

WSR 24-16-017

AGENDA

DEPARTMENT OF
FISH AND WILDLIFE

[Filed July 25, 2024, 3:25 p.m.]

This is the semi-annual rule-making agenda for the department of fish and wildlife (DFW) for the July-December 2024 time period. The attached agenda briefly describes both the current and anticipated rule-making activities for DFW. This agenda has been compiled and sent to you as required under RCW 34.05.314. If you have any questions regarding this proposed agenda, please contact Scott Bird at 360-790-7561 or at Rules.Coordinator@dfw.wa.gov.

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

ANNUAL RULES DEVELOPMENT AGENDA
July - December 2024

| WAC Chapter | Rule Title or Subject | Agency Contact | Current Status | Anticipated Date of Adoption | Short Description |
|---|------------------------------------|---|--|------------------------------|--|
| 220-340-130, 220-340-170 | 2024 Annual oyster drill | Kelly Henderson Kelly.henderson@dfw.wa.gov | December 6, 2023 CR-101 filing WSR 23-24-102 | TBD | DFW is considering updates to beach designations (oyster drill restricted areas) according to shellfish pest status. |
| 220-330-110, 220-330-140 | 2024 Clam and oyster season | Camille Speck Camille.speck@dfw.wa.gov | January 24, 2024 CR-101 filing WSR 23-21-087 | Spring 2025 | DFW is considering annual changes to rules for recreational clam, mussel, and oyster harvest seasons. |
| Chapter 330-352 | Quick reporting vessel information | Kelly Henderson Kelly.henderson@dfw.wa.gov | February 9, 2023 CR-101 filing WSR 23-05-040 | TBD | Seeks to explore modification of the quick reporting rules to require additional information for the Puget Sound commercial and coastal troll salmon fisheries. |
| 220-440-150, 220-440-180 | Crop damage | Jim Brown Jim.Brown@dfw.wa.gov | Intended filing August 2024 | TBD | Allows DFW to continue to use contracted crop damage claim adjusters. To do so, we must establish updated certification and experience standards for DFW contracted crop adjusters, as well as follow 2024 SSB 5784, changing the value limits of an appeal. |
| 220-417-010 | Trapping permit | Heather Bonagofski Heather.Bonagofski@dfw.wa.gov | July 3, 2024 CR-102 filing WSR 24-14-151 | September 27, 2024 | Trapping seasons and regulations to restrict trapping of red fox. |
| 220-415-100 | Cougar season setting | Heather Bonagofski Heather.Bonagofski@dfw.wa.gov | April 30, 2024 CR-102 filing WSR 24-10-080 | July 19, 2024 | The proposal incorporates the commission's intent for rule changes based on an accepted rule petition. The rule proposal seeks to maintain biologically sustainable cougar hunting seasons. |
| 220-415-030, 220-415-060, 220-415-070, 220-415-120, 220-415-130 | Special hunt permits | Heather Bonagofski Heather.Bonagofski@dfw.wa.gov | Intended filing in September 2024 | TBD | Seeks to increase the total number of special hunt permits allowed by 738 for the 2024-25 hunting season in order to align with the number of special hunt permits that were drawn in error through DFW's electronic licensing system. |
| 220-415-080 | Spring black bear | Heather Bonagofski Heather.Bonagofski@dfw.wa.gov | May 4, 2022 CR-101 filing WSR 22-10-098 | TBD | Amendments would be needed to set season dates and permit numbers in order to offer a 2023 spring black bear season. |
| Chapter 220-410 | Columbia River commercial logbooks | Kelly Henderson Kelly.henderson@dfw.wa.gov | January 3, 2024 CR-101 filing WSR 24-02-093 | TBD | This project seeks to collect data about fishing effort and catch and release information from the Columbia River commercial fisheries for management purposes. |

| WAC Chapter | Rule Title or Subject | Agency Contact | Current Status | Anticipated Date of Adoption | Short Description |
|--------------------------|---|--|--|------------------------------|--|
| Chapter 220-370 | Amend aquaculture regulations | Kelly Henderson Kelly.henderson@dfw.wa.gov | March 30, 2018 CR-101 filing WSR 18-05-055 | TBD | This is an expedited rule making to amend regulations in chapter 220-370 WAC following passage of ESHB 2957 in the 2018 legislative session. |
| 220-312-050 | Yellow perch/blue, Park and Deep Lake | Kelly Henderson Kelly.henderson@dfw.wa.gov | Intended filing of CR-101 in Fall 2024 | TBD | This rule making is from petitions DFW has received this past six months and the commission has accepted to move forward with regarding changes to closures and openings at these locations. |
| Chapter 220-450 | Beaver relocation | Heather Bonagofski Heather.Bonagofski@dfw.wa.gov | July 3, 2024 CR-102 filing WSR 24-14-150 | September 27, 2024 | DFW is developing a new permit for beaver relocation that is consistent with requirements of RCW 77.32.585. |
| Chapter 220-500 | Construction, creation and maintenance of roads, trails, and structures | Heather Bonagofski Heather.Bonagofski@dfw.wa.gov | July 3, 2023 CR-102 filing WSR 24-14-14 | August 16, 2024 | DFW is considering adding new sections to chapter 220-500 WAC to prevent further resource damage to department-managed lands. |
| New chapter 220-670 | Fishway and screening rules | Gabrielle Stillwater Gabrielle.stilwater@dfw.wa.gov | CR-102 Fall 2024 | Spring 2025 | DFW is creating a new chapter in WAC (220-670) that defines inadequate fishways and water diversions across the state and compliance actions for inadequate structures. |
| Chapter 220-500 | Recreational easements on private lands | Shane Belson Shane.belson@dfw.wa.gov | August 30, 2022 CR-101 filing WSR 22-18-037 | | DFW seeks to amend terms used in chapter 220-500 WAC to improve clarity and consistency. |
| Title 220 | Amending and consolidating rules into one chapter under Title 220 WAC | Thomas Knoll Thomas.knoll@dfw.wa.gov | January 23, 2019 CR-101 filing WSR 19-03-170 | | DFW seeks to consolidate and clarify its administrative hearing rules into one chapter for all of Title 220 WAC. |
| 220-610-010, 220-200-100 | Periodic status review for the gray wolf | Julia Smith Julia.smith@dfw.wa.gov | February 7, 2024 CR-102 filing WSR [24-04-094] | Withdrawn | This is a periodic status review for the gray wolf. |

Scott Bird
Rules Coordinator