

WSR 15-03-057
PROPOSED RULES
DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Behavioral Health and Service Integration Administration)
 (Division of Behavioral Health and Recovery)

[Filed January 15, 2015, 9:09 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-16-111.

Title of Rule and Other Identifying Information: New WAC 388-877A-0400 How individuals can express concern about their rights, services, or treatment, 388-877A-0410 Grievance system—Definitions, 388-877A-0420 Grievance process, 388-877A-0430 Notice of action, 388-877A-0440 Appeal process, 388-877A-0450 Administrative hearings, 388-877A-0460 Individual rights specific to medicaid recipients and 388-877-0605 DBHR complaint process; and repealing WAC 388-865-0255 Consumer grievance process.

Hearing Location(s): Office Building 2, DSHS Headquarters, 1115 Washington, Olympia, WA 98504 (public parking at 11th and Jefferson. A map is available at <http://www1.dshs.wa.gov/msa/rpau/RPAU-OB-2directions.html>), on March 10, 2015, at 10:00 a.m.

Date of Intended Adoption: Not earlier than March 11, 2015.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, e-mail DSHSRPAURulesCoordinator@dshs.wa.gov, fax (360) 664-6185, by 5:00 p.m., March 10, 2015.

Assistance for Persons with Disabilities: Contact Jeff Kildahl, DSHS rules consultant, TTY (360) 664-6178 or (360) 664-6094 or e-mail Kildaja@dshs.wa.gov.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The proposed new rules inform individuals applying for, eligible for, or receiving mental health services of their right to express dissatisfaction regarding a mental health service and how to use the regional support network's (RSN) grievance system. The rules inform consumers of behavioral health services how to use the division of behavioral health and recovery's (DBHR) complaint process, and update and clarify individual rights specific to the medicaid program. The department is repealing WAC 388-865-0255 that is outdated due to these new rules.

Statutory Authority for Adoption: Chapter 49.60 RCW, RCW 71.05.560, 71.24.035 (5)(c), and 71.34.380; 42 C.F.R. §438.400.

Statute Being Implemented: Chapter 49.60 RCW, RCW 71.05.560, 71.24.035 (5)(c), and 71.34.380; 42 C.F.R. §438.400.

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

Name of Proponent: Department of social and health services, governmental.

Name of Agency Personnel Responsible for Drafting: Kathy Sayre, P.O. Box 45330, Olympia, WA 98504-5330, (360) 725-1342; Implementation and Enforcement: Dennis Malmer, P.O. Box 45330, Olympia, WA 98504-5330, (360) 725-3747.

A small business economic impact statement has been prepared under chapter 19.85 RCW.

Small Business Economic Impact Statement

SUMMARY OF PROPOSED RULES: The DBHR of the department of social and health services (the department) is adopting new sections in chapters 388-877 and 388-877A WAC that clarify how individuals can express concern about their rights, services, or treatment regarding mental health services received from an agency contracted through an RSN. The rules also inform consumers of behavioral health services how to use the DBHR's complaint system. WAC 388-865-0255 Consumer grievance process, is being repealed. These rules:

- Explain DBHR's complaint process and the grievance process, the appeal process, and access to administrative hearings.
- Describe how an individual who receives mental health services can express dissatisfaction about a service, define words and phrases used in the grievance system, and update specific individual rights for medicaid recipients.
- Repeal a section that has been updated and incorporated in the new rules.

INVOLVEMENT OF STAKEHOLDERS AND SMALL BUSINESSES: The department recently adopted new chapters 388-877, 388-877A, 388-877B, and 388-877C WAC regarding behavioral health services and subsequently provided stakeholder and provider trainings throughout the state in eight community locations. It was determined that there was a need to adopt rules to inform individuals of their right to express dissatisfaction regarding a behavioral health service and how to use the complaint process and grievance system. The department is also adopting a rule that identifies individual rights specific to medicaid recipients.

The department filed a CR-101 (preproposal statement of inquiry) under WSR 14-16-111 on August 6, 2014. Copies of the CR-101 were sent to tribal leaders and all stakeholders and providers listed in DBHR's mailing list for rule notifications. In October 2014, the department sent a draft of the rules to all interested parties who contacted the department with an interest to participate in reviewing the proposed rule. The department provides a response to each comment received.

SMALL BUSINESS ECONOMIC IMPACT STATEMENT (SBEIS) – DETERMINATION OF NEED: Chapter 19.85 RCW, the Regulatory Fairness Act, requires that the economic impact of proposed regulations be analyzed in relation to small businesses and outlines the information that must be included in an SBEIS. An SBEIS is required when a proposed rule has the potential of placing a disproportionate economic impact on small businesses which employ fifty or fewer people and are independently owned and operated.

The rules in chapter 388-877A WAC apply specifically to behavioral health agencies that provide mental health treatment services to individuals. The department determined there are about one hundred eighty business entities that provide mental health services at more than four hundred specific locations. Of the estimated one thousand services sites

providing behavioral health services, about one hundred sixty agencies provide both certified chemical dependency services and mental health services.

EVALUATION OF PROBABLE COSTS AND PROBABLE BENEFITS: The department has determined these rules meet the definition of significant legislative rules under RCW 34.05.328 (5)(c)(iii) because they make "significant amendments to, a policy or regulatory program."

RCW 34.05.328 (1)(d) requires the department to analyze the probable costs and probable benefits of the rules, taking into account both the qualitative and quantitative costs and benefits. Impacted groups include behavioral health agencies owned by nonprofit businesses, for-profit businesses, public nonprofit providers, and tribal programs that provide DBHR-certified chemical dependency services and/or DBHR-certified outpatient mental health services.

Costs and Benefits: Under chapter 19.85 RCW, the department has considered annual costs to small businesses that are fifty dollars or more per consumer and believes there are no costs or minimal costs for the rules that will affect services provided at service sites that meet the definition of a small business. Individuals who apply for, are eligible for, or receive behavioral health services will be informed of their rights to express dissatisfaction regarding a behavioral health service, and how to use the complaint process and grievance system. RSNs, agencies that with the RSN, and ombuds services staff will use the rules to apply the grievance system processes uniformly.

CONCLUSION: The department has given careful consideration to the impact of the proposed rules on small businesses. To comply with the Regulatory Fairness Act (chapter 19.85 RCW), the department has analyzed impacts on small businesses and determined the costs to be minor and that the probable benefits outweigh the probable costs.

Please contact Kathy Sayre if you have any questions at (360) 725-1342, toll free 1-877-301-4557, or e-mail kathy.sayre@dshs.wa.gov.

A copy of the statement may be obtained by contacting Kathy Sayre, Rules Manager, P.O. Box 45330, Olympia, WA 98504-5330, phone (360) 725-1342, fax (360) 725-2280, e-mail kathy.sayre@dshs.wa.gov.

A cost-benefit analysis is required under RCW 34.05.-328. A preliminary cost-benefit analysis may be obtained by contacting Kathy Sayre, P.O. Box 45330, Olympia, WA 98504-5330, phone (360) 725-1342, fax (360) 725-2280, e-mail kathy.sayre@dshs.wa.gov.

January 14, 2015
Katherine I. Vasquez
Rules Coordinator

NEW SECTION

WAC 388-877A-0400 How individuals can express concern about their rights, services, or treatment. (1) An individual applying for, eligible for, or receiving mental health services authorized by a regional support network (RSN), the individual's representative, or the individual's legal guardian may access the RSN's grievance system to express concern about their rights, services, or treatment. The grievance system includes:

- (a) A grievance process;
 - (b) An appeal process; and
 - (c) Access to administrative hearings.
- (2) Before requesting an administrative hearing, the individual must exhaust:
- (a) The grievance process, subject to the rules in WAC 388-877A-0420; or
 - (b) The appeal process, subject to the rules in WAC 388-877A-0440.
- (3) Individuals may also use the free and confidential ombuds services through the RSN that contracts with the behavioral health agency in which they receive mental health services. Ombuds services are provided independent of RSNs and agency services providers, and are offered to individuals at any time to help them with resolving issues or problems at the lowest possible level during the grievance, appeal, or administrative hearing process.
- (4) See WAC 388-865-0250 for more information on ombuds services.

NEW SECTION

WAC 388-877A-0410 Grievance system—Definitions. The terms and definitions in this section and WAC 388-877-0200 apply to the grievance system rules.

- (1) "Action" means, in the case of a regional support network (RSN):
- (a) The denial or limited authorization of a requested service, including the type or level of service;
 - (b) The reduction, suspension, or termination of a previously authorized service;
 - (c) The denial in whole or in part, of payment for a service;
 - (d) The failure to provide services in a timely manner, as defined by the state; or
 - (e) The failure of an RSN or its contracted behavioral health agency to act within the timeframes provided in section 42 CFR 438.408(b).
- (2) "Administrative hearing" means a proceeding before an administrative law judge that gives an individual an opportunity to be heard in disputes about DSHS programs and services.
- (3) "Appeal" means a written request by an individual, or with the individual's written permission, the individual's representative, for the regional support network (RSN) to reconsider an "action," as defined in this section. See also "expedited appeal."
- (4) "Appeal process" is one of the processes included in the grievance system that allows an individual to appeal a decision made by the regional support network (RSN) and communicated on a "notice of action."
- (5) "Expedited appeal process" allows an individual, in certain circumstances, to file an appeal that will be reviewed more quickly by the regional support network (RSN).
- (6) "Grievance" means an expression of dissatisfaction about any matter other than an action.
- (7) "Grievance process" is one of the processes included in the grievance system that allows an individual to express concern or dissatisfaction about a mental health service.

(8) "Grievance system" means the processes through a regional support network (RSN) in which an individual applying for, eligible for, or receiving mental health services may express dissatisfaction about services. The grievance system must be established by the RSN, must meet the requirements of 42 CFR 438 Subpart F, and include:

- (a) A grievance process;
- (b) An appeal process; and
- (c) Access to the department's administrative hearing process.

(9) "Individual" means a person who applies for, is eligible for, or receives regional support network (RSN)-authorized mental health services from an agency licensed by the department as a behavioral health agency. For the purposes of accessing the grievance system, the definition of individual also includes the following if another person is acting on the individual's behalf:

- (a) The individual's parent or, if applicable, the individual's custodial parent;
- (b) The individual's legal guardian; or
- (c) The individual's representative if the individual gives written permission.

(10) "Notice of action" is the written notice a regional support network (RSN) provides to an individual and, if applicable, the individual's legal representative, to communicate an "action."

(11) "Regional support network (RSN)" means a county authority or group of county authorities or other entity recognized by the secretary in contract in a defined region. RSNs contract with behavioral health agencies to provide services.

NEW SECTION

WAC 388-877A-0420 Grievance process. (1) The grievance process is used by an individual or their representative to express dissatisfaction in person, orally, or in writing about any matter other than an action to:

- (a) The behavioral health agency providing the mental health services; or
 - (b) The regional support network (RSN).
- (2) The ombuds serving the behavioral health agency or RSN may assist the individual in resolving the grievance at the lowest possible level.

(3) Grievances are subject to the rules in this section, WAC 388-877A-0400, and WAC 388-877A-0430 through 388-877A-0460. An individual may choose to file a grievance with the behavioral health agency that provides the mental health services or with the RSN, subject to the following:

(a) **Filing a grievance with a behavioral health agency.** If the grievance is filed first with the behavioral health agency and the agency's written decision is adverse to the individual, the individual may then choose to file the grievance with the RSN. If the RSN's written decision is adverse to the individual, the individual can request an administrative hearing.

(b) **Filing a grievance with an RSN.** If the grievance is filed first with the RSN (and not the agency), and the RSN's written decision is adverse to the individual, the individual

can request an administrative hearing but cannot file the same grievance with the agency that contracts with the RSN.

(4) An individual may also request an administrative hearing if a written notice regarding the grievance was not received within the timeframes established in subsection (5) of this section.

(5) When an individual files a grievance, the behavioral health agency or RSN receiving the grievance must:

- (a) Acknowledge the receipt of the grievance in writing within five business days;
- (b) Investigate the grievance;
- (c) Apply the rules in subsection (6) of this section; and
- (d) Send a written notice describing the decision within ninety calendar days from the date the grievance was filed.

(6) The behavioral health agency or RSN receiving the grievance must ensure all of the following:

(a) Other people, if the individual chooses, are allowed to participate in the grievance process.

(b) The individual's right to have currently authorized mental health services continued pending resolution of the grievance.

(c) That a grievance is resolved even if the individual is no longer receiving mental health services.

(d) That the persons who make decisions on a grievance:

(i) Were not involved in any previous level of review or decision making; and

(ii) Are mental health professionals who have appropriate clinical expertise if the grievance involves clinical issues.

(e) That the individual and, if applicable, the individual's representative, are mailed a written notice containing the decision within ninety days from the date a grievance is received by the agency or RSN. This timeframe can be extended up to an additional fourteen days:

(i) If requested by the individual or the individual's representative; or

(ii) By the agency or RSN when additional information is needed and the RSN can demonstrate that the added time is in the individual's interest.

(f) That the written notice includes:

(i) The decision on the grievance;

(ii) The reason for the decision; and

(iii) The right to request an administrative hearing and the required timeframe to request the hearing.

(g) That full records of all grievances are maintained and:

(i) Kept for six years after the completion of the grievance process;

(ii) Made available to the department upon request as part of the state quality strategy;

(iii) Kept in confidential files separate from the individual's clinical record; and

(iv) Not disclosed without the individual's written permission, except to the department or as necessary to resolve the grievance.

NEW SECTION

WAC 388-877A-0430 Notice of action. The regional support network's (RSN's) written notice of action provided to an individual must be in writing, be in the individual's pri-

mary language, be easily understood and, at a minimum, explain:

(1) The action the RSN or its contractor (behavioral health agency) has taken or intends to take;

(2) The reason for the action and a citation of the rule(s) being implemented;

(3) The individual's right to file an appeal with the RSN and the required timeframes if the individual does not agree with the decision or action;

(4) The circumstances under which an expedited resolution is available and how to request it; and

(5) The individual's right to receive mental health services while an appeal is pending, how to make the request, and that the individual may be held liable for the cost of services received while the appeal is pending if the appeal decision upholds the decision or action.

NEW SECTION

WAC 388-877A-0440 Appeal process. (1) The appeal process is used by an individual to ask the regional support network (RSN) to review an action that the RSN has communicated to the individual on a written notice of action (see WAC 388-877A-0430). An individual's representative may appeal an action with the individual's written consent. If a written notice of action was not received, an appeal may still be filed.

(2) The individual requesting review of an action:

(a) Must file an appeal and receive a notice of the resolution from the RSN before requesting an administrative hearing; and

(b) May not file a grievance with the behavioral health agency or the RSN for the same issue as the appeal once an appeal has been filed.

(3) The appeal process can be:

(a) Standard as described in subsection (5) of this section; or

(b) Expedited if the criteria in subsection (6) of this section are met.

(4) The RSN must ensure that the persons who make decisions on an appeal:

(a) Were not involved in any previous level of review or decision making; and

(b) Are mental health professionals who have clinical expertise.

(5) **Standard appeal process.** The standard appeal process includes the following:

(a) Standard appeals for actions communicated on a notice of action—continued services not requested. An individual who disagrees with a decision or action communicated on a notice of action may file an appeal orally or in writing. All of the following apply:

(i) The individual must file the appeal within ninety calendar days from the date on the notice of action.

(ii) The RSN must confirm receipt of the appeal in writing within five business days.

(iii) The RSN must send the individual a written notice of the resolution within forty-five calendar days of receiving the appeal that includes:

(A) The RSN's decision;

(B) The reason for the decision; and

(C) The right to request an administrative hearing if the individual disagrees with the decision. The hearing must be requested within ninety calendar days from the date on the notice.

(b) Standard appeals for termination, suspension, or reduction of previously authorized services—continued services requested. An individual receiving a notice of action from the RSN that terminates, suspends, or reduces previously authorized services may file an appeal and request continuation of those services pending the RSN's decision on the appeal. All of the following apply:

(i) The individual must:

(A) File the appeal with the RSN within ten calendar days of the date on the notice of action; and

(B) Request continuation of services.

(ii) The RSN must:

(A) Confirm receipt of the appeal and the request for continued services with the individual orally or in writing;

(B) Send a notice in writing that follows up on any oral confirmation made; and

(C) Include in the notice that if the appeal decision is adverse to the individual, the RSN may recover the cost of the mental health services provided pending the RSN's decision.

