregon stateline:
- (a) All tributaries except Touchet River and Mill Creek: Closed waters.
- (b) Game fish: Open year-round; statewide minimum length/daily limit, except for trout and steelhead:
- (i) Trout: Open the Saturday before Memorial day through October 31; statewide minimum length/daily limit.
- (ii) Steelhead:
- (A) Open the Saturday before Memorial Day through July 31; daily limit 2 hatchery steelhead.
- (B) Open August 1 through April 15; daily limit 3 hatchery steelhead, barbless hooks required.
- (351) **Wannacut Lake (Okanogan County):** Open the fourth Saturday in April through October 31.

- (352) **Wapato Lake (Chelan County)**: Open the fourth Saturday in April through October 31.
- (353) **Ward Lake (Ferry County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (354) **Warden Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (355) **Warden Lake, South (Grant County)**: Open the fourth Saturday in April through September 30.
- (356) **Washburn Island Pond (Okanogan County)**:
- (a) Open April 1 through September 30.
 - (b) An internal combustion motor may be attached to a floating device, but cannot be used.
- (357) **Washburn Lake (Okanogan County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.
 - (c) Selective gear rules.
 - (d) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (358) **Watson Lake (Columbia County)**:
- (a) Open March 1 through November 30.
 - (b) It is unlawful to fish from any floating device.
- (359) **Wenaha River tributaries**:
- (a) Open the Saturday before Memorial Day through August 31.
 - (b) Selective gear rules.
- (360) **Wenas Creek (Yakima County)**: From the mouth to Wenas Lake, including tributaries: Selective gear rules.
- (361) **Wenatchee Lake (Chelan County)**:
- (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Release trout.
 - (ii) Steelhead: Closed to fishing.
 - (iii) Kokanee: Closed to fishing.
- (362) **Wenatchee River (Chelan County)**:
- (a) From the mouth to the Icicle Road Bridge:
 - (i) Game fish: Closed to fishing.
 - (ii) Salmon: Open August 1 through September 30:
 - (A) Daily limit 6; up to 2 adult hatchery Chinook may be retained.
 - (B) Release sockeye, coho, and wild adult Chinook.
 - (iii) Night closure.
 - (iv) Selective gear rules, except bait allowed.
 - (b) From Icicle Road Bridge upstream to Lake Wenatchee: Closed waters.
- (363) **Whitepine Creek (Chelan County)**: From the mouth to Whitepine Creek Falls (1 mile upstream of mouth) and tributaries: Closed waters.
- (364) **White River (Chelan County)**: From the mouth to White River Falls and tributaries, except Napeequa River: Closed waters.
- (365) **Widgeon Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (366) **Williams Lake (Spokane County)**: Open the fourth Saturday in April through September 30.
- (367) **Williams Lake (Stevens County)**: Open the Friday after Thanksgiving through March 31.

(368) **Wilson Creek (Kittitas County)**: From BNSF railroad bridge upstream: Selective gear rules.

(369) **Winchester Wasteway (Grant County) (that portion within the Winchester Game Reserve)**: Open March 1 through September 30.

(370) **Wolf Creek (Methow River tributary) (Okanogan County)**: Closed waters.

(371) **Yakima River (Yakima County)**:

(a) Downstream of Highway 240 Bridge: Columbia River rules apply.

(b) From the Highway 240 Bridge to 400 feet downstream of the Horn Rapids (Wanawish) Dam:

(i) Open March 1 through October 31.

(ii) Chumming is permissible.

(iii) Game fish: Statewide minimum size/daily limit, except: Release trout.

(iv) Barbless hooks required for salmon and steelhead.

(v) Salmon: Open September 1 through October 31.

(A) Daily limit 6; up to 2 adults may be retained.

(B) Release all salmon other than Chinook and coho.

(C) Night closure.

(c) From 400 feet downstream of the Horn Rapids (Wanawish) Dam to the dam: Closed waters.

(d) From the Horn Rapids (Wanawish) Dam to 200 feet downstream of the USBR Chandler Powerhouse:

(i) Open March 1 through October 31.

(ii) Chumming is permissible.

(iii) Game fish: Statewide minimum size/daily limit, except: Release trout.

(iv) Barbless hooks required for salmon and steelhead.

(v) Salmon: Open September 1 through October 31.

(A) Daily limit 6; up to 2 adults may be retained.

(B) Release all salmon other than Chinook and coho.

(C) Night closure.

(e) From 200 feet downstream of the USBR Chandler Powerhouse to 200 feet upstream of the Chandler Powerhouse:

(i) Open March 1 through August 31.

(ii) Chumming is permissible.

(iii) Game fish: Statewide minimum size/daily limit, except: Release trout.

(iv) Barbless hooks required for steelhead.

(v) September 1 through October 31: Closed waters.

(f) From 200 feet upstream of the Chandler Powerhouse to the downstream side of the westbound I-82 Bridge in Prosser:

(i) Open March 1 through October 31.

(ii) Chumming is permissible.

(iii) Game fish: Statewide minimum size/daily limit, except: Release trout.

(iv) Barbless hooks required for salmon and steelhead.

(v) Salmon: Open September 1 through October 31.

(A) Daily limit 6; up to 2 adults may be retained.

(B) Release all salmon other than Chinook and coho.

(C) Night closure.

(g) From the downstream side of the westbound I-82 Bridge in Prosser to the Grant Avenue Bridge in Prosser:

(i) Open March 1 through October 31.

(ii) Chumming is permissible.

(iii) Fishing from a floating device is prohibited September 1 through October 31.

- (iv) Game fish: Statewide minimum size/daily limit, except: Release trout.
- (v) Barbless hooks required for salmon and steelhead.
- (vi) Salmon: Open September 1 through October 31.
 - (A) Daily limit 6; up to 2 adults may be retained.
 - (B) Release all salmon other than Chinook and coho.
 - (C) Night closure.
 - (h) From Grant Avenue Bridge to Prosser Dam: Closed waters.
 - (i) From Prosser Dam to Highway 223 Bridge:
 - (i) Open March 1 through October 31.
 - (ii) Game fish: Statewide minimum size/daily limit, except: Release trout.
 - (iii) Barbless hooks required for steelhead.
 - (j) From Highway 223 Bridge to 400 feet below the Sunnyside (Parker) Dam:
 - (i) Selective gear rules.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Trout: Minimum length 14 inches.
 - (iii) Whitefish:
 - (A) Open December 1 through the last day in February for whitefish only.
 - (B) Whitefish gear rules.
 - (k) From 400 feet below the Sunnyside (Parker) Dam to the dam: Closed waters.
 - (l) From the Sunnyside (Parker) Dam to the Yakima Avenue-Terrace Heights Bridge:
 - (i) Selective gear rules.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Trout: Minimum length 14 inches.
 - (iii) Whitefish:
 - (A) Open December 1 through the last day in February for whitefish only.
 - (B) Whitefish gear rules.
 - (m) From Yakima Avenue-Terrace Heights Bridge upstream 400 feet: Closed waters.
 - (n) From 400 feet upstream of the Yakima Avenue-Terrace Heights Bridge to 3,500 feet below Roza Dam:
 - (i) Selective gear rules.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Trout: Minimum length 14 inches.
 - (iii) Whitefish:
 - (A) Open December 1 through the last day in February for whitefish only.
 - (B) Whitefish gear rules.
 - (o) From 3,500 feet below Roza Dam to Roza Dam: Closed waters.
 - (p) From Roza Dam to the U.S. Bureau of Reclamation restricted area signs: Open year-round.
 - (i) Selective gear rules.
 - (ii) Internal combustion motors are prohibited.
 - (iii) Game fish: Statewide minimum length/daily limit, except: Release trout.
 - (iv) Whitefish: December 1 through the last day in February: Whitefish gear rules.
 - (q) From the U.S. Bureau of Reclamation restricted area signs to the boat launch ramp on the Roza Access Area (approximately 1.3 river miles): Open year-round.
 - (i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release trout.