(iii) The RSN's written notice of the resolution must contain:

(A) The RSN's decision on the appeal;

(B) The reason for the decision; and

(C) The right to request an administrative hearing if the individual disagrees with the decision and include the following timeframes:

(I) Within ten calendar days from the date on the notice of the resolution if the individual is asking that services be continued pending the outcome of the hearing.

(II) Within ninety calendar days from the date on the notice of the resolution if the individual is not asking for continued services.

(6) **Expedited appeal process.** If an individual or the individual's mental health provider feels that the time taken for a standard resolution of an appeal could seriously jeopardize the individual's life or health and ability to attain, maintain, or regain maximum function, an expedited appeal can be requested.

(a) Both of the following applies to expedited appeal requests:

(i) The action taken on the notice of action is for termination, suspension, or reduction of previously authorized mental health services; and

(ii) The appeal must be filed the RSN, either orally or in writing, within ten calendar days from the date on the RSN's written notice of action that communicated the action.

(b) The individual may ask for continued mental health services pending the outcome of the expedited appeal.

(c) The RSN must:

(i) Confirm receipt of the request for an expedited appeal in person or by telephone.

(ii) Send the individual a written notice of the resolution within two calendar days of receiving the request for an expedited appeal. The RSN may extend the timeframes up to fourteen additional days if the individual requests an extension or

the RSN can demonstrate that the added time is in the individual's interest.

(7) **Duration of continued services during the appeal process.** When an individual has requested continued mental health services pending the outcome of the appeal process and the criteria in this section have been met, the RSN ensures the services are continued until one of the following occurs:

- (a) The individual withdraws the appeal.
- (b) Ten days pass from the date on the notice of action and both of the following occur:
 - (i) The RSN provides a written notice of the resolution that contains a decision that is adverse to the individual; and
 - (ii) The individual, within the ten-day timeframe, has not requested an administrative hearing with continuation of services.
- (c) The time period of a previously authorized service has expired.
- (d) A mental health treatment service limit of a previously authorized service has been fulfilled.

(8) **Recovery of the cost of mental health services in adverse decisions of appeals.** If the final written notice of the resolution of the appeal is adverse to the individual, the RSN may recover the cost of the mental health services furnished to the individual while the appeal was pending to the extent that they were provided solely because of the requirements of this section.

(9) The RSN must maintain full records of all appeals and ensure an individual's records are:

- (a) Kept for six years after the completion of the appeal process;
- (b) Made available to the department upon request as part of the state quality strategy;
- (c) Kept in confidential files separate from the individual's clinical record; and
- (d) Not disclosed without the individual's written permission, except to the department or as necessary to resolve the appeal.

NEW SECTION

WAC 388-877A-0450 Administrative hearings. (1)

An administrative hearing (also known as "fair hearing") is a proceeding before an administrative law judge (ALJ) that gives an individual, as defined in WAC 388-877A-0410, an opportunity to be heard in disputes about a mental health program or service.

(2) An individual must first exhaust the grievance process described in WAC 388-877A-0420, or the appeal process described in WAC 388-877A-0440 before requesting an administrative hearing.

(3) An individual requesting an administrative hearing must do so within the following timeframes:

- (a) If continued services are not requested, a hearing must be requested within ninety calendar days from:
 - (i) The date on the written notice from the agency or RSN at the end of the grievance process; or
 - (ii) The date on the written notice of the resolution received from the RSN at the end of the appeal process.

(b) If continued services are requested pending the outcome of the administrative hearing, all of the following applies:

(i) The decision on a notice of action must be for denial, suspension or termination of the individual's mental health services and the individual appealed this decision;

(ii) The individual received a written notification of the resolution of the appeal from the RSN that upholds the decision on the notice of action; and

(iii) The individual requests an administrative hearing and continued mental health services within ten calendar days of the date on the written notification of the resolution.

(4) If an individual requests an expedited administrative hearing, the expedited hearing must be requested within ten calendar days from the date on the notice of the resolution. Subsection (3)(b) of this section applies if continued mental health services are requested.

(5) If a written notice was not received under subsection (3) or (4) of this section, the individual may still request an administrative hearing.

(6) When the criteria in this section are met for continued services, the RSN continues the individual's mental health treatment services during the administrative hearing process until one of the following occurs:

- (a) The individual withdraws the hearing request.
- (b) The administrative law judge issues a hearing decision adverse to the individual.
- (c) The period covered by the original authorization of mental health services has expired.

(7) If the administrative hearing decision is adverse to the individual, the RSN may recover the cost of the mental health services furnished to the individual while the hearing was pending to the extent that they were provided solely because of the requirements of this section.

(8) For purposes of this chapter, hearings include administrative hearings, adjudicative proceedings, and any other similar term referenced under chapter 34.05 RCW, the Administrative Procedure Act, Title 388 WAC, chapter 10-08 WAC, or other law. Chapter 34.05 RCW and chapter 388-02 WAC govern the department's hearing rules.

NEW SECTION

WAC 388-877A-0460 Individual rights specific to

medicaid recipients. (1) Medicaid recipients have general individual rights and medicaid-specific rights when applying for, eligible for, or receiving mental health services authorized by a regional support network (RSN).

(a) General rights that apply to all individuals, regardless of whether an individual is or is not a medicaid recipient, include:

- (i) All applicable statutory and constitutional rights;
- (ii) The participant rights provided under WAC 388-877-0600; and
- (iii) Applicable necessary supplemental accommodation services in chapter 388-472 WAC.

(b) Medicaid-specific rights that apply specifically to medicaid recipients include the following. You have the right to:

(i) Receive medically necessary mental health services, consistent with the Access to Care Standards adopted by the department in its managed care waiver with the federal government.

(ii) Receive the name, address, telephone number, and any languages offered other than English, of mental health providers in your RSN.

(iii) Receive information about the structure and operation of the RSN.

(iv) Receive emergency or urgent care or crisis services.

(v) Receive post-stabilization services after you receive emergency or urgent care or crisis services that result in admittance to a hospital.

(vi) Receive age and culturally appropriate services.

(vii) Be provided a certified interpreter and translated material at no cost to you.

(viii) Receive information you request and help in the language or format of your choice.

(ix) Have available treatment options and alternatives explained to you.

(x) Refuse any proposed treatment.

(xi) Receive care that does not discriminate against you.

(xii) Be free of any sexual exploitation or harassment.

(xiii) Receive an explanation of all medications prescribed and possible side effects.

(xiv) Make a mental health advance directive that states your choices and preferences for mental health care.

(xv) Receive information about medical advance directives.

(xvi) Choose a mental health care provider for yourself and your child, if your child is under thirteen years of age.

(xvii) Change mental health care providers during the first ninety days of treatment, or first twelve months of being approved for services.

(xviii) Request and receive a copy of your medical or mental health records, and be told the cost for copying.

(xix) Be free from retaliation.

(xx) Request and receive policies and procedures of the RSN and behavioral health agency as they pertain to your rights.

(xxi) Receive the amount and duration of services you need.

(xxii) Receive services in a barrier-free (accessible) location.

(xxiii) Medically necessary services in accordance with the Early Periodic Screen, Diagnosis and Treatment (EPSDT) under WAC 182-534-0100, if you are twenty years of age or younger.

(xxiv) Receive enrollment notices, informational materials and instructional materials relating to services provided by the regional support network (RSN), in an easily understood format and non-English language that you understand.

(xxv) Be treated with dignity, privacy and respect, and to receive treatment options and alternatives in a manner that is appropriate to your condition.

(xxvi) Participate in treatment decisions, including the right to refuse treatment.

(xxvii) Be free from seclusion or restraint.

(xxviii) A second opinion from a qualified professional within your RSN area at no cost, or to have one arranged out-

side the network at no cost to you, as provided in 42 C.F.R. § 438.206(3).

(xxix) Receive medically necessary mental health services outside of the RSN if those services cannot be provided adequately and timely within the RSN.

(xxx) File a grievance with the RSN if you are not satisfied with a service.

(xxxi) Receive a notice of action so that you may appeal any decision by the RSN that denies or limits authorization of a requested service, that reduces, suspends, or terminates a previously authorized service; or that denies payment for a service, in whole or in part.

(xxxii) File an appeal if the RSN fails to provide services in a timely manner as defined by the state, or act within the timeframes provided in 42 CFR §438.408(b).

(xxxiii) Request an administrative (fair) hearing if your grievance or appeal is not resolved in your favor.

(xxxix) Services by an ombuds to help you in filing a grievance or appeal, or to request an administrative hearing.

(2) A behavioral health agency licensed by the division of behavioral health and recovery (DBHR) and certified by DBHR to provide mental health services must ensure the medicaid rights described in (1)(b) of this section are:

(a) Provided in writing to each medicaid recipient, and if appropriate, the recipient's legal representative, on or before admission;

(b) Upon request, given to the medicaid recipient in an alternative written format or language appropriate to the recipient and, if appropriate, the recipient's legal representative.

(c) Available in alternative formats for an individual who is blind;

(d) Translated to the most commonly used languages in the agency's service area; and

(e) Posted in public areas.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 388-877-0605 DBHR complaint process. Any individual applying for or receiving behavioral health services, or the individual's representative, may use the division of behavioral and recovery's (DBHR's) complaint process to express concern or dissatisfaction with some aspect of a behavioral health service. See WAC 877-0200 for terms and definitions used in this section that apply to the complaint process.

(1) The DBHR complaint manager can be contacted at 360-725-3752 or DBHRcomplaintmgr@dshs.wa.gov.

(2) Examples of complaints include, but are not limited to:

(a) An issue with a behavioral health service or case management;

(b) A possible violation of a DSHS rule; and

(c) A belief that the individual believes their rights have been or are being violated.

(3) DBHR requires the following information for each complaint:

- (a) The name of the agency or agency provider involved;
 - (b) The name of the person making the complaint and the person's contact information;
 - (c) The name of the individual receiving the service and the individual's contact information;
 - (d) A description of the complaint issue and the date or timeframe it occurred; and
 - (e) The final finding and/or resolution and the date of the decision if the individual previously discussed the concern with the RSN, the agency, or agency provider.
- (4) If DBHR conducts a complaint investigation in order to resolve a complaint, agency representatives must cooperate to allow DBHR representatives to:
- (a) Examine any part of the facility at reasonable times and as needed.
 - (b) Review and evaluate agency records, including but not limited to:
 - (i) An individual's clinical record and/or personnel file; and
 - (ii) The agency's policies, procedures, fiscal records, and any other documents required by DBHR to determine compliance and to resolve the complaint.
 - (c) Conduct individual interviews with staff members and/or individuals receiving services.
- (5) The agency must immediately correct compliance deficiencies found as a result of an investigation, or as agreed to by a plan of correction approved by DBHR.
- (6) An agency or agency provider must not retaliate against any:
- (a) Individual for making a complaint with DBHR or being interviewed by DBHR about a complaint. Examples of retaliation include, but are not limited to:
 - (i) Restricting access to a treatment program;
 - (ii) Restricting access to the individual involved with the complaint issue;
 - (iii) Increasing or threatening to increase charges for services;
 - (iv) Decreasing or threatening to decrease services, rights, or privileges;
 - (v) Taking any action that coerces or compels the individual to leave the facility or to stop receiving services; and
 - (vi) Abusing or harassing, or threatening to abuse or harass the individual.
 - (b) Person representing the individual.
 - (c) A witness involved in the complaint issue.
 - (d) An employee of the agency.
- (7) Under WAC 388-877-0365, DBHR may assess an agency a one thousand dollar fee for the cost of a complaint investigation. Reasons for assessing the fee include, but are not limited to:
- (a) Any allegation within the complaint being substantiated; or
 - (b) DBHR's finding that the individual, an individual's representative, a witness, and/or employee of the agency experienced an act of retaliation by the agency as described in subsection (6) of this section during or after a complaint investigation.
- (8) DBHR reviews all complaints and behavioral health agency actions to assure compliance with this section.

(9) At any time during the complaint process, an individual applying for, eligible for, or receiving mental health services, or the individual's representative, may access any of the following through the regional support network's (RSN's) grievance system, subject to the applicable rules:

- (a) The grievance process, subject to the rules in WAC 388-877A-0420.
- (b) The appeal process, subject to the rules in WAC 388-877A-0440.
- (c) An administrative hearing, subject to the rules in WAC 388-877A-0460.
- (d) Ombuds services, as described in WAC 388-877A-0400(3) and 388-865-0250.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-865-0255 Consumer grievance process.

WSR 15-03-094
PROPOSED RULES
OLYMPIC REGION
CLEAN AIR AGENCY

[Filed January 21, 2015, 11:01 a.m.]

Original Notice.

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

Title of Rule and Other Identifying Information: Olympic Region Clean Air Agency (ORCAA) regulations: Regulation 3, Rule 3.1 Annual Registration Fees, Rule 3.3 Notice of Construction Fees, Rule 3.4 Outdoor Burning Permit Fees, Rule 3.5 Asbestos Fees, the addition of Rule 3.6 Notice of Intent to Operate Fees, and changes to references within Rules 2.3, 6.1.1, 6.3.2.

Hearing Location(s): ORCAA, 2940 Limited Lane N.W., Olympia, WA 98502, on March 11, 2015, at 10:00 a.m.

Date of Intended Adoption: March 11, 2015.

Submit Written Comments to: Robert Moody, 2940 Limited Lane N.W., Olympia, WA 98502, e-mail robert.moody@orca.org, fax (360) 539-7610, by March 10, 2015.

Assistance for Persons with Disabilities: Contact Dan Nelson by February 25, 2015, (360) 539-7610.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: ORCAA is proposing to streamline the publishing of fees by removing these fee schedules from our regulation and publishing them as separate board-approved documents. It also provides direction to ORCAA's board of directors for periodic review of the fees. The publishing of fees will change for the following programs: Registration, notices of construction, outdoor burning permits, and asbestos. It will move the existing table of fees for Notices of Intent to its own rule and establish how those fees will be published. References to the existing rules will be revised in Rules 2.3, 6.1.1, and 6.3.2. There is a financial impact created by changes to Rule 3.3(c). The word

"technical" is being removed which allows ORCAA to collect revenue for hours expended in direct support of processing a Notice of Construction application. The most common example would be for staff involved with a public hearing.

Reasons Supporting Proposal: Updating fee schedules will be accomplished with less staff time. The change in Rule 3.3(c) will allow a small increase in agency revenue in a program that is significantly underfunded.

Statutory Authority for Adoption: Chapter 70.94 RCW.

Statute Being Implemented: Chapter 70.94 RCW.

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

Name of Proponent: ORCAA, governmental.

Name of Agency Personnel Responsible for Drafting: Robert Moody, 2940 Limited Lane N.W., Olympia, (360) 539-7610; Implementation and Enforcement: Fran McNair, 2940 Limited Lane N.W., Olympia, (360) 539-7610.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This agency is not subject to the small business economic impact provision of the Administrative Procedure Act, and the agency is not a school district.

A cost-benefit analysis is not required under RCW 34.05.328. RCW 34.05.328 does not apply to local air agencies, per RCW 70.94.141.

January 20, 2015
Francea L. McNair
Executive Director

AMENDED SECTION

REGULATION 3 - FEES

The Board shall establish Fee Schedules by Resolution. The Fee Schedules shall be reviewed periodically to determine if the fee revenue collected is sufficient to recover program costs. Any proposed fee revision shall include opportunity for public review and comment. Accordingly, the Agency shall account for program costs, including direct and indirect employee costs and overhead. If it is determined that the total program fee revenue is either significantly excessive or deficient for this purpose, the Board may choose to amend the fee schedules to more accurately recover program costs.

Rule 3.1 Annual Registration fees

(a) The Agency shall charge Initial and Annual registration fees pursuant to RCW 70.94.151. Annual registration fees shall be assessed according to the annual fee schedules set forth in Rule 3.1(b) below. Initial registration fees shall be assessed upon initial registration of a source and shall equal the annual registration fee based on projected emissions and prorated for the remaining months in the fiscal year. Initial and Annual registration fees shall provide revenue to fund the Agency's ongoing Registration Program.

(b) All sources requiring registration shall be assessed an annual registration fee; the fees required by this rule shall be based on process rates, equipment specifications, and emissions data from the previous calendar year on file with the Agency, provided that, if this information is not on file with the Agency, the Agency may base the annual fee on the enforceable emissions limitations for the source and maxi-

imum capacities and production rates. For purposes of assessing annual registration fees, the Agency shall consider updates and revisions to any source's file received prior to July 1 of the current year. The fees shall be assessed according to items (1) and (2) of this rule. Sources assessed annual operating permit fees under Rule 3.2 shall not be assessed annual fees under this rule.