(iii) Whitefish: December 1 through the last day in February: Whitefish gear rules.

(r) From the boat launch ramp on the Roza Access Area (approximately 1.3 river miles) to 400 feet below Easton Dam; including the portion of Wilson Creek from the mouth upstream to the BNSF railroad bridge: Open year-round.

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release trout.

(iii) Whitefish: December 1 through the last day in February: Whitefish gear rules.

(s) From 400 feet below Easton Dam to the dam: Closed waters.

(t) From Easton Dam to the base of Keechelus Dam including Easton Lake:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release rainbow and cutthroat trout.

(372) **Yakima Sportsmen's Park Ponds (Yakima County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(373) **Yocum Lake (Pend Oreille County)**:

(a) Open the fourth Saturday in April through October 31.

(b) It is unlawful to use lead weights or lead jigs that measure 1.5 inches or less along the longest axis.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

WSR 24-01-140

PROPOSED RULES

HEALTH CARE AUTHORITY

[Filed December 20, 2023, 8:25 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 23-22-075.

Title of Rule and Other Identifying Information: WAC 182-530-7050 Reimbursement—Dispensing fee.

Hearing Location(s): On January 23, 2024, at 10:00 a.m. The health care authority (HCA) holds public hearings virtually without a physical meeting place. To attend the virtual public hearing, you must register in advance https://us02web.zoom.us/webinar/register/WN_8kNmW0cKTCa1lCLWrP2uKQ. If the link above opens with an error message, please try using a different browser. After registering, you will receive a confirmation email containing information about joining the public hearing.

Date of Intended Adoption: January 24, 2024.

Submit Written Comments to: HCA Rules Coordinator, P.O. Box 42716, Olympia, WA 98504-2716, email arc@hca.wa.gov, fax 360-586-9727, by January 23, 2024, by 11:59 p.m.

Assistance for Persons with Disabilities: Contact Johanna Larson, phone 360-725-1349, fax 360-586-9727, telecommunication[s] relay service 711, email Johanna.larson@hca.wa.gov, by January 12, 2024.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: HCA is revising this rule in accordance with the settlement agreement in the case of *National Association of Chain Drug Stores, et al., v. Washington State Health Care Authority, et al.* (Case No. 51489-3-II) and for the purpose of ensuring the continuation of federal medicaid funding. HCA also filed an emergency rule-making order under WSR 23-22-074, while the permanent rule-making process is being completed.

Reasons Supporting Proposal: See purpose.

Statutory Authority for Adoption: RCW 41.05.021, 41.05.160.

Statute Being Implemented: RCW 41.05.021, 41.05.160.

Rule is necessary because of state court decision, *National Association of Chain Drug Stores, et al., v. Washington State Health Care Authority, et al.* (Case No. 51489-3-II).

Name of Proponent: HCA, governmental.

Name of Agency Personnel Responsible for Drafting: Valerie Freudenstein, P.O. Box 42716, Olympia, WA 98504-2716, 360-725-1344; Implementation and Enforcement: Wendy Steffens, P.O. Box 45510, Olympia, WA 98504-5510, 360-725-5145.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328. RCW 34.05.328 does not apply to HCA rules unless requested by the joint administrative rules review committee or applied voluntarily.

Scope of exemption for rule proposal from Regulatory Fairness Act requirements:

Is not exempt.

The proposed rule does not impose more-than-minor costs on businesses. Following is a summary of the agency's analysis showing how costs were calculated. The proposed rules do not impose more-than-minor costs on small businesses and are being made in accordance with the settlement agreement in the case of *National Association of Chain Drug Stores, et al., v. Washington State Health Care Authority, et al.*

(Case No. 51489-3-II) and for the purpose of ensuring the continuation of federal medicaid funding.

December 20, 2023
Wendy Barcus
Rules Coordinator

OTS-5053.2

AMENDATORY SECTION (Amending WSR 17-07-001, filed 3/1/17, effective 4/1/17)

WAC 182-530-7050 Reimbursement—Dispensing fee determination.

(1) Subject to the provisions of WAC 182-530-7000 and the exceptions permitted in WAC 182-530-2000, the medicaid agency pays a dispensing fee for each covered, prescribed drug.

(2) The agency does not pay a dispensing fee for:

- (a) Nondrug items, devices, or drug-related supplies; or
- (b) Drugs administered by a health care professional.

(3) The agency periodically examines the sufficiency of pharmacy dispensing fees and may adjust the dispensing fee by considering factors including, but not limited to:

- (a) Legislative appropriations for vendor rates;
- (b) Input from provider and advocacy groups;
- (c) Input from state-employed or contracted actuaries; and
- (d) Dispensing fees paid by other third-party payers including,

but not limited to, health care plans and other states' medicaid agencies.

(4) The agency uses a tiered dispensing fee system which pays higher volume pharmacies at a lower fee and lower volume pharmacies at a higher fee.

(5) The agency uses total annual prescription volume (both medicaid and nonmedicaid) reported to the agency to determine each pharmacy's dispensing fee tier. The following tier levels are effective for dates of service on and after July 1, 2023:

(a) A pharmacy which fills (~~more than thirty-five thousand~~) 70,000 or more prescriptions annually is a high-volume pharmacy. The agency considers hospital-based pharmacies that serve both inpatient and outpatient clients as high-volume pharmacies.

(b) A pharmacy which fills between (~~fifteen thousand one and thirty-five thousand~~) 30,000 and 69,999 prescriptions annually is a mid-volume pharmacy.

(c) A pharmacy which fills (~~fifteen thousand or fewer~~) less than 30,000 prescriptions annually is a low-volume pharmacy.

(6) The agency determines a pharmacy's annual total prescription volume as follows:

(a) The agency sends out a prescription volume survey form to pharmacy providers during the first quarter of the calendar year;

(b) Pharmacies return completed prescription volume surveys to the agency each year. Pharmacy providers not responding to the survey by the specified date are assigned to the high volume category;

(c) Pharmacies must include all prescriptions dispensed from the same physical location in the pharmacy's total prescription count;

(d) The agency considers prescriptions dispensed to nursing facility clients as outpatient prescriptions; and

(e) Assignment to a new dispensing fee tier is effective on the first of the month, following the date specified by the agency.

(7) A pharmacy may request a change in dispensing fee tier during the interval between the annual prescription volume surveys. The pharmacy must substantiate such a request with documentation showing that the pharmacy's most recent six-month dispensing data, annualized, would qualify the pharmacy for the new tier. If the agency receives the documentation by the twentieth of the month, assignment to a new dispensing fee tier is effective on the first of the following month.

(8) The agency grants general dispensing fee rate increases only when authorized by the legislature. Amounts authorized for dispensing fee increases may be distributed nonuniformly (e.g., tiered dispensing fee based upon volume).

(9) The agency may pay true unit dose pharmacies at a different rate for unit dose dispensing.

WSR 24-01-144

PROPOSED RULES

TRANSPORTATION COMMISSION

[Filed December 20, 2023, 11:23 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 23-20-104.

Title of Rule and Other Identifying Information: For purposes of adjusting toll rates on the I-405 express toll lanes (ETLs) and State Route (SR) 167 high occupancy toll (HOT) lanes, this rule will amend WAC 468-270-075, 468-270-077, 468-270-078, and 468-270-120. In addition to these adjustments, this rule will create a new WAC section under chapter 468-270 WAC to codify hours of operation for the SR 167 HOT lanes.