(1) An Emissions Fee (~~(of an amount)~~) as (~~(indicated)~~) specified in the Registration Fee Schedule ((Table 3.1a)) per ton of each air contaminant listed in Table 3.1(~~(b)~~) that is emitted by the source. The emissions fee shall be based on actual emissions from the source, for the last calendar year when available, or as specified in the file or permit. Only non-VOC TAPs will be subject to the emission fee; and

(2) A Registration Class Fee (~~(of an amount)~~) as specified in the Registration Fee Schedule ((Table 3.1a)).

(c) The Agency shall (~~(assess)~~) send annual registration (~~(fees)~~) invoices out on or after August 1 of each year to cover the cost of administering the program for the current fiscal year commencing July 1 and ending June 30. The agency shall assess annual registration fees based on the most recent information on file with the Agency including any updates to the source's file received prior to July 1 of that year.

(d) Upon assessment by the Agency, annual registration fees are due and payable and shall be deemed delinquent if not fully paid within thirty (30) days. However, sources classified as RC1, RC2, or RC3 shall be given the option to pay their annual fee in quarterly installments. RC1, RC2, and RC3 sources may choose to pay their annual fees in quarterly installments by indicating so on the first invoice received and remitting payment of the first installment to the Agency along with the duplicate copy of the invoice. Quarterly installments shall be equal to 25% of the total annual registration fee and shall be due within 30 days of each quarter following initial assessment by the Agency.

(e) Any source which fails to pay, in full, their annual registration fee or annual registration installment by the due date, as stated on the invoice, shall be assessed a late penalty in the amount of 25% of their annual registration fee. This late penalty shall be in addition to the annual registration fee.

(f) Annual registration fees may be appealed according to the procedure specified in Rule 1.8.

(g) Failure to pay annual registration fees is a violation of these Regulations and will result in the issuance of a Notice of Violation and prescribed penalties.

(h) On a(~~n-annual~~) periodic basis, the Agency shall conduct a workload analysis to determine the adequacy of annual registration fees in funding the Agency's Registration Program. The workload analysis shall be based on the Agency's historical record of time and resource expenditures associated with the registration program. The workload analysis shall be presented to the Board (~~(at least every two years)~~) periodically. Any proposed revisions to the annual registration fee schedule shall be presented to the Board for adoption after public noticing pursuant to these Regulations public noticing requirements and opportunity for a public hearing.

(i) (~~(+)~~) All registered sources needing to be re-inspected, due to verified conditions or actions caused by the

source, will be charged an additional amount as specified in the Registration Fee Schedule ((flat rate of \$100.00 per re-inspection)).

(j) The Agency's Registration fees shall be sufficient to cover the direct and indirect cost of the Registration program as specified in RCW 70.94.151.

(k) The applicable fees shall be established in the current fee schedule adopted by Resolution of the Board of Directors of ORCAA.

~~(Table 3.1a: Annual Registration Fees (RC))~~

Registration Class (RC)	Registration Class Fee Amount	Emission Fee
RC1	\$1625.00	\$50.00 per ton
RC2	\$1450.00	\$50.00 per ton
RC3	\$1300.00	\$50.00 per ton
RC4	\$600.00	N/A
RC5	\$240.00	N/A

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Table 3.1((b)): Pollutants Considered For Fees

Total Suspended Particulates (TSP)
Carbon Monoxide (CO)
Sulfur Oxides (SOx)
Nitrogen Oxides (NOx)
Volatile Organic Compounds (VOC)
Toxic Air Pollutants (TAP)

RULE 3.2 OPERATING PERMIT FEES

(a) Fee Applicability. Any source or area source in the Agency's jurisdiction subject to the requirement to obtain an Operating Permit pursuant to 40 CFR 70 or RCW 70.94.161 (Title V sources), except those Title V sources for which air emissions are regulated by the Washington State Department of Ecology, shall pay annual fees to the Agency according to the provisions in this rule.

(b) Operating Permit Program Account. The Agency shall maintain a dedicated account for the Air Operating Permit Program. The account shall be funded exclusively by fee revenue from annual fees collected from Title V sources within the jurisdiction of the Agency. All fee revenue collected under Rule 3.2 shall be deposited in the Air Operating Permit account.

(c) Operating Permit Program Funding. The sum of fees assessed by the Agency under Rule 3.2 shall be sufficient to cover all direct and indirect costs of developing and administering the Agency's Operating Permit Program including Ecology's cost for development and oversight of the Agency's Operating Permit Program, as provided in RCW 70.94.162.

(d) Ecology Development and Oversight Fees. The Agency shall assess an annual Ecology Development and Oversight Fee to all Title V sources within the jurisdiction of the Agency. The total amount of Ecology Development and Oversight Fees assessed annually by the Agency shall equal Ecology's annual cost of development and oversight of the Agency's Operating Permit Program, as provided in RCW 70.94.162.

(e) Annual Fees, Existing Title V Sources. The Agency shall assess an Annual Fee to all existing Title V sources. The total amount of Annual Fees assessed by the Agency to existing Title V sources shall equal the projected net annual cost to administer the Agency's Operating Permit Program during the current fiscal year.

(f) Net Annual Cost Projections. Projected net annual cost to administer the Agency's Operating Permit Program shall be determined annually and shall equal the projected annual cost to administer the program minus any balance of funds in the Operating Permit Program account at the end of the previous fiscal year. Projected annual costs shall include all direct and indirect costs to administer the Agency's Operating Permit Program and shall be based on a workload analysis conducted by staff. Net annual cost projections including the workload analysis shall be included in the Agency's annual budget and approved by resolution of the Agency's Board of Directors in a public hearing.

(g) Workload Analysis. Only fee eligible activities as specified below, as provided in RCW 70.94.162, shall be considered in the workload analysis conducted annually by staff. Fee eligible activities shall include:

(1) Preapplication assistance and review of an application and proposed compliance plan for a permit, permit revision, or permit renewal;

(2) Source inspections, testing, and other data gathering activities necessary for development of a permit, permit revision or renewal;

(3) Acting on an application for a permit, permit revision or renewal, including the cost of developing an applicable requirement as part of the processing of a permit, permit revision or renewal, preparing a draft permit and fact sheet, preparing a proposed permit, and preparing a final permit;

(4) Notifying and soliciting, reviewing and responding to comment from the public and contiguous states and tribes, conducting public hearings regarding the issuance of a draft permit and other costs of providing information to the public regarding operating permits and the permit issuance process;

(5) Modeling necessary to establish permit limits or to determine compliance with the permit limits;

(6) Reviewing compliance certifications and emission reports, conducting related compilation and reporting activities;

(7) Conducting compliance inspections, complaint investigations and other activities necessary to ensure that a source is complying with permit conditions;

(8) Administrative enforcement activities and penalty assessment, excluding the cost of proceedings before the Pollution Control Hearings Board (PCHB) and all costs of judicial enforcement;

(9) The share attributable to permitted sources to the development and maintenance of emissions inventories;

(10) The share attributable to permitted sources of the ambient air quality monitoring and associated recording and reporting activities;

(11) Training for permit administration and enforcement;

(12) Fee determination, assessment and collection, including the cost of necessary administrative dispute resolution and enforcement;

- (13) Required fiscal audits, periodic performance audits and reporting activities;
 - (14) Tracking of time, revenues and expenditures and accounting activities;
 - (15) Administering the permit program including costs of clerical support, supervision and management;
 - (16) Provisions of assistance to small business under jurisdiction of the Agency as required under Section 507 of the Federal Clean Air Act; and,
 - (17) Other activities required by operating permit regulations issued by EPA under the Federal Clean Air Act.
- (h) Allocation of Fees. The Annual Fee for a Title V source shall be calculated using the following three part fee allocation equation:

Table 3.2a: Operating Permit Fee Formulas

<p>Annual Fee = Facility Fee + Equipment Fee + Emissions Fee</p>
<p>WHERE:</p> <p>Facility Fee = (Annual Net Cost)³n</p> <p>Equipment Fee = [(Annual Net Cost)³U_{total}] x U_{source}</p> <p>Emissions Fee = [(Annual Net Cost)³E_{total}] x E_{source}</p> <p>Annual Net Cost = Projected net annual cost as approved by the Agency's Board of Directors.</p> <p>n = Total number of Title V sources in the Agency's jurisdiction. Note, each area source category requiring a Title V permit shall be counted as one source for purposes of determining "n." However, the facility fee for an area source category shall be divided equally among all individual area sources within the area source category.</p> <p>U_{total} = Total number of emission units located at Title V sources in the Agency's jurisdiction.</p> <p>U_{source} = Number of emission units at the specific Title V source. For area source categories requiring a Title V permit, "U_{source}" is the number of individual area sources within the area source category that have been identified within the Agency's jurisdiction. However, the emission unit fee for an area source category shall be divided equally among all individual area sources within the area source category.</p> <p>E_{total} = Total actual annual emissions of the air pollutants listed in Table 5.2b, except CO, from Title V sources based on the Agency's most recent emissions inventory.</p> <p>E_{source} = Total actual annual emissions of the air pollutants listed in Table 5.2b, Rule 5.2, except CO, from the specific Title V source for the most recent calendar year. For area source categories requiring a Title V permit, "E_{source}" is the total actual annual emissions from the area source category. However the Emissions Fee for an area source category shall be divided equally among all individual area sources within the area source category.</p>

(i) Initial Fees. New Title V sources shall be assessed an Initial Fee after commencement of operation to cover the

Agency's cost of administering the program for the new Title V source for the remainder of the current fiscal year. The Initial Fee for a new Title V source shall equal the Annual Fee based on Rule 3.2(h), which would otherwise be assessed if the Title V source commenced operation on or prior to the beginning of the current fiscal year, prorated by multiplying by the number of months remaining in the current fiscal year divided by 12.

(j) Fee Assessment and Payment Schedule. The Agency shall ((assess)) send Annual Fee(s) invoices on or after August 1 of each year to cover the cost of administering the program for the current fiscal year commencing on July 1 and ending on June 30. Upon receipt of a fee invoice from ORCAA, Annual Fees are due and payable and shall be deemed delinquent if not fully paid within thirty (30) days. However, option shall be given to pay Annual Fees in quarterly installments. Owners or operators may choose to pay their Annual fees in quarterly installments by indicating so on the fee invoice received and remitting payment of the first quarterly installment back to the Agency. These installments shall be due October 1, January 1, and April 1, following initial payment. Quarterly installments shall be equal to twenty-five percent (25%) of the total fee.

(k) Late Payment. Any Title V source which does not pay the Annual Fee or installment by the Invoice Due date as posted on the invoice ((within thirty (30) days of the due date)) shall be assessed a late penalty equal to twenty-five percent (25%) of the fee amount due. Any penalty shall be in addition to the fee amount due.

(l) Appeal of Annual Fees. Annual Fees may be appealed according to the procedure specified in Rule 1.8. The basis for such appeals shall be limited to arithmetic or clerical errors.

(m) Exemption from Rule 3.1 fees. Title V sources assess annual fees under Rule 3.2 shall not be subject to annual Registration Program Fees under Rule 3.1 of Regulation 3.

(n) Transfer of Ownership. Transfer of ownership of a Title V source shall not affect any obligation to pay fees required by Rule 3.2. Any liability for fee payment, including payment of delinquent fees and other penalties shall survive any transfer of ownership of a Title V source.

(o) Accountability. The sum of the fees assessed by the Agency to all Title V sources within the Agency's jurisdiction shall not exceed the cost of developing and administering the program. The Agency shall keep record of all direct and indirect costs to develop and administer the Operating Permit Program as specified in 40 CFR Part 70. This information shall be used by the Agency in determining the net annual cost projections required by Rule 3.2(f) above. Provided, however, the information obtained from tracking revenues, time, and expenditures shall not provide a basis for challenge to the amount of an individual source's fee.

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

RULE 3.3 NOTICE OF CONSTRUCTION FEES

(a) Fees for processing a Notice of Construction (NOC) application shall include Filing Fees according to Rule 3.3(b)

and any applicable Additional NOC Processing Fees according to Rule 3.3(c). Other cost to the agency of work performed outside of the agency in conjunction with approving an NOC application shall be directly reimbursed to the agency according to Rule 3.3(d).

(b) Filing Fees. A Filing Fee according to the Notice of Construction Fee Schedule (~~Table 3.3a~~) shall be paid for each proposed piece of equipment or process, or for groups of identical equipment or processes that, if considered individually would be subject to an NOC. Filing Fees shall be assessed and paid as follows:

(1) An NOC application may not be deemed complete unless Filing Fees have been paid in full.

(2) Equipment or processes may be considered identical and subject to a single filing fee provided:

- (i)** They are identical in size and capacity;
- (ii)** Employ identical air pollution control technology;
- (iii)** Use the same fuel types;
- (iv)** Are subject to the same performance standards and air regulatory determinations; and,
- (v)** May be considered as a single emissions point for the purpose of determining ambient air quality impacts.

(3) Payment of NOC Filing Fees shall be due no later than (~~thirty (30) days from the date of~~) the Invoice Due Date as posted on the invoice unless an alternative payment plan has been approved by the Executive Director.

(c) Additional NOC Processing Fees. Additional NOC Processing Fees shall be paid at a rate as specified in the Notice of Construction Fee Schedule (~~of \$80 per hour of~~) for direct time expended by agency (~~technical~~) staff (~~in completing~~) working on any of the (fee eligible) items or actions described in Table 3.3(b). If required, additional NOC Processing Fees shall be determined and paid as follows:

(1) Additional NOC Fees may be assessed periodically as work to complete the (~~fee eligible~~) items in Table 3.3(~~b~~) incurs, but not more frequently than monthly.

(2) All Additional NOC Processing Fees shall be assessed and paid prior to issuing any Final Determination on an NOC application unless an alternative payment plan has been approved by the Executive Director.

(3) Payment of any Additional NOC Processing Fee shall be due no later than (~~thirty (30) days from the date~~) of the Invoice Due date as posted on the invoice unless an alternative payment plan has been approved by the Executive Director.

(4) The Director may approve an alternative payment plan provided that the plan is submitted in writing by the applicant.

(5) In computing fees based on hourly rates, only hours (~~of technical staff (Engineer and Air Quality Specialist classifications)~~) attributed directly to completing (~~fee eligible~~) tasks listed in Table 3.3(~~b~~) shall be used in computing fees.

(6) The total hours used in computing fees shall be based on the agency's official time accounting records.

~~(7) Invoices shall disclose the number of hours by employee classification that is basis for any Additional NOC Processing Fee.)~~

(d) Other Costs. The following other costs shall be borne by the applicant and paid prior to issuing any Final Determination on an NOC application unless an alternative payment plan has been approved by the Executive Director.

(1) The cost of publishing any required notice

(2) Consulting cost incurred by the agency in conjunction with approving an NOC application.

(e) Late Payment Penalties. Failure to pay, in full, any assessed NOC fee by the due date as stated on the invoice, shall incur a late payment penalty in the amount of 25% of the total amount due.

(f) The Agency's NOC fees shall be sufficient to cover the direct and indirect cost of processing a NOC application and shall be determined through a workload-driven process as allowed under RCW 70.94.152.

(g) On a periodic basis, the Agency shall review the Notice of Construction Fee Schedule based on a workload-driven process and determine if the total actual fee revenue is sufficient to recover program costs as allowed in RCW 70.94.152. Any proposed fee revision shall be Board approved and shall include opportunity for public review and comment.

(h) The Applicable fee(s) shall be established in the current fee schedule adopted by Resolution of the Board of Directors of ORCAA.