Hearing Location(s): On January 29, 2024, at 9 - 10 a.m., virtually at https://us02web.zoom.us/webinar/register/WN_Bz101ZyESqWLI264TOdveQ#/registration. The public hearing will be held virtually over Zoom with an option for members of the public to testify in person at 2404 Chandler Court S.W., Olympia, WA 98502.

Date of Intended Adoption: January 29, 2024.

Submit Written Comments to: Washington State Transportation Commission (WSTC), P.O. Box 47308, Olympia, WA 98504-7308, email transc@wsdot.wa.gov, fax 360-705-6802, by January 23, 2024.

Assistance for Persons with Disabilities: Contact Doreen Maasjo, phone 360-705-7070, fax 360-705-6802, TTY 711 connect to 360-705-7070, email transc@wstc.wa.gov, by January 23, 2024.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The purpose of this rule is to adjust toll rates for the SR 167 HOT lanes and I-405 ETLs in order to meet performance and financial needs for the facilities.

The anticipated effects of this proposal, which are expected to take effect on March 1, 2024, are as follows:

- The minimum toll rate on the SR 167 HOT lanes will increase from \$0.50 to \$1.
- The maximum toll rate on the SR 167 HOT lanes will increase from \$9 to \$15.
- The minimum toll rate on the I-405 ETLs will increase from \$0.75 to \$1.
- The maximum toll rate on the I-405 ETLs will increase from \$10 to \$15.
- The hours of operation on the SR 167 HOT lanes will change from 5 a.m. - 7 p.m. (seven days a week) to 5 a.m. - 8 p.m. (seven days a week).
- The hours of operation on the I-405 ETLs will change from 5 a.m. - 7 p.m. (M-F) to 5 a.m. - 8 p.m. (M-F).

Reasons Supporting Proposal: RCW 47.56.880 directs WSTC to periodically review toll rates on the I-405 ETLs and SR 167 HOT lanes against traffic performance of all lanes to determine if current toll rates are effectively maintaining travel time, speed, and reliability. The performance goal for the I-405/SR 167 ETLs to maintain speeds of 45 mph 90 percent of the time during peak hours is not being met with current toll rates in place. In addition, the adjustments will help address current revenue needs for the facilities.

Statutory Authority for Adoption: RCW 47.56.880, 47.56.795, 47.56.850, 47.56.888.

Statute Being Implemented: RCW 47.56.880, 47.56.830, 47.56.795.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: WSTC, governmental.

Name of Agency Personnel Responsible for Drafting: Carl See, WSTC, 2404 Chandler Court S.W., Olympia, WA 98504, 360-705-7070; Implementation and Enforcement: Ed Barry, WSDOT, 2901 Third Avenue, Suite 500, Seattle, WA 98121, 206-464-1217.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328. Pursuant to RCW 34.05.328 (5) (b) (vi), a cost-benefit analysis is not required, as this is setting or adjusting fees or rates pursuant to legislative requirements in RCW 47.56.850.

This rule proposal, or portions of the proposal, is exempt from requirements of the Regulatory Fairness Act because the proposal:

Is exempt under RCW 19.85.025(3) as the rules set or adjust fees under the authority of RCW 19.02.075 or that set or adjust fees or rates pursuant to legislative standards, including fees set or adjusted under the authority of RCW 19.80.045.

Scope of exemption for rule proposal:

Is fully exempt.

December 18, 2023
Reema Griffith
Executive Director

OTS-5111.1

AMENDATORY SECTION (Amending WSR 11-04-007, filed 1/20/11, effective 12/3/11)

WAC 468-270-075 What are the toll rates for the SR 167 HOT lanes pilot project? Toll rates will vary based upon several factors including time of day, traffic volumes, traffic demand, and overall corridor performance. The toll rate schedule shall be adjusted as needed by WSDOT to meet HOV performance criteria as defined in RCW 47.56.403 and WAC 468-300-828 in order to maintain average HOT lane vehicle speeds above (~~forty-five~~) 45 miles per hour, at least (~~ninety~~) 90 percent of the time during peak hours.

When the SR 167 HOT lanes are in operation, the minimum toll rate is (~~(\$0.50)~~) \$1.00 and the maximum toll rate is (~~(\$9.00)~~) \$15.00.

AMENDATORY SECTION (Amending WSR 16-16-014, filed 7/21/16, effective 8/21/16)

WAC 468-270-077 What are the toll rates for the I-405 express toll lanes? When tolling is in effect on the I-405 express toll lanes, the *Good To Go!*[™] toll rate schedule shall be a minimum toll rate of (~~(\$0.75)~~) \$1.00 and a maximum toll rate of (~~(\$10.00)~~) \$15.00. *Good To Go!*[™] Pass toll rates shall vary in amount by time of day and level of traffic congestion, and will automatically adjust within the

established toll schedule using dynamic tolling to ensure average vehicle speeds in the lanes above (~~forty-five~~) 45 miles per hour at least (~~ninety~~) 90 percent of the time during peak hours. In the event there is a disruption in the ability to set tolls dynamically, the department may, on a temporary basis, adjust toll rates by time of day and level of traffic congestion within the range set forth in this section.

The commission shall periodically review the *Good To Go!*TM toll rate schedule against traffic performance of all lanes in the I-405 express toll lanes corridor, as outlined in RCW 47.56.880 to determine if the *Good To Go!*TM toll rates are effectively maintaining travel time, speed, and reliability for all lanes. Based on this review, the commission shall adjust the toll rate schedule as needed.

The toll rate for a Pay By Mail transaction is equal to the *Good To Go!*TM Pass toll rate plus \$2.00.

AMENDATORY SECTION (Amending WSR 16-16-014, filed 7/21/16, effective 8/21/16)

WAC 468-270-078 What are the hours that tolling will be in effect on the I-405 express toll lanes? Tolling will be in effect on the I-405 express toll lanes weekdays, Monday through Friday, from 5:00 a.m. to (~~7:00~~) 8:00 p.m. (excluding the weekdays on which holidaysⁱ are observed).

When tolling is not in effect on the I-405 express toll lanes, including on weekends and holidaysⁱ, the lanes are open to all vehicles regardless of occupancy, and a transponder is not needed to travel toll-free.

ⁱ New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.

NEW SECTION

WAC 468-270-079 What are the hours that tolling will be in effect on the SR-167 high occupancy toll lanes? Tolling will be in effect on the SR-167 high occupancy toll lanes from 5:00 a.m. to 8:00 p.m. (excluding the days on which holidaysⁱ are observed).

When tolling is not in effect on the SR-167 high occupancy toll lanes, including holidaysⁱ, the lanes are open to all vehicles regardless of occupancy.

ⁱ New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.

AMENDATORY SECTION (Amending WSR 16-16-014, filed 7/21/16, effective 8/21/16)

WAC 468-270-120 How many occupants are required to be considered an eligible carpool for toll exemption on I-405 express toll lanes? Between (~~5~~) 5:00 a.m. to (~~9~~) 9:00 a.m. and (~~3~~) 3:00 p.m. to (~~7~~) 8:00 p.m., Monday through Friday, (excluding the weekdays on which holidaysⁱ are observed) you must have three or more occupants in

your vehicle to qualify as a toll-free carpool. At all other times when tolling is in effect on the I-405 express toll lanes, you must have two or more occupants in your vehicle to qualify as a toll-free carpool. Occupancy requirements do not apply to vehicles that are otherwise exempt from tolls pursuant to WAC 468-270-110 or authorized as an HOV vehicle as defined in chapter 468-510 WAC.

ⁱ New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.