(Table 3.3a: Filing Fees)

Fuel Burning Equipment		
Design heat input rate in MMBtu/hr (maximum)	Filing Fee	Base Fee Hours
Less than 10	\$520	7
10 or more but less than 20	\$700	9
20 or more but less than 50	\$940	12
50 or more but less than 100	\$1,900	24
100 or more	\$3,100	39
Fuel change or new fuel		
Design heat input rate in MMBtu/hr (maximum)	Filing Fee	Base Fee Hours
Less than 10	\$310	4
10 or more but less than 20	\$400	5
20 or more but less than 50	\$520	7
50 or more but less than 100	\$1,000	13
100 or more	\$1,600	20
Process and Control Equipment		
Cubic feet per minute at design capacity	Filing Fee	Base Fee Hours
Less than 10,000	\$460	6
10,000 or more but less than 20,000	\$580	7
20,000 or more but less than 50,000	\$760	10
50,000 or more but less than 100,000	\$1,120	14
100,000 or more but less than 250,000	\$2,140	27
250,000 or more	\$3,100	39
Incinerators		
Pounds per day at maximum design capacity	Filing Fee	Base Fee Hours
Less than 100	\$460	6

100 or more but less than 500	\$760	10
500 or more but less than 1,000	\$2,080	26
Refuse Combustion		
Combustion rate in tons per day at design capacity	Filing Fee	Base-Fee Hours
Less than 12	\$3,100	39
12 or more	\$8,500	106
Storage Tanks, Reservoirs and Containers (other than at retail gasoline dispensing facilities)		
Gallons total capacity	Filing Fee	Base-Fee Hours
6,000 or more but less than 40,000	\$520	7
40,000 or more but less than 100,000	\$1,060	13
100,000 or more but less than 500,000	\$1,600	20
500,000 or more	\$1,780	22
Miscellaneous Air Pollution Sources		
Filing fee based on # of units	Filing Fee	Base-Fee Hours
Spray Painting Operation (per booth)	\$460	6
Dry Cleaner (per machine)	\$340	4
New Gasoline Station	\$460	6
Gasoline Station Upgrade or Modification	\$200	3
Asphalt Plant (initial)	\$1,300	16
Soil Thermal Desorbtion Unit (initial)	\$3,100	39
Odor Sourcee	\$700	9
Soil and Groundwater remediation	\$700	9
Autobody	\$460	6
Control Device Replacement or Substantial Alteration	\$200	3
Composter	\$200	3
Rock Crusher (initial)	\$200	3
Other	\$340	4

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Table 3.3((b)): Additional NOC Processing Fees

Fee-Eligible Item	Description
NOC Application Assistance	Direct technical assistance completing a NOC application, including, but not limited to calculating emissions, filling out standard forms, determining applicable requirements, completing a BACT analysis, performing an air toxics screening analysis pursuant to chapter 173-460 WAC, or selecting monitoring equipment. An NOC Application Assistance fee may only be assessed if the fee rate is disclosed to the applicant and applicant requests such assistance in writing.
Work Exceeding Base-Fee Hours	Direct work attributed to processing a NOC application in excess of the sum of applicable base-fee hours stated in <u>the</u>

Fee-Eligible Item	Description
	Notice of construction Fee Schedule ((Table 3.3a)) for each piece of equipment or process subject to a NOC.
State Environmental Policy Act (SEPA)	SEPA-related work such as reviewing Environmental Checklists, making threshold determinations, preparing Determinations of Nonsignificance (DNS) and other SEPA-related reports.
Public Noticing	Work directly associated with issuing public notice pursuant to WAC 173-400-171 and Rule 6.1(e) of ORCAA's Regulations. Associated work includes issuing a press release if warranted, copying and posting the written Preliminary Determination for public viewing, and reviewing and responding to comments.
Public Hearing	Work associated with conducting a public hearing including, but not limited to, preparation of summary materials, copying, issuing hearing notice, conducting the hearing, and responding to comments

((Table 3.3c: NOI Application Processing Fees

SOURCE CATEGORY	FEE-AMOUNT
Asphalt Plant – Temporary Portable	\$500.00
Soil Thermal Desorbtion Unit – Temporary-Portable	\$1,000.00
Rock Crusher – Temporary Portable	\$100.00
Nonroad Engine	\$500.00
Stationary source qualifying under Rule 6.1((2))	\$200.00
Other	\$100.00

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Reviser's note: The typographical errors in the above material occurred in the copy filed by the Olympic Region Clean Air Agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

RULE 3.4 OUTDOOR BURNING PERMIT FEES

(a) The fee for an Agricultural Burn Ppermit is specified in the Outdoor Burning Fee Schedule. ((For 10 acres (or equivalent) or less the fee is twenty-five dollars (\$25.00). For greater than 10 acres (or equivalent) the fee will be two dollars and fifty (\$2.50) per acre.)) the applicable fee(s) shall be established in the current fee schedule adopted by Resolution of the Board of Directors of ORCAA.

(b) The fee for a Land Clearing Burn Permit is specified in the Outdoor Burning Fee Schedule. ((Land Clearing Burn Permit: Land clearing burning permits issued by ORCAA will be charged \$100.00 for one acre or less. For greater than one acre the fee will be \$100.00 per acre cleared, rounded to

~~the nearest full acre.)) The fees shall be sufficient to cover the direct and indirect cost of the Land Clearing burn Permit program and shall be determined through a workload-driven process. The applicable fee(s) shall be established in the current fee schedule adopted by Resolution of the Board of Directors of ORCAA~~

Reviser's note: The typographical error in the above material occurred in the copy filed by the Olympic Region Clean Air Agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

RULE 3.5 ASBESTOS FEES

(a) Any permit required by Rule 6.3.2(a) shall be considered incomplete until all the information required by Rule 6.3.2(a) is received by ORCAA ~~((the Control Officer, or designee,))~~ and accompanied by the appropriate, nonrefundable fee. The appropriate fee is specified in the Asbestos Fee Schedule. ~~((shall be determined by Table 3.5a.))~~

(b) The applicable fee(s) shall be established in the current fee schedule adopted by Resolution of the Board of Directors of ORCAA.

(c) The fees shall be sufficient to cover the direct and indirect cost of the asbestos program and shall be determined through a workload-driven process.

~~((Table 3.5a Asbestos and Demolition Fees~~

Category	Type of Project	Application Fee
DEMOLITION PROJECTS		
Demolition	Residential	\$35.00
Demolition	Commercial	\$60.00
Emergency Demolition	All projects that normally require a 10 working day notification period	\$50.00 plus normal notification fee
Category	Amount of material	Application Fee
ASBESTOS PROJECTS		
Asbestos removed by owner of owner-occupied residence	All	\$30.00
1--Asbestos Project	10-259 linear ft 11-159 square ft	\$150.00
2--Asbestos Project	260-999 linear ft 160-4,999 square ft	\$325.00
3--Asbestos Project	1,000-9,999 linear ft 5,000-49,999 square ft	\$650.00
4--Asbestos Project	10,000+ linear ft 50,000+ square ft	\$1300.00
Annual Asbestos-Project	Yearly limit of 260 linear ft on pipes 160 square ft other components	\$500.00
Amendments	All projects	1 st and 2 nd amendment at no charge- \$25.00 charge for 3 rd and subsequent amendments
Emergency	All projects that normally require a 10 working day notification period	\$50.00 plus normal notification fee

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Reviser's note: The typographical error in the above material occurred in the copy filed by the Olympic Region Clean Air Agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

Rule 3.6 Notice of Intent to Operate Fees

(a) The submittal of a Notice of Intent to Operate (NOI) shall be accompanied by the appropriate fees as specified in the Notice of Intent Fee Schedule.

(b) The applicable fee(s) shall be established in the current fee schedule adopted by Resolution of the Board of Directors of ORCAA.

(c) The Agency's fees shall be sufficient to cover the direct and indirect costs of the NOI application process and shall be determined through a workload-driven process.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDED SECTION

RULE 2.3 VARIANCES

Any person who owns or is in control of any plant, building, structure, establishment, process or equipment may apply to the ~~((Control Officer))~~ Agency or the Board for a variance to exceed a specific maximum emission standard of these Regulations for a limited period of time, except for any federally enforceable standard, provided that a variance to state standard is also approved by the Department of Ecology. The application shall be accompanied by such information and data as the Control Officer or Board may require. The Board may grant such variance but only after approval by the Department of Ecology and public hearing or due notice and in accordance with the provisions set forth in RCW 70.94.181, as now or hereafter amended. Any hearing held pursuant to this rule shall be conducted in accordance with the rules of evidence as set forth in RCW 34.04.100, as now or hereafter amended. ~~((The Agency shall not commence processing a variance request, until it has received a filing fee as determined by Table 3.3a, Plan Examination and Inspection Fee, Rule 3.3.))~~ A variance shall be charged fees according to the Agency's Notice of Construction Fee Schedule.

AMENDED SECTION

RULE 6.1.1 NOTICE OF INTENT TO OPERATE

(a) For those sources required to submit a notice of intent to operate, a complete Notice of Intent to Operate (NOI) application shall be filed at least 15 days prior to starting operation of the source.

(b) NOI applications shall be made on standard forms of the Agency and shall include:

(1) All information requested in the applicable standard forms;

(2) If submitting a NOI for a stationary source qualifying for the exemption based on potential to emit under Rule 6.1(c)(2), documentation verifying the stationary source's potential to emit;

(3) Any additional information requested by the Agency to verify that operation of the stationary source will be in

compliance with applicable air pollution control requirements; and,

(4) Applicable fee according to ~~((Table 3.3e))~~ Rule 3.6.

(c) Condition of operation. The Agency may establish enforceable conditions of operation, through issuance of a regulatory Order, as are reasonably necessary to assure compliance with applicable air pollution control requirements.

(d) Temporary portable sources. Temporary portable sources shall also meet the requirements of Rule 6.1.7.

Reviser's note: The typographical error in the above material occurred in the copy filed by the Olympic Region Clean Air Agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDED SECTION

RULE 6.3.2 NOTIFICATION REQUIREMENT

(a) Application Requirements—Applicability. It shall be unlawful for any person to cause or allow work on an asbestos or demolition project unless the owner or operator has obtained written approval from the Control Officer, or designee, as follows:

(1) A written "Asbestos Permit" or a "Demolition Permit" shall be submitted on Agency provided forms by the owner or operator for approval by the Control Officer, or designee, before any work on an asbestos project or demolition begins. It shall be unlawful for any person to cause or allow any false or misrepresenting information on either form.

(2) The written permit for asbestos removal and/or demolition shall be accompanied by the appropriate fee, found in ~~((Table))~~ Rule 3.5~~((a))~~.

(3) The written permit for a demolition shall also include a certification that there is no known asbestos containing material remaining in the area of the demolition.

(4) The duration of an asbestos project or demolition shall have a starting and completion date that is commensurate with the amount of work involved and shall not exceed one (1) year beyond the original ~~((starting))~~ submission date.

(5) A copy of the approved permit and asbestos survey and all subsequent amendments shall be available for inspection at the asbestos project or demolition site.

(6) Submission of an "Asbestos Permit" shall be prima facie evidence that the asbestos project involves asbestos containing material.

(7) Permits for multiple asbestos projects may be filed on one form, if the following criteria are met:

(i) The work will be performed continuously by the same contractor; and

(ii) The structures are in a contiguous group and the property owner has the same original post office box or mailing address; and

(iii) All asbestos, renovation or demolition projects are bid as a group under the same contract; and

(iv) The project specifications regarding location and dates are provided in detail in the form of a work plan. The work plan submitted must include:

(A) a map of the structures involved in the project;

(B) the site address for each structure;

(C) the amount and type of asbestos containing material in each structure (for structures with ACM);

(D) the schedule for performing asbestos project and demolition work;

(E) a copy of the asbestos survey for all structures that do not contain asbestos containing materials; and

(F) any other information requested.

(b) Permit Requirements—Advance Notification Period. Any permits required by Rule 6.3.2(a) shall be considered incomplete until all the information required by Rule 6.3.2(a) is received by the Control Officer, or designee, and accompanied by the appropriate, nonrefundable fee. The appropriate fee shall be determined by ~~((Table))~~ Rule 3.5~~((a))~~.

(c) The notification for either an asbestos or demolition project shall be 10 working days, unless the project falls into a category below:

(1) The project is deemed an emergency.

(2) Prior Notification is required for removal and disposal of the following nonfriable asbestos containing materials: caulking, window-glazing, or roofing (being removed by mechanical means). All other asbestos project and demolition requirements remain in effect.

(3) Prior Notification is required for asbestos removal or demolitions involving owner-occupied, single-family residences.

(d) Annual Permits. In addition to the permit requirement of Rule 6.3.2(a) and 6.3.2(b), the owner or operator of a facility may file for approval by the Control Officer, or designee, an annual written permit to conduct asbestos projects on one or more buildings, vessels, or structures at the facility during each calendar year for the purpose of scheduled maintenance or emergency repairs. The requirements of Rule 6.3.2 (a)(1) through 6.3.2 (a)(4), 6.3.2 (a)(6), and 6.3.2(b) shall not apply to asbestos projects undertaken during the calendar year at the applicable facility if all of the following conditions are met:

(1) Annual Permit—Restrictions.

(i) The annual written permit shall be filed for approval by the Control Officer, or designee, before commencing work on any asbestos project to be specified in an annual permit.

(ii) The total amount of asbestos containing material for all asbestos projects from each structure, vessel, or building in a calendar year under this rule shall be limited to less than 260 linear feet on pipe and 160 square feet on other components.

(iii) The permit requirements of Rules 6.3.2(a) and 6.3.2(b) shall apply to any asbestos project involving at least 260 linear feet on pipes or 160 square feet on other components for each building, vessel, or structure at the facility, including residential dwellings.

(iv) A copy of the written annual permit shall be available for inspection at the property owner or operator's office until the end of the calendar year.

(v) Asbestos containing waste material generated from asbestos projects filed under an annual permit may be stored for disposal at the facility if all of the following conditions are met:

(A) All asbestos containing waste material shall be treated in accordance with Rules 6.3.4 (a)(1), 6.3.4 (a)(2), and 6.3.4 (a)(3);

(B) Accumulated asbestos containing waste material collected during each calendar quarter shall be kept in a controlled storage area posted with one (1) or more asbestos warning signs and accessible only to authorized persons; and

(C) All stored asbestos containing waste material shall be deposited at a waste disposal site within ninety (90) calendar days after collection for disposal unless the asbestos containing waste is handled as dangerous waste in accordance with chapter 173-303 WAC. The waste disposal site shall be operated in accordance with the provisions of 40 CFR 61.154 or 61.155 and approved by the appropriate health department within the Agency's jurisdiction.

(2) Annual Permit—Reporting Requirements and Fees. Annual written permit required by Rule 6.3.2(c) shall be submitted by the facility owner or operator on forms provided by the Agency and filed for approval by the Control Officer, or designee, accompanied by the annual fee stated in Rule 3.5.

(3) Annual Permit—Quarterly Reporting Requirements. In addition to the written annual permit requirements of Rule 6.3.2(c), the facility owner or operator shall submit quarterly written reports to the Control Officer, or designee, within fifteen (15) days after the end of each calendar quarter.

(4) Work Done Without Notification – Any work on an asbestos project, renovation, or demolition, for which notification is required, and is commenced or performed prior to obtaining approval from the Control Officer, or designee, constitutes a violation of this Rule.

(e) Permit Requirements—Amendments. It shall be unlawful for any person to cause or allow any deviation from information contained in a written permit unless an amended permit has been received and approved by the Control Officer, or designee. Amended permits required by this rule shall be filed by the original applicant, received by the Control Officer, or designee, no later than the last filed completion date, and are limited to the following revisions:

(1) A change in the job size category because of additional asbestos containing material. In this case, the fee shall be increased accordingly and the fee shall be equal to, but not exceed, the fee amount provided for each size category specified in Rule 3.5;

(2) The asbestos project, renovation, or demolition starting or completion date, provided that the total duration of the work does not exceed one (1) calendar year beyond the original submission date. If the appropriate waiting period has passed, further waiting is not required. If a waiting period is required, it shall be based on the original submission date.

(3) Name, mailing address, and telephone number of the owner or operator of the asbestos project site or operation;

(4) Waste disposal site, provided the revised waste disposal site is operated in accordance with the provisions of 40 CFR 61.154 or 40 CFR 61.155 and approved by the appropriate health department within the Agency's jurisdiction; and

(5) Any other information requested by the Control Officer, or designee.

(f) Opportunity for Amendment—In no case shall an amendment be accepted and approved by the Agency if it is filed after the last completion date on record. In the case of additional work to be performed after the last completion date on record, a new permit shall be submitted to the Agency and shall be accompanied by the appropriate nonrefundable

fee as set forth in ~~((Table))~~ Rule 3.5~~((a) of these Regulations))~~.

(g) Advance Notification Period – Exemptions (Emergency). The Control Officer, or designee, may waive the required ten working day advance notification period in Rule 6.3.2 for an asbestos project or demolition if the facility owner demonstrates to the Control Officer, or designee, that there is an emergency as follows:

(1) There was a sudden, unexpected event that resulted in a public health or safety hazard; or

(2) The project must proceed immediately to protect equipment, ensure continuous vital utilities, or minimize property damage; or

(3) Asbestos containing materials encountered that were not identified during the asbestos survey; or

(4) The project must proceed to avoid imposing an unreasonable financial burden to the property owner.

The request for an Emergency Project must meet the requirements below:

(5) Emergency Asbestos Project. The owner of a facility may submit a signed written request to waive the required ten (10) working day advance notification period for an asbestos project. The request shall be submitted for approval by the Control Officer, or designee, and be accompanied by the required permit and appropriate fee as required by Rules 3.5, 6.3.2(a), and 6.3.2(b). Any request for approval of an emergency asbestos project shall include, at a minimum:

(i) The complete name, mailing address, and telephone number of the facility owner or operator, including city and zip code;

(ii) The complete street address or location of the asbestos project site, including the city and zip code;

(iii) A description of the sudden and unexpected event including the date the emergency occurred; and

(iv) An explanation of how the sudden and unexpected event has caused an emergency condition.

(6) Government Ordered Demolition. The owner of a facility may submit a signed written request to waive the required ten (10) working day advance notification period for a demolition if the request is accompanied by a copy of an order from a federal, state, or local government agency that requires demolition before the ten (10) working day advance notification period has elapsed. The request and copy of the order shall be submitted for approval by the Control Officer, or designee, and be accompanied by the required permits and appropriate fee as required by Rules 3.5, 6.3.2(a) and 6.3.2(b). Any request for approval of an emergency demolition shall include, at a minimum:

(i) The complete name, mailing address, and telephone number of the owner or operator of the facility and the asbestos/demolition project including the city and zip code;

(ii) The complete street address or location of the demolition site, including the city and zip code;

(iii) The name, title, and authority of the government representative who has ordered the demolition;

(iv) The reason why the demolition was ordered; and

(v) The dates on which the order was received and the demolition was ordered to begin.

WSR 15-04-032**PROPOSED RULES****DEPARTMENT OF LICENSING**

[Filed January 27, 2015, 10:53 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-21-130.

Title of Rule and Other Identifying Information: Notaries Public, WAC 308-30-155 Satisfactory evidence of identity.

Hearing Location(s): 405 Black Lake Boulevard, Building #2, Conference Room 2105, Olympia, WA (check in at front counter), on March 10, 2015, at 10:00 a.m.

Date of Intended Adoption: March 11, 2015.

Submit Written Comments to: Chris Doland, P.O. Box 9027, Olympia, WA 98507-9027, e-mail cdoland@dol.wa.gov, fax (360) 570-4976, by March 9, 2015.

Assistance for Persons with Disabilities: Contact Chris Doland by March 9, 2015, TTY (360) 664-0116 or (360) 664-1419.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Notaries are limited in the types of documents they can accept to verify a person's identity. The department proposes to amend the list of satisfactory evidence of identity to include unexpired passports issued by the United States Department of State or a foreign government which is recognized by the United States Department of State, when accompanied by documentation establishing an individual's legal presence in the United States.

Reasons Supporting Proposal: Brings state notary rules regarding evidence of identity in-line with industry practices in other states. Allows for legal documents that are accepted as evidence of identity with the United States government, but lack a physical description, to be acceptable evidence of identity for notarial acts.

Statutory Authority for Adoption: RCW 42.44.190.

Statute Being Implemented: RCW 42.44.080.

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

Name of Proponent: Department of licensing, governmental.

Name of Agency Personnel Responsible for Drafting: Chris Doland, Olympia, (360) 664-1419; Implementation and Enforcement: Kim Summers, Olympia, (360) 664-1532.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business economic impact statement is not required pursuant to RCW 19.85.025(3) and 34.05.310 (4)(b).

A cost-benefit analysis is not required under RCW 34.05.328. RCW 34.05.328 does not apply to this proposed rule under the provisions of RCW 34.05.328 (5)[(c)](i).

January 27, 2015

Damon Monroe
Rules Coordinator

AMENDATORY SECTION (Amending WSR 93-05-009, filed 2/5/93, effective 3/8/93)

WAC 308-30-155 Satisfactory evidence of identity.

Satisfactory evidence of an individual identity shall be based on one of the following:

(1) Current documents issued by a federal or state government with the individual's photograph, signature, and physical description.

(2) An unexpired passport with the individual's photograph and signature issued by:

(a) The U.S. Department of State; or

(b) A foreign government which is recognized by the U.S. Department of State, when accompanied by documentation establishing an individual's legal presence in the United States.

(3) The oath or affirmation of a credible person who personally knows the individual.

WSR 15-04-042**PROPOSED RULES****STATE BOARD OF HEALTH**

[Filed January 28, 2015, 1:34 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 12-24-036.

Title of Rule and Other Identifying Information: WAC 246-282-006 Washington state vibrio parahaemolyticus (Vp) control plan.

Hearing Location(s): State Board of Health (SBOH), Point Plaza East, 310 Israel Road S.E., Room 152/153, Tumwater, WA 98501, on March 11, 2014 [2015], at 2:00 p.m.

Date of Intended Adoption: March 11, 2015.

Submit Written Comments to: Laura Wigand Johnson, Department of Health, P.O. Box 47824, Olympia, WA 98504-7824, e-mail <http://www3.doh.wa.gov/policyreview/>, fax (360) 236-2257, by February 25, 2015.

Assistance for Persons with Disabilities: Contact Michelle Golden by March 4, 2015, TTY (800) 833-6388 or 711.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: SBOH is proposing revisions to the Vp control plan rule to include more proactive measures to prevent illness and protect public health. This includes a combination of requirements based on environmental factors to determine the safety of shellfish prior to harvest and consumption. In addition, the board is proposing revisions for clarity and consistency with the national shellfish sanitation program (NSSP) model ordinance.

Reasons Supporting Proposal: The board adopted revisions to WAC 246-282-006 in March 2009 to better protect shellfish consumers from Vp related illnesses. Even with the 2009 revisions to the control plan, the number of illnesses has steadily increased. The proposed rule is intended to improve public health by reducing the incidence of Vp related illness.

Statutory Authority for Adoption: RCW 69.30.030.

Statute Being Implemented: Chapter 69.60 RCW.

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

Name of Proponent: SBOH, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Laura Wigand Johnson, 243 Israel Road S.E., Tumwater, WA 98501, (360) 236-3333; and Enforcement: Rick Porso, 243 Israel Road S.E., Tumwater, WA 98501, (360) 236-3302.

A small business economic impact statement has been prepared under chapter 19.85 RCW.

Small Business Economic Impact Statement

Describe the proposed rule, including: A brief history of the issue; an explanation of why the proposed rule is needed; and a brief description of the probable compliance requirements and the kinds of professional services that a small business is likely to need in order to comply with the proposed rule.

Washington state produces oysters intended for raw consumption for state, national and international markets. According to the Washington shellfish initiative, Washington's shellfish industry contributes over \$270 million towards the economy with much of Washington's oysters exported nationally and internationally. The shellfish industry in Washington includes three hundred forty-nine licensees dealing with all types of shellstock, including clams, oysters, geoduck, and others. Approximately one hundred fifty of these licensees deal with shellstock oysters during the summer months and so are directly affected by the proposed rule. These licensees include tribal, small and large companies operating in Puget Sound and in coastal areas.

Consuming raw or undercooked oysters can lead to gastrointestinal illness caused by the pathogenic form of Vp bacteria found in oysters. (For the purposes of this document, Vp associated illness is also referred to as vibriosis.) The Vp bacterium is active in warmer temperatures and is frequently nondetectable in cooler temperatures.

Washington state has experienced two major vibriosis outbreaks; one in 1997 and the other in 2006. The first Vp control plan was adopted nationally in response to the 1997 outbreak. A control plan is designed to reduce the risk of Vp associated illness using a variety of methods, including time of harvest to temperature control limits, environmental monitoring, illness response measures, and training on effective handling techniques. Since 1999, the control plan has been regularly updated and adopted as part of the NSSP model ordinance.

The current rule has held illnesses fairly steady at forty to fifty reported illnesses per year that are traced back and attributed to Washington state commercial oyster harvest, but occurrences of sporadic illnesses are still prevalent in the warmer months. The state has also seen an increase in coastal illnesses, particularly in the month of September, which indicates that the current control plan is not adequately preventing illnesses.

The proposed rule change utilizes a new approach where Vp controls are based on environmental conditions rather than on the occurrence of illness. The proposed rule uses relative risk to establish harvest controls and increases the stringency of cooling requirements. These changes aim to reduce

the post-harvest growth of Vp and restrict harvest when Vp levels in the water may cause illness. The proposed rule establishes new recordkeeping requirements to ensure harvesters and shellfish dealers are meeting the new requirements. The proposed rule incrementally eliminates the division of controls based on coastal and inland growing areas. Instead controls are established based on historical illnesses rather than geographic region.

The consequences of not adopting the proposed changes would lead to a higher incidence of vibriosis from Washington state oysters. If continued high incidence of illness occurs, harvest of oysters intended for raw consumption could be prohibited during the warmer months to protect public health, or customer demand for raw oysters could dramatically decline as a result of publicized illness. Either reaction would significantly harm a vital industry that is a major contributor to the state's economic well-being. In addition, the current control plan is out of compliance with requirements established in the NSSP model ordinance. The U.S. Food and Drug Administration requires shellfish producing states to implement the most current version of the NSSP model ordinance. Failing to update the Washington state control plan could result in licensees being unable to place molluscan shellfish into interstate commerce.

Identify which businesses are required to comply with the proposed rule using the North American Industry Classification System (NAICS) codes and what the minor cost thresholds are.

NAICS Code (4, 5 or 6 digit)	NAICS Business Description	# of Businesses in WA	Minor Cost Threshold = 1% of Average Annual Payroll	Minor Cost Threshold = .3% of Average Annual Receipts
114122	Shellfish Fishing Industry	163	\$1,495	Not available

Analyze the probable cost of compliance. Identify the probable costs to comply with the proposed rule, including: Cost of equipment, supplies, labor, professional services and increased administrative costs; and whether compliance with the proposed rule will cause businesses to lose sales or revenue. Identify the cost per business.

The probable costs of compliance include cost of equipment, supplies, labor, and increased administrative costs. Meeting the more stringent time of harvest to cooling requirements may require businesses to purchase ice machines, produce additional ice, or purchase additional ice from a supplier. It could also mean purchasing additional insulated totes to chill oysters while in transit. Based on responses from a key informant questionnaire, the majority of respondents thought that there would be no or minimal costs associated with complying with the time of harvest to cooling requirements.

Most respondents to the questionnaire thought that they would incur additional costs for recordkeeping in order to comply with the calibration recordkeeping requirements and recording temperatures at time of harvest. Many respondents thought there would only be a minimal cost, but many were

able to quantify an expected weekly cost associated with compliance.

Businesses are not likely to lose sales or revenue due to the implementation of this rule. In the key informant questionnaire, some respondents thought they may gain sales and revenue due to being able to harvest oysters more days and/or have a greater perceived value for Washington oysters given the stringent and proactive time to cooling requirements.

The proposed rule will not result in fewer sales for businesses. Businesses are expected to be open more days during the *Vibrio* control plan months. When closures do occur, they are expected to be short-term, which will allow more businesses to shift operation to other species, conduct farm maintenance, or shuck oysters to remain open during the days when they are unable to harvest oysters.

Estimated cost per business: Key informant questionnaires were conducted with small and large businesses to establish the likely costs of this rule. These businesses were selected based on their involvement in the Vp advisory committee (VpAC). In addition, the department reached out to an additional eleven companies not involved with VpAC that represented small oyster harvesting businesses operating in Puget Sound and the outer coast. The companies were a mix of harvester and shellstock shipper licensees. Emphasis was placed on harvester licensees because we expect them to be most impacted by the proposed rule. The key respondent questionnaire was sent to a total of thirty-six companies and twenty-one responded. Of the respondents, four were large businesses, sixteen were small businesses, and one was a tribe. The majority of respondents did not think that the new rule would have a significant impact to their business.

Time of Harvest to Cooling and Time Reductions: One of the four large businesses responded that they would have additional costs associated with meeting the time of harvest to cooling requirements in the proposed rule. This company identified a one-time cost of \$500,000 for ice equipment and an ongoing cost of \$10,000 per season to comply with the rule. When a two hour time of harvest to cooling reduction is in effect, the large businesses identified costs between \$0 and \$70 per day depending on the company and the growing area risk category. When a four hour time of harvest to cooling reduction is in effect, the large businesses identified costs between \$0 and \$145 per day depending on the company and the growing area risk category.

Of the small businesses, twelve of the sixteen responded that they would have no additional costs associated with meeting the time of harvest to cooling requirements in the proposed rule. Of the four companies that would have an increased cost, two stated the cost increase would be minimal and they were unable to quantify the cost. One of the four companies believed there would be an increase in labor costs, but was unable to quantify the cost. The fourth company thought there would be an increase in cost of \$600 per week to run a chiller more often.

When a two hour time of harvest to cooling reduction is in effect, all but two of the respondents with category 1 growing areas thought there would be no cost increase. The remaining two respondents thought there would be only minimal increases in costs. Of the respondents with category 2 growing areas, only one believed there would be a minimal

increase in costs. Of the respondents with category 3 growing areas, one believed there would be an increase in costs. This company would need to purchase a new ice machine and additional ice totes to comply with this reduction (and any more stringent reductions) at a one-time cost of \$23,000.

When a four hour time of harvest to cooling reduction is in effect, all but three of the respondents with category 1 growing areas thought there would be no cost increase. Of the three companies that believed they would have a cost increase, two thought the increase would be minimal and one company thought it could cost an additional \$100 to \$200 per harvest day. Of the respondents with category 2 growing areas, only one believed there would be a minimal increase in costs. Of the respondents with category 3 growing areas, one believed there would be an increase in costs of \$25 for the season to purchase additional ice.

Closures: All four large businesses would react to closures based on harvest temperatures in the same manner as they currently react to closures based on illnesses. All four large businesses responded that they would shift harvest to an open growing area, conduct farm maintenance, harvest other shellfish species, or postharvest process oysters in the event of a closure. One company noted that if a closure is for a long period of time, it could cost up to \$15,000 per day due to the inability to support the alternatives mentioned above.

Small businesses tended to be more impacted by closures since many small businesses only operate in one growing area and are therefore unable to shift harvest to an open growing area if their area closes. All of the small businesses would react to closures based on harvest temperatures in the same manner as they currently react to closures based on illnesses. The following information is based on current closure practices based on illnesses that businesses expect to continue under the proposed rule. Of the sixteen respondents, six small companies shift harvest to an open growing area, conduct farm maintenance, or harvest other shellfish species. Two companies are able to shift operations, but if closures are long, they are forced to close for the remainder of the season. Five companies close and stop operating when illnesses occur. In addition, two of the companies did not respond to this set of questions and one company voluntarily closes harvest for the summer months. The closure costs included both lost revenue and fixed costs for labor, facilities, etc. Seven respondents were able to quantify these closure costs which ranged from \$150 to \$4,000 per day. A few companies noted that although they close, there is no cost since they could ship the shellfish later.

Harvest Temperature Requirements: Three of the four large businesses would be impacted by the requirement to maintain calibrated thermometers. These companies identified added costs for labor and supplies ranging from \$400 to \$27,000. One company also identified a one-time cost of \$450,000 for the initial cost of equipment and development of a documentation system to track calibration and temperatures. Two of the large businesses identified costs associated with the temperature recordkeeping requirements. These costs ranged from \$400 to \$1,400 per season.

Ten of the sixteen small businesses would be impacted by the requirement to maintain calibrated thermometers. Five small businesses did not believe they would need to change

business practices, and one did not respond to these questions. The companies that were able to quantify costs thought this requirement would cost between \$20 and \$200 per [week]. In addition two companies specifically identified one-time equipment costs of \$150 and \$250 for thermometers.

Six companies identified costs associated with the temperature recordkeeping requirements and were able to quantify these costs. The companies thought that this requirement would cost between \$20 and \$200 per week. In addition, two of the respondents included the costs for the temperature record requirements in their cost calculations for calibration requirements, three of the respondents thought the costs associated with temperature records would be minimal, and one respondent was unsure of the cost associated with this requirement.

Analyze whether the proposed rule may impose more than minor costs on businesses in the industry.

<i>Cost per business</i>	<i>\$0 - \$977,825</i>
<i>Minor cost threshold¹ - 1% payroll</i>	<i>\$1,495</i>
<i>Minor cost threshold- 3/10% of receipts</i>	<i>Not available</i>

As defined in chapter 19.85 RCW, and based on the calculations above, the proposed rule or portions of the proposed rule may impose more than minor costs on businesses in the industry. The remainder of this document meets the requirements of RCW 19.85.030 and 19.85.040.

Determine whether the proposed rule may have a disproportionate impact on small businesses as compared to the ten percent of businesses that are the largest businesses required to comply with the proposed rule.

The information collected through the key informant questionnaire process differs from the NAICS data in terms of the number of large versus small businesses and the number of employees. Based on the questionnaire data, there is a greater number of large businesses and much greater number of employees than reported in the NAICS data. The NAICS data also identifies one hundred sixty-three businesses where department of health records indicate there are three hundred forty-nine licensed harvesters and shellfish dealers in Washington. The majority of the industry is made up of small businesses. The rule was developed in close collaboration with small businesses and awareness that the shellfish industry is largely comprised of small businesses. Given the small number of large businesses, it is not possible to determine the top ten percent of large businesses.

Based on this inconclusive information, the department could not make a determination of whether there is a disproportionate impact on small businesses versus large businesses. However, the department considered, without limitation, each of the following methods of reducing the impact of the proposed rule on small businesses.

1) Reducing, modifying or eliminating substantive regulatory requirements;

a. The department considered using genetic markers through either requiring lot testing of oysters prior to shipment or environmental sampling prior to harvest. This approach would be prohibitively expensive for small businesses and either requires an increase in fees to cover lab test-

ing or an increase in costs to companies as they procure lab services. In addition to the cost concerns, it was determined that this was not the best approach to reduce vibriosis illnesses and protect public health.

b. The department also considered using the time of mean low tide and shellfish bed elevation as a closure criterion. This approach would have required detailed surveys of all shellfish growing areas and resulted in high costs for the surveys and resulting geodatabase to store and reference this information. In addition to the cost concerns, it was determined that this was not the best approach to reduce vibriosis illnesses and protect public health.

c. The department did select an approach to *Vibrio* management that should result in fewer days closed. In addition, the closures should be a shorter duration, which allows some small businesses to avoid closure costs by shifting to harvesting other species and conducting farm maintenance. The decision to only trigger harvest temperature closures in July and August, as opposed to all Vp control plan months means there is a greater degree of certainty for how long a closure can last and a greater level of assurance that closures will be timed to be most protective of public health while being least disruptive to the shellfish industry.

d. The department added language to the rule to allow a phased in approach for coastal growing areas. As the current rule time of harvest to temperature controls are far less stringent than the proposed rule category 1 time of harvest to cooling, it was determined that all coastal growing areas would initially be categorized as risk category 1. This approach allows small businesses to adjust to the changes in a phased in manner and is still protective of public health.

e. The elimination of requirements for May for inland growing areas categorized in the proposed rule as risk category 1 was based on the previous three year's illness data. After a thoughtful review, the department determined that it would be satisfactory to exclude May from category 1. Both category 2 and 3 include time of harvest to cooling requirements for May given the higher likelihood of illness from these areas.

2) Simplifying, reducing or eliminating recordkeeping and reporting requirements;

a. The department determined that weekly calibration was a reasonable requirement. Requiring calibration prior to each harvest, although recommended by some individuals on VpAC, was determined to be too large a burden for businesses. The department also believes that it is reasonable to expect thermometers to maintain accuracy over a week of use. Requiring weekly calibration provides a level of assurance that accurate and precise devices are being used, while not creating an overly burdensome calibration and recordkeeping requirement.

3) Other mitigation techniques suggested by small businesses or their advocates;

a. Multiple small businesses on VpAC requested that either water or internal tissue temperature be used to meet harvest temperature requirements. The department agreed that providing options for compliance was appropriate in this situation. It allows harvesters the ability to fit the new requirement into their existing harvest practices with minimal

disruption. The integrity of the intent is still maintained while providing this option.

Describe how small businesses were involved in the development of the proposed rule.

Small businesses were heavily involved in the rule development. Small businesses comprised of the majority of VpAC which met as a full committee thirteen times from January 2013 to September 2014. In addition to these full group meetings, numerous small group meetings to refine draft rule language and subcommittee meetings were held. There were three subcommittees and each subcommittee included representatives from small businesses.

The department worked closely with the Northwest Indian Fisheries Commission, Point No-Point Treaty Council, FDA, individual tribes, and the Pacific Coast Shellfish Growers Association to minimize the burden of this rule. In addition to informal meetings and discussions, the department also engaged with tribes through tribal technical meetings (2013 and 2014) and the shellfish industry through presentations at the PacRim Shellfish Sanitation Conference (2013 and 2014), Pacific Coast Shellfish Growers Association Conferences (2013 and 2014), and West Coast *Vibrio* Management Meeting (2013).

Identify the estimated number of jobs that will be created or lost as the result of compliance with the proposed rule.

The key respondent questionnaire specifically asked whether businesses anticipated a change in the number of employees as a result of the draft rule. Seventeen companies stated that the rule would not result in a change in the number of employees. Three companies thought that this rule could affect the number of employees. One company stated that they might change the number of employees, but did not provide any additional information. Another respondent thought they may add one employee to meet the increased record-keeping requirements. They also noted that they would need to reduce the number of employees if the growing area closed for a prolonged time, which is also a possibility of the current rule. The third respondent thought they may be able to increase their workforce by four to five employees over the next few years because they expected to be able to operate more days during the year as a result of the proposed rule.

A copy of the statement may be obtained by contacting Brandy Brush, Department of Health, P.O. Box 47824, Olympia, WA 98504-7824, phone (360) 236-3342, fax (360) 236-2257, e-mail brandy.brush@doh.wa.gov.

A cost-benefit analysis is required under RCW 34.05.-328. A preliminary cost-benefit analysis may be obtained by contacting Brandy Brush, Department of Health, P.O. Box 47824, Olympia, WA 98504-7824, phone (360) 236-3342, fax (360) 236-2257, e-mail brandy.brush@doh.wa.gov.

January 26, 2015
Michelle A. Davis
Executive Director

AMENDATORY SECTION (Amending WSR 14-09-003, filed 4/3/14, effective 5/4/14)

WAC 246-282-006 Washington state *Vibrio parahaemolyticus* control plan. ~~((1) The Washington state *Vibrio parahaemolyticus* control plan, also known as the control plan, establishes harvest, temperature control, and transportation requirements for oysters intended for raw consumption during the months of May through September. This section does not apply to shucked oyster meats labeled "for cooking only." The requirements of this section are in addition to the NSSP Model Ordinance and consist of:~~

- ~~(a) Time of harvest to temperature control based on the growing area and month of the year;~~
- ~~(b) Harvest record requirements;~~
- ~~(c) *Vibrio* illness response requirements;~~
- ~~(d) Training requirements; and~~
- ~~(e) Hazard Analysis Critical Control Point (HACCP) plan and harvest checklist requirements.~~

~~(2) All Puget Sound growing areas, including the Strait of Juan de Fuca, are subject to the requirements of this section. Growing areas in Grays Harbor and Willapa Bay where oysters have been epidemiologically associated as the source of any *Vibrio parahaemolyticus* illness are also subject to the requirements of this section.~~

~~(3) The department may grant an annual exemption to the control plan for Puget Sound growing areas, including the Strait of Juan de Fuca, where there has been no epidemiologically associated *Vibrio parahaemolyticus* illness after review and approval of a written exemption request.~~

~~(a) The written exemption request must include the following information:~~

- ~~(i) Name of the growing area;~~
- ~~(ii) Description of the harvesting methods;~~
- ~~(iii) Description of the temperature control methods; and~~
- ~~(iv) Description of the transportation methods.~~

~~(b) The department shall review the exemption request within five business days of submittal.~~

~~(c) If approved, the licensed harvester or dealer shall comply with the department approved exemption.~~

~~(d) The department approved exemption expires October 1 of the calendar year for which it is approved. If the growing area is epidemiologically associated as the source of a *Vibrio parahaemolyticus* illness at any time after approval of the exemption, the department shall issue an order revoking the exemption.~~

~~(4) Time of harvest to temperature controls are:~~

**Table 1
Puget Sound Growing Areas
(including the Strait of Juan de Fuca):**

Months of Control	Time of harvest to Temperature Control
May	Twelve hours
June and September	Five hours
July and August	Four hours

Table 2
Coastal Growing Areas:

Months of Control	Time of harvest to Temperature Control
July and August	Ten hours

(5) Licensed dealers and harvesters shall maintain harvest records showing the time of harvest and the time oysters are placed under temperature control to demonstrate compliance with the control plan. If ownership of oysters is transferred prior to the time that time of harvest to temperature control requirements must be met, the licensed dealer or harvester shall include in the harvest record date, time, and person or entity to whom the oysters were transferred. If the new owner is a licensed dealer, the dealer shall meet the time of harvest to temperature control requirements established in this section. The harvest times begin as follows:

(a) Intertidal (exposed) time of harvest begins after the first oysters to be harvested are exposed to the air by the receding tide.

(b) Submerged time of harvest begins after the first oysters harvested are exposed to the air and have been placed onto a conveyance, such as a barge or boat. Submerged harvest includes dredge harvesting or retrieval of harvest tubs, bags, baskets, or other containers of oysters previously filled which have been under water for a minimum of one hour for coastal areas and four hours for Puget Sound growing areas.

(c) Temperature control is achieved when harvested oysters are placed in a controlled environment with an ambient temperature of 45°F (7.2°C) or less.

(6) All licensed harvesters and dealers in a growing area shall reduce the time of harvest to temperature control as defined in Table 1 or 2 of subsection (4) of this section by one hour if oysters from the growing area:

(a) Are epidemiologically associated as the probable source of two sporadic *Vibrio parahaemolyticus* illnesses; and

(b) Were harvested within thirty days of each other.

(7) A growing area shall be closed to harvest and shipment of oysters intended for raw consumption throughout the remainder of the control months for the calendar year when the following conditions are met:

(a) Oysters from the growing area are epidemiologically associated as the probable source of two additional sporadic *Vibrio parahaemolyticus* illnesses;

(b) Oysters from the growing area were harvested in compliance with the reduced time of harvest to temperature control provisions of subsection (6) of this section; and

(c) Oysters from the growing area were harvested within thirty days of the previous illnesses.

(8) If the two additional *Vibrio parahaemolyticus* illnesses specified in subsection (7) of this section are attributed to the same licensed harvester or dealer as the first two illnesses, the department shall conduct an investigation in accordance with the requirements as stated in the NSSP Model Ordinance to determine if the illnesses are the result of harvester or dealer practices or are linked to the growing area as the probable source. If the harvester or dealer practices are reasonably likely to have caused the illnesses:

(a) The harvester or dealer shall retake the training identified in subsection (12) of this section prior to renewal of their next year's license;

(b) The department may take disciplinary action against the harvester or dealer license; and

(c) The department will evaluate whether to associate the illnesses with the growing area.

(9)(a) The department may grant an exemption to closure identified in subsection (7) of this section if the licensed harvester or dealer can demonstrate in a written exemption request that an additional one hour reduction in the time of harvest to temperature control as identified in subsection (6) of this section can be successfully implemented. The written exemption request must include the following information:

(i) Name of the growing area;

(ii) Description of the harvesting methods;

(iii) Description of the temperature control methods; and

(iv) Description of the transportation methods.

(b) The department shall review the request within five business days of submittal.

(c) If approved, the licensed harvester or dealer shall comply with the requirements of the department approved exemption throughout the remainder of the applicable control months for the particular growing area.

(10)(a) If the required time of harvest to temperature control period is not met, the licensed harvester or dealer shall either:

(i) Destroy the oysters; or

(ii) Remove all oysters from containers, disperse them within the original growing area, and allow a minimum of twenty-four hours for purging before reharvesting.

(b) If the required time of harvest to temperature control period is not met, the licensed harvester or dealer shall record the disposition of the oysters on the harvest record.

(11) In the event of a *Vibrio parahaemolyticus* illness outbreak where oysters from a growing area are epidemiologically associated as the source, the requirements as stated in the NSSP Model Ordinance shall apply.

(12) All licensed harvesters and dealers shall complete an initial department approved training specific to the requirements of this section prior to harvesting or shipping oysters intended for raw consumption during the months of May through September. All licensed harvesters and dealers shall complete department approved refresher training following any revision of this section considered significant under RCW 34.05.328. Licensed harvesters and dealers who complete the training shall provide the training to those responsible for the on-site management of harvest activities for their operation, and document the training for responsible employees in their operational records.

(13) Following completion of the training required in subsection (12) of this section:

(a) All licensed harvesters planning to harvest oysters intended for raw consumption from May through September shall develop a harvest plan that describes the harvest, temperature control, and transportation methods that meet the requirements of subsections (4) and (6) of this section. Licensed harvesters shall obtain department approval of the harvest plan prior to harvesting oysters for raw consumption.

~~(b) All licensed dealers planning to harvest oysters intended for raw consumption from May through September shall amend their Hazard Analysis Critical Control Point (HACCP) plans to define the harvest, temperature control, and transportation methods that meet the requirements of subsections (4) and (6) of this section. Licensed dealers shall obtain department approval of the amended HACCP plan prior to harvesting oysters for raw consumption.))~~ (1) This section establishes the Washington state *Vibrio parahaemolyticus* control plan (control plan) for the months of May 1st through September 30th (control months). The requirements of this section are an extension of the NSSP Model Ordinance.

(2) All harvesters and shellfish dealers harvesting or delivering oysters to a certified shucker packer for shucking or postharvest processing (PHP) during the control months must label the oysters with a harvest tag stating "For shucking by a certified dealer" or "For PHP by a certified dealer." Oysters harvested and tagged in compliance with this subsection are exempt from subsections (3) through (20) of this section.

(3) The following definitions apply throughout this section:

(a) "Case" means a laboratory-confirmed *Vibrio parahaemolyticus*-associated illness or illnesses with a common exposure that are reported to the department.

(b) "Control months" means May 1st through September 30th.

(c) "Cool" or "cooling" means to:

(i) Adequately ice or place in a controlled environment with a temperature of 45°F (7.2°C) or less; and

(ii) Reach and maintain an internal oyster tissue temperature of 50°F (10°C) or less.

(d) "Harvest temperature" means the water temperature or internal oyster tissue temperature at the time of harvest. The harvester or shellfish dealer shall state whether they use water temperature or internal oyster tissue temperature for harvest temperature in their harvest plan.

(4) All harvesters and shellfish dealers harvesting oysters during the control months shall report the volume of oysters harvested. This information must be reported by month, oyster species, size class, and growing area for all control months. This information must be reported by December 31st each year. Harvesters and shellfish dealers that do not submit this information to the department may not harvest oysters during the control months during the next calendar year.

(5) Harvesters and shellfish dealers harvesting oysters during the control months shall complete, submit to the department, and keep on file a current *Vibrio parahaemolyticus* harvest plan. In order for the department to review the harvest plan prior to May 1st, the harvest plan must be submitted by March 1st each year unless no changes have been made to the existing harvest plan. Harvesters and shellfish dealers shall sign and date their harvest plan each year and make it available to the department upon request.

(6) The harvest plan must:

(a) Describe the harvest, temperature collection, cooling, and conveyance methods.

(b) Include an example of the harvest temperature record designed to meet the requirements in subsection (11) of this section.

(c) Identify if water temperature or internal oyster tissue temperature is used to meet the requirements in subsection (11) of this section and specifically how this measurement will be taken.

(7) The department shall review and either approve or deny the harvest plan within thirty days of receipt. If the department denies approval of the harvest plan, the department shall notify the applicant of the decision in writing stating the reasons for the denial and providing the opportunity to correct the deficiencies. Harvesters and shellfish dealers may not harvest oysters during the control months unless the department has approved the plan.

(8) Time of harvest to cooling requirements and harvest controls are based on a risk categorization of each growing area. The department shall assign each growing area a category of 1, 2, or 3 (where 1 corresponds to the least stringent and 3 the most stringent controls) based on the cases attributed to that growing area. The department will attribute cases to a growing area when they:

(a) Are associated with commercially harvested shellstock;

(b) Did not involve documented postharvest abuse;

(c) Are traced back to a single growing area; and

(d) Occurred during the previous consecutive five-year period within the control months.

(9) The department shall categorize coastal growing areas in Willapa Bay and Grays Harbor as Category 1 for the first year of implementation attributing no illnesses to these areas for the years 2010 to 2014. For subsequent years, the department shall categorize coastal growing areas based on the criteria in subsection (8) of this section.

(10) The department shall complete risk categorization and publish a list of all growing areas by risk category no later than February 1st annually. The department shall use a five-year trend to calculate risk categories as follows:

(a) Category 1: One or fewer *Vibrio parahaemolyticus*-associated cases attributed to the growing area over a five-year period.

(b) Category 2: More than one but fewer than five *Vibrio parahaemolyticus*-associated cases attributed to the growing area over a five-year period.

(c) Category 3: Five or more *Vibrio parahaemolyticus*-associated cases attributed to the growing area over a five-year period.

(11) Time of harvest begins after the first oysters to be harvested are exposed to the air. Time of harvest to cooling requirements and harvest controls are as follows:

(a) Category 1:

Requirements:	Time to Cooling:
Except as noted below, the time of harvest to cooling requirement from June 1st through September 30th is:	9 hours

Requirements:	Time to Cooling:
When ambient air temperature at harvest is greater than 90°F, the time of harvest to cooling requirement is:	7 hours
When harvest temperature is between 68°F and 70°F from July 1st through August 31st, the time of harvest to cooling requirement is:	5 hours
Harvest Control: From July 1st through August 31st, harvest is not allowed for twenty-four hours when harvest temperature is above 70°F.	

(b) Category 2:

Requirements:	Time to Cooling
Except as noted below, the time of harvest to cooling requirement from May 1st through September 30th is:	7 hours
When ambient air temperature at harvest is greater than 85°F, the time of harvest to cooling requirement is:	5 hours
When harvest temperature is between 66°F and 68°F from July 1st through August 31st, the time of harvest to cooling requirement is:	3 hours
Harvest Control: From July 1st through August 31st, harvest is not allowed for twenty-four hours when harvest temperature is above 68°F.	

(c) Category 3:

Requirements:	Time to Cooling
Except as noted below, time of harvest to cooling requirement from May 1st through September 30th is:	5 hours
When ambient air temperature at harvest is greater than 80°F, the time of harvest to cooling requirement is:	3 hours
When harvest temperature is between 64°F and 66°F from July 1st through August 31st, the time of harvest to cooling requirement is:	1 hour
Harvest Control: From July 1st through August 31st, harvest is not allowed for twenty-four hours when harvest temperature is above 66°F.	

(d) When a harvester or shellfish dealer places oysters in a container or conveyance, but does not remove them from the tide flat as part of their harvest and the harvest exceeds the time to cooling requirements in subsection (11) of this section, then the oysters in the container or conveyance must be covered by the tide for a minimum of four hours before harvest can be completed.

(12) Harvesters and shellfish dealers shall take the following measurements at the times specified below and record this information in a harvest temperature record for each harvest site for all harvests occurring within the control months. Harvesters and shellfish dealers shall take these measurements with a thermometer that is calibrated weekly using manufacturer specifications or with a method approved in a harvest plan. Calibration must be documented and maintained with operational records. Harvesters and shellfish dealers shall record the following measurements and the date and time they were taken in the record, maintain the record for three years, and make the record available to the department upon request:

(a) Air temperature at time and location of harvest; and

(b) Harvest temperature at time and location of harvest. Harvesters and shellfish dealers using water temperature for harvest temperature shall take water temperature at depth of oysters unless another method is documented in their harvest plan.

(13) Harvesters and shellfish dealers shall initiate cooling as soon as practical from the time of harvest and within the time of harvest to cooling requirements for the growing area where the oysters were harvested to ensure that the maximum number of hours is not exceeded.

(14) If the required time of harvest to cooling requirements are not met after removal from the tide flat, the harvester or shellfish dealer shall dispose of the oysters using one of the methods below and record the disposition on the harvest record:

(a) Destroy the oysters;

(b) Place the oysters within the original growing area or another approved growing area and allow a minimum of fourteen days before reharvesting; or

(c) Deliver the oysters to a certified shucker packer for shucking or PHP and attach a harvest tag meeting the requirements in subsection (2) of this section.

(15) If ownership of oysters is transferred prior to the oysters being cooled in accordance with the time of harvest to cooling requirements, the harvester shall include in the harvest record required under WAC 246-282-080 the:

(a) Temperatures recorded under subsection (12) of this section;

(b) Date, time, and person or entity to whom the oysters were transferred; and

(c) Growing area risk category for the harvested product.

(d) The receiving shellfish dealer shall meet the time of harvest to cooling requirements for the original harvest time.

(16) *Vibrio parahaemolyticus* training requirements are as follows:

(a) Harvesters and shellfish dealers shall complete an initial department-approved training specific to the requirements of this section prior to harvesting or shipping oysters during the control months.

(b) Harvesters and shellfish dealers shall complete department-approved refresher training within one year following any revision of this rule considered significant under RCW 34.05.328 or at least every five years.

(c) Those responsible for the on-site management of harvest activities must be trained by either:

(i) Harvesters and shellfish dealers at their operation who completed the department-approved training; or

(ii) The department.

(d) Harvesters and shellfish dealers shall record those trained in their operational records.

(17) A harvester or shellfish dealer may request a waiver from specific requirements of this section. The request must:

(a) Be in writing;

(b) Identify the requirement requested to be waived;

(c) State the reason for the waiver; and

(d) Provide supporting information.

(18) The department may grant a waiver request if it:

(a) Is consistent with the applicable standards and the intent of this section; and

(b) Provides a comparable level of public health protection to the requirement being waived.

(19) If the department approves a waiver request, the department shall notify the requestor of the decision in writing.

(20) If the department denies a waiver request, the department shall notify the requestor of the decision in writing stating the reasons for the denial. The requestor shall comply with the provision that was the subject of the waiver request.

WSR 15-04-074

PROPOSED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Aging and Long-Term Support Administration)

[Filed January 30, 2015, 3:23 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-080.

Title of Rule and Other Identifying Information: The department is amending and adding new sections to chapter 388-106 WAC, Long-term care services, specifically the volunteer chore program.

Hearing Location(s): Office Building 2, DSHS Headquarters, 1115 Washington, Olympia, WA 98504 (public parking at 11th and Jefferson. A map is available at <http://www1.dshs.wa.gov/msa/rpau/RPAU-OB-2directions.html>), on March 10, 2015, at 10:00 a.m.

Date of Intended Adoption: Not earlier than March 11, 2015.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, e-mail DSHSRPAURulesCoordinator@dshs.wa.gov, fax (360) 664-6185, by 5:00 p.m., March 10, 2015.

Assistance for Persons with Disabilities: Contact Jeff Kildahl, DSHS rules consultant, TTY (360) 664-6178 or (360) 664-6092 or e-mail Kildaja@dshs.wa.gov.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The department is amending and adding new sections to chapter 388-106 WAC, the volunteer chore program, as it was changed to volunteer services per ESSB 6444 (supplemental operating budget). The intent in the name change was to broaden the types of assistance available to eligible clients. Current rules limit services to a traditional list of chore-type services. Without revised rules, volunteers supervised by contracted agencies managing the program are unable to provide support services in keeping with the intent of ESSB 6444.

Reasons Supporting Proposal: This change will expand the types of assistance available to eligible clients consistent with ESSB 6444.

Statutory Authority for Adoption: RCW 74.08.090, 74.09.520.

Statute Being Implemented: RCW 74.08.090, 74.09.520.

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

Name of Proponent: Department of social and health services, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Leigh Wellcome, P.O. Box 45600, Olympia, WA 98504-5600, (360) 725-2547.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The preparation of a small business economic impact statement is not required as no new costs will be imposed on small businesses or nonprofits as a result of this rule amendment.

A cost-benefit analysis is not required under RCW 34.05.328. Rules are exempt per RCW 34.05.328 (5)(b)(v), rules the content of which is explicitly and specifically dictated by statute.

January 22, 2015

Katherine I. Vasquez

Rules Coordinator

AMENDATORY SECTION (Amending WSR 05-11-082, filed 5/17/05, effective 6/17/05)

WAC 388-106-0650 What ~~((services may I receive under))~~ is the volunteer ~~((chore))~~ services program? The ~~((V))~~volunteer ~~((chore))~~ services program is a state-funded program ~~((which))~~ that provides volunteer assistance ~~((with household tasks and:~~

~~(1) Assists people who need but are not eligible for DSHS services.~~

~~(2) Complements DSHS services by using volunteer assistance to perform tasks which do not require specially skilled personnel.~~

~~(3) Provides assistance with housework, laundry, shopping, cooking, moving, minor home repair, yard care, limited personal care, monitoring and transportation)) to eligible persons who need help to live safely in the community. The availability of services under this program is subject to available funding and volunteer resources. Further, when allocating volunteer services, the needs of persons who have tradi-~~

tionally been served through long-term care services and supports, including older adults, individuals with disabilities or their unpaid caregivers, will be given priority.

AMENDATORY SECTION (Amending WSR 05-11-082, filed 5/17/05, effective 6/17/05)

WAC 388-106-0655 Am I eligible to receive assistance through volunteer (~~chore~~) services? You may be eligible to receive volunteer (~~chore~~) services if you are:

- (1) An older adult age sixty or older or a person with a disability (~~E~~)eighteen years of age or older; or
- (2) Living at home, unless you are moving from a residential facility to home and need assistance moving; or
- (3) Unable to perform certain (~~personal care~~) independent living tasks due to a functional, mental or cognitive (~~impairment~~) disability;
- (4) Financially unable to purchase services (~~from a private provider~~) privately; or
- (5) Not receiving medicaid paid long-term care services under (~~COPES, MNIW, MPC, or chore because you:~~
 - (a) Do not meet the eligibility requirements; or
 - (b) Decline these services;)) the medicaid state plan or medicaid waiver program unless the volunteer service is not available through the state plan waiver program; or
- (6) (~~In need of assistance from volunteer chore in addition to or in substitution of paid services under COPES, MNIW, MPC, or chore~~) An unpaid caregiver who provides ongoing care for an older adult or person with a disability, including minors, who meets any of the criteria in WAC 388-106-0655 (2) through (5) above.

NEW SECTION

WAC 388-106-0660 What types of services may be offered through volunteer services? The types of services an individual may be offered include, but are not limited to:

- (1) Housework and laundry;
- (2) Shopping and errands;
- (3) Meal preparation;
- (4) Minor home repair;
- (5) Yard work;
- (6) Provision of wood for heating;
- (7) Pet care;
- (8) Auto maintenance;
- (9) Moving;
- (10) Limited personal care;
- (11) Socialization activities to improve quality of life;
- (12) Electronic device/computer use;
- (13) Clerical & budgeting tasks;
- (14) Transportation
- (15) Emergency preparation;
- (16) Companionship or Supervision;
- (17) Access to benefits;
- (18) Access to employment opportunities; and
- (19) Health and nutrition enhancement.

NEW SECTION

WAC 388-106-0665 How are volunteers qualified to provide volunteer services? Volunteers are qualified to provide Volunteer Services through the following mechanisms:

- (1) Volunteers who will have unsupervised access to vulnerable adults cannot have any convictions, pending crimes or findings that are listed in WAC 388-71-0105 or provide contracted services per RCW 43.20A0710 (1)(c) prior to working alone with them.
- (2) The volunteer services contractor(s) will provide orientation and ongoing training as needed to volunteers.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 388-106-0670 When may volunteer services not be available or offered? Volunteer services may not be available or offered when:

- (1) Available funding has been exhausted; or
- (2) The regional area does not have qualified volunteers available; or
- (3) Existing volunteers do not have the skill set needed to perform the task/service desired; or
- (4) A volunteer stops providing services at their discretion; or
- (5) Providing the service would cause a health or safety risk to the volunteer or staff.

NEW SECTION

WAC 388-106-0675 What if I disagree with a decision made by the contracted volunteer services provider(s) related to volunteer services? If you do not agree with a decision made by the volunteer services contractor, you may make a written complaint with the volunteer services program manager at the aging and long term support administration, P.O. Box 45600, Olympia, WA 98504-5600. You are not entitled to a hearing under Chapter 388-02 WAC.

WSR 15-04-085

PROPOSED RULES

DEPARTMENT OF

FISH AND WILDLIFE

[Filed February 2, 2015, 1:40 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-118 on December 3, 2014.

Title of Rule and Other Identifying Information: WAC 232-28-288 2015-2017 Fall black bear hunting seasons and regulations, 232-28-286 2016, 2017, and 2018 Spring black bear seasons and regulations, and 232-28-297 2015-2016, 2016-2017, and 2017-2018 Cougar hunting seasons and regulations.

Hearing Location(s): Civic Center, 411 South Balsam Street, Moses Lake, WA 98837, on March 20-21, 2015, at 8:00 a.m.

Date of Intended Adoption: On or after April 9, 2015.

Submit Written Comments to: Wildlife Program Commission Meeting Public Comments, 600 Capitol Way North, Olympia, WA 98501, e-mail wildthing@dfw.wa.gov, fax (360) 902-2162, by February 24, 2015.

Assistance for Persons with Disabilities: Contact Tami Linger by March 1, 2015, TTY (800) 833-6388 or (360) 902-2267.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: WAC 232-28-286, the proposed rule establishes the 2016, 2017, and 2018 spring black bear seasons. The purpose is to: (1) Reduce tree damage by bears in western Washington; (2) disperse harvest geographically and reduce female harvest in southeastern Washington; and (3) reduce nuisance and damage activity in northeastern and southwestern Washington, while maintaining long-term sustainable populations in each black bear management unit (BBMU) - except Puget Sound and Columbia Basin BBMUs. The anticipated effects of the rule are continued recreational harvest opportunities similar to 2013-2015 levels and long-term sustainable bear populations.

WAC 232-28-288, the proposed rule establishes the 2015, 2016, and 2017 fall black bear seasons. The purpose is to provide recreational harvest opportunities for black bear, while maintaining long-term sustainable populations in each BBMU - except Puget Sound and Columbia Basin BBMUs. The anticipated effects of the rule are to maintain recreational harvest trends similar to 2012-2014 levels. The anticipated effect to the bear population is a long-term sustainable bear population statewide.

WAC 232-28-297, the purpose of the proposal is to establish the 2015-2016, 2016-2017, and 2017-2018 cougar hunting seasons. The proposal establishes hunt areas and associated harvest guidelines for the entire state (except Columbia Basin and Puget Sound cougar management units). The harvest guideline represents a sustainable twelve to sixteen percent harvest rate for each hunt area. The anticipated effects to the cougar population are to maintain a stable population and to maintain an adequate age structure for cougar populations equally distributed across the state.

Reasons Supporting Proposal: WAC 232-28-286, spring bear opportunity is provided to address management needs rather than solely for the purpose of providing recreational opportunity. This is due to the public's sensitivity to hunting bears while adult females are accompanied by the young of the year. The department did not receive any requests for additional spring bear harvest to address the management needs listed above, except for additional bear harvest in northeastern and southwestern Washington to address local bear issues.

WAC 232-28-288, the parameters used as population indicators by the department to evaluate the impacts of hunting on the bear populations are within the acceptable range outlines in the game management plan. Therefore, no significant changes are recommended at this time.

WAC 232-28-297, recently published studies suggest that a twelve to sixteen percent harvest rate of a local cougar

population is the maximum harvest rate that still has a high probability for maintaining a stable cougar population along with stable adult male territorial behavior. Harvest rates in excess of sixteen percent can result in declines in core populations of breeding females, and excessive male harvest rates result in the loss of adult male territorial behavioral [behavior], which acts as a regulatory mechanism for local male cougar numbers.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

Statute Being Implemented: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

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

Comments or Recommendations, If Any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: When filing the permanent rule-making order (CR-103P), the WAC sections containing rule amendments will be consolidated into two or three order typing service (OTS) documents.

Name of Proponent: Washington department of fish and wildlife, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Nate Pamplin, Natural Resource[s] Building, (360) 902-2515; and Enforcement: Steven Crown, Natural Resource[s] Building, (360) 902-2373.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules apply to recreational hunting and do not affect small business.

A cost-benefit analysis is not required under RCW 34.05.328. This proposal does not involve hydraulics.

February 2, 2015

Joanna M. Eide
Rules Coordinator

AMENDATORY SECTION (Amending WSR 13-11-078, filed 5/16/13, effective 6/16/13)

WAC 232-28-286 ((2013, 2014, and 2015)) 2016, 2017, and 2018 Spring black bear seasons and regulations. It is unlawful to fail to comply with the provisions of this section. A violation of this section is punishable under RCW 77.15.410, 77.15.245, ((and)) or 77.15.280, depending on the circumstances of the violation.

Who May Apply: Anyone with a valid Washington big game license, which includes black bear as a species option.

Hunt Areas, Permit Levels, and Season Dates for Each License Year:

Hunt Name	Hunt Area	Permits ^a	Season Dates ^b
Sherman	GMU 101	((25)) 50	April 1 - June 15
Kelly Hill	GMU 105	((25)) 50	April 1 - June 15
Douglas	GMU 108	((20)) 40	April 1 - June 15
Aladdin	GMU 111	((25)) 50	April 1 - June 15
49 Degrees North	GMU 117	((50)) 100	April 1 - June 15
Huckleberry	GMU 121	((50)) 100	April 1 - June 15
Blue Creek	GMU 154	15	April 15 - May 31
Dayton	GMU 162	15	April 15 - May 31
Tucannon	GMU 166	5	April 15 - May 31
Wenaha	GMU 169	45	April 15 - June 15
Mt. View	GMU 172	15	April 15 - May 31
Lick Creek	GMU 175	15	April 15 - May 31
Couse	GMU 181	4	April 15 - May 31
Grande Ronde	GMU 186	5	April 15 - May 31
<u>Bear River^b</u>	<u>GMU 681</u>	<u>20</u>	<u>April 15 - May 31</u>
<u>Long Beach^b</u>	<u>GMU 684</u>	<u>20</u>	<u>April 15 - May 31</u>
North Skagit ^c	That portion of GMU 418 that is designated as the hunt area by DNR, Sierra Pacific, Longview Timber Lands, and Grandy Lake Timber company.	30	April 15 - June 15
Monroe ^c	That portion of GMU 448 that is designated as the hunt area by DNR, Campbell Group, and Longview Timber Lands.	25	April 15 - June 15
Copalis ^{(a)(c)}	That portion of GMU 642 that is designated as the hunt area by Rayonier Timber Company.	100	April 15 - June 15
Kapowsin ^{(a)(c)}	That portion of GMUs 653 and/or 654 that is designated as the hunt area by Hancock Forest Management and International Forestry.	150	April 15 - June 15
((Lincoln^a	That portion of GMU 501 that is designated as the hunt area by participating commercial timber landowners.	75	April 15 - June 15))
^a ((Spring black bear hunting seasons under this area constitute a pilot program to reduce black bear damage to trees.)) <u>Permits are valid for the license year they are issued.</u>			
^b ((Permits are valid for the license year they are issued.)) <u>Private lands: access is extremely limited; firearm restriction area. If you cannot secure access to private lands, do not apply for these hunts.</u>			
^c <u>Spring black bear hunting seasons to reduce black bear damage to trees.</u>			

Bag Limit: One black bear per black bear special permit season.

License Required: A valid big game hunting license, which includes black bear as a species option, is required to hunt black bear. One black bear transport tag is included with a big game hunting license that has black bear as a species option.

Hunting Method: Hunters may use any lawful big game modern firearm, archery, or muzzleloader equipment for hunting black bear. The use of dogs or bait to hunt black bear is prohibited statewide.

Submitting Bear Teeth: Successful bear hunters must submit the black bear premolar located behind the canine tooth of the upper jaw.

AMENDATORY SECTION (Amending WSR 12-12-006, filed 5/23/12, effective 6/23/12)

WAC 232-28-288 ((2012-2014)) 2015-2017 Fall black bear hunting seasons and regulations. It is unlawful to fail to comply with the provisions below. ~~(Violators may be punished)~~ A violation of this section is punishable under RCW 77.15.410, 77.15.245, ~~((and))~~ or 77.15.280 (1)(c).

Black Bear Management Unit	Season	Hunt Area
Coastal	Aug. 1 - Nov. 15, ((2012)) <u>2015</u> Aug. 1 - Nov. 15, ((2013)) <u>2016</u> Aug. 1 - Nov. 15, ((2014)) <u>2017</u>	GMUs 501, 504, 506, 530, 601, 602, 603, 607-621, 636-651, 658-663, 672-684
Puget Sound	Aug. 1 - Nov. 15, ((2012)) <u>2015</u> Aug. 1 - Nov. 15, ((2013)) <u>2016</u> Aug. 1 - Nov. 15, ((2014)) <u>2017</u>	GMUs 407, 410, 454, 624, 627, 633, 652, 666, 667
North Cascades	Aug. 1 - Nov. 15, ((2012)) <u>2015</u> Aug. 1 - Nov. 15, ((2013)) <u>2016</u> Aug. 1 - Nov. 15, ((2014)) <u>2017</u>	GMUs 418-450, 460
South Cascades	Aug. 15 - Nov. 15, ((2012)) <u>2015</u> Aug. 15 - Nov. 15, ((2013)) <u>2016</u> Aug. 15 - Nov. 15, ((2014)) <u>2017</u>	GMUs 466, 485, 503, 505, 510-520, 524, 550-574, 653, 654

Black Bear Management Unit	Season	Hunt Area
Okanogan	Aug. 15 - Nov. 15, ((2012)) <u>2015</u> Aug. 15 - Nov. 15, ((2013)) <u>2016</u> Aug. 15 - Nov. 15, ((2014)) <u>2017</u>	GMUs 203, 209-243
East Cascades	Aug. 1 - Nov. 15, ((2012)) <u>2015</u> Aug. 1 - Nov. 15, ((2013)) <u>2016</u> Aug. 1 - Nov. 15, ((2014)) <u>2017</u>	GMUs 244-247, 249-251, 328, 329-368, 382, 388, 578
Northeastern A	Sept. 1 - Nov. 15, ((2012)) <u>2015</u> Sept. 1 - Nov. 15, ((2013)) <u>2016</u> Sept. 1 - Nov. 15, ((2014)) <u>2017</u>	GMUs 101-121, 204
Northeastern B	Aug. 15 - Nov. 15, ((2012)) <u>2015</u> Aug. 15 - Nov. 15, ((2013)) <u>2016</u> Aug. 15 - Nov. 15, ((2014)) <u>2017</u>	GMUs 124-130
Blue Mountains	Sept. 1 - Nov. 15, ((2012)) <u>2015</u> Sept. 1 - Nov. 15, ((2013)) <u>2016</u> Sept. 1 - Nov. 15, ((2014)) <u>2017</u>	GMUs 145-154, 162-186
Columbia Basin	Aug. 1 - Nov. 15, ((2012)) <u>2015</u> Aug. 1 - Nov. 15, ((2013)) <u>2016</u> Aug. 1 - Nov. 15, ((2014)) <u>2017</u>	GMUs 133, 136, 139, 142, 248, 254, 260-290, 371-381
Long Island	Sept. 1 - Nov. 15, ((2012)) <u>2015</u> Sept. 1 - Nov. 15, ((2013)) <u>2016</u> Sept. 1 - Nov. 15, ((2014)) <u>2017</u>	GMU 699

Bag Limit: Two (2) black bear per annual hunting season, only one of which may be taken in Eastern Washington.

Area Restriction: Special deer permit required to hunt black bear in GMU 485.

License Required: A valid big game hunting license, which includes black bear as a species option, is required to hunt black bear. One black bear transport tag is included with a big

game hunting license that has black bear as a species option. A second black bear transport tag must be purchased to take a second bear.

Hunting Method: Hunters may use any lawful big game modern firearm, archery, or muzzleloader equipment for hunting black bear. The use of hounds and bait to hunt black bear is prohibited statewide.

Submitting Bear Teeth: Successful bear hunters must submit the black bear premolar tooth located behind the canine tooth of the upper jaw.

AMENDATORY SECTION (Amending WSR 13-16-056, filed 8/1/13, effective 9/1/13)

WAC 232-28-297 ((2012-2013, 2013-2014, and 2014-2015)) 2015-2016, 2016-2017, and 2017-2018 Cougar hunting seasons and regulations. (1) As used in this section and in the context of general cougar hunting seasons, "harvest guideline" means the estimated allowable harvest; the actual harvest may be less than or more than the harvest guideline.

(2) General cougar season is September 1 to April 30 of the following year. Season dates and harvest guidelines for each ((heense year)) season:

Hunt Area	Harvest Guideline	Early Hunting Season	Late Hunting Season	Legal Weapon
GMU 101	7-9	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 105	2	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 108, 111	5-6	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 113	4-6	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 117	6-8	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 121	5-6	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 124, 127, 130	7-9	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 133, 136, 139, 142, 248, 254, 260, 262, 266, 269, 272, 278, 284, 290, 330, 334, 371, 372, 373, 379, 381	None	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 149, 154, 162, 163	4-6	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 145, 166, 175, 178	3-4	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 169, 172, 181, 186	3-4	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 203	4-6	Sept. 1 - Dec. 31	Jan. 1 - Mar. 31	Any Legal Weapon
GMU 204	6-8	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 209, 215	4-5	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 218, 231	4-6	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 224	2-3	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 233, 239	3-4	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 242, 243	4-6	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon

Hunt Area	Harvest Guideline	Early Hunting Season	Late Hunting Season	Legal Weapon
GMUs 244, 246, 247	5-6	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 245, 250	5-6	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 249, 251	5-6	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 328, 329, 335	6-8	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 336, 340, 342, 346	5-7	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 352, 356, 360, 364, 368	5-7	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 382, 388	3-4	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 407	None	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 418, 426, 437	11-15	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 448, 450	9-13	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 454	None	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 460	5-7	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 466, 485, 490	2-3	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 501, 504, 506, 530	7-10	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 503, 505, 520, 550	6-8	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 510, 513	3-4	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 516	3-5	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 524, 554, 556	3-4	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU 560	5-6	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMU((s)) 564((, 568))	((3-4)) <u>2-3</u>	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
<u>GMU 568</u>	<u>2-3</u>	<u>Sept. 1 - Dec. 31</u>	<u>Jan. 1 - Apr. 30</u>	<u>Any Legal Weapon</u>
GMU 572	3-4	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 574, 578	3-5	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon
GMUs 601, 602, 603, 612	5-7	Sept. 1 - Dec. 31	Jan. 1 - ((Mar. 31)) <u>Apr. 30</u>	Any Legal Weapon

Hunt Area	Harvest Guideline	Early Hunting Season	Late Hunting Season	Legal Weapon
GMUs 607, 615	4-5	Sept. 1 - Dec. 31	Jan. 1 - (Mar. 31) <u>Apr. 30</u>	Any Legal Weapon
GMUs 618, 636, 638	4-5	Sept. 1 - Dec. 31	Jan. 1 - (Mar. 31) <u>Apr. 30</u>	Any Legal Weapon
GMUs 621, 624, 627, 633	None	Sept. 1 - Dec. 31	Jan. 1 - (Mar. 31) <u>Apr. 30</u>	Any Legal Weapon
GMUs 642, 648, 651	6-8	Sept. 1 - Dec. 31	Jan. 1 - (Mar. 31) <u>Apr. 30</u>	Any Legal Weapon
GMUs 652, 666	None	Sept. 1 - Dec. 31	Jan. 1 - (Mar. 31) <u>Apr. 30</u>	Any Legal Weapon
GMUs 653, 654	4-6	Sept. 1 - Dec. 31	Jan. 1 - (Mar. 31) <u>Apr. 30</u>	Any Legal Weapon
GMUs 658, 660, 663, 672, 673, 681, 684, 699	9-12	Sept. 1 - Dec. 31	Jan. 1 - (Mar. 31) <u>Apr. 30</u>	Any Legal Weapon
GMU 667	3-4	Sept. 1 - Dec. 31	Jan. 1 - (Mar. 31) <u>Apr. 30</u>	Any Legal Weapon

(a) In hunt areas with a harvest guideline, (~~the director may close~~) the cougar late hunting season may close on or after January 1st in one or more GMUs if cougar harvest meets or exceeds the guideline.

(b) In hunt areas with a harvest guideline, starting January 1st, cougar hunters may hunt cougar from January 1st until the hunt area harvest guideline has been met (~~and the director has closed the cougar late hunting season~~), and the department has notified licensed cougar hunters by posting the hunt area closure on the departments web site and on the toll-free cougar hunting hotline, or ((March 31st) April 30th, whichever occurs first.

(3) Harvest guideline system:

(a) All cougar killed by licensed hunters during the early and late hunting seasons, and seasons authorized under WAC 232-12-243 shall be counted toward the harvest guideline.

(b) Individual problem cougar will continue to be killed on an as-needed basis utilizing depredation permits, landowner kill permits, and WDFW depredation authority regardless of harvest guidelines.

(c) It is each cougar hunter's responsibility to verify if the cougar late hunting season is open or closed in hunt areas with a harvest guideline. Cougar hunters can verify if the season is open or closed by calling the toll-free cougar hunting hotline or visiting the department's web site.

(4) Cougar hunting season requirements and special restrictions.

(a) A valid big game hunting license which includes cougar as a species option is required to hunt cougar.

(b) The statewide bag limit is one (1) cougar per license year; excluding removals authorized under WAC 232-12-243. It is unlawful to kill or possess spotted cougar kittens or adult cougars accompanied by spotted kittens.

(c) The use of dogs to hunt cougar is prohibited; except by a commission authorized permit (WAC 232-12-243).

(d) Any person who takes a cougar must comply with the notification and sealing requirements in WAC 232-12-024.

(e) A special cougar permit is required to hunt cougar in GMU 485.

WSR 15-04-086
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
[Filed February 2, 2015, 1:48 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-118 on December 3, 2014.

Title of Rule and Other Identifying Information: WAC 232-12-052 Crossbow requirements, 232-12-047 Unlawful methods for hunting, 232-12-054 Archery requirements— Archery special use permits, 232-28-331 Game management units (GMUs) boundary descriptions—Region one, 232-28-335 Game management units (GMUs) boundary descriptions—Region five, and 232-12-021 Importation and retention of dead nonresident wildlife.

Hearing Location(s): Civic Center, 411 South Balsam Street, Moses Lake, WA 98837, on March 20-21, 2015, at 8:00 a.m.

Date of Intended Adoption: On or after April 9, 2015.

Submit Written Comments to: Wildlife Program Commission Meeting Public Comments, 600 Capitol Way North, Olympia, WA 98501, e-mail wildthing@dfw.wa.gov, fax (360) 902-2162, by February 24, 2015.

Assistance for Persons with Disabilities: Contact Tami Lininger by March 1, 2015, TTY (800) 833-6388 or (360) 902-2267.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: WAC 232-12-047, the purpose of these proposals are five-fold. They remove language pertaining to archery and crossbow requirements that were in a modern firearm WAC. They consolidate the

archery requirements in the existing archery requirements WAC. They remove crossbow requirements from the archery and modern firearm WAC and consolidate those requirements in a new crossbow requirement WAC. They allow the hunting of big game and turkeys with a crossbow. They remove the mechanical broadhead restriction from the archery requirement WAC.

WAC 232-12-052, the purpose of these proposals are five-fold. They remove language pertaining to archery and crossbow requirements that were in a modern firearm WAC. They consolidate the archery requirements in the existing archery requirements WAC. They remove crossbow requirements from the archery and modern firearm WAC and consolidate those requirements in a new crossbow requirement WAC. They allow the hunting of big game and turkeys with a crossbow. They remove the mechanical broadhead restriction from the archery requirement WAC.

WAC 232-12-054, the purpose of these proposals are five-fold. They remove language pertaining to archery and crossbow requirements that were in a modern firearm WAC. They consolidate the archery requirements in the existing archery requirements WAC. They remove crossbow requirements from the archery and modern firearm WAC and consolidate those requirements in a new crossbow requirement WAC. They allow the hunting of big game and turkeys with a crossbow. They remove the mechanical broadhead restriction from the archery requirement WAC.

WAC 232-12-021, the purpose of the proposal would add Iowa to the list of states and provinces requiring additional processing of deer, elk, and moose carcasses before they can be brought into Washington. The states and provinces listed in the WAC have confirmed chronic wasting disease (CWD) in their wild, free-ranging populations of cervids.

WAC 232-28-331, the proposed changes to the GMU Boundary Descriptions Region 1 will better clarify the boundary between two GMUs which has proved to be problematic in recent history for hunters and enforcement.

WAC 232-28-335, the proposed changes to the GMU Boundary Descriptions in Region 5 are related to the new Elk Area proposed in GMU 522 which creates a new Quality elk opportunity. The boundary between GMU 522 and GMU 524 needs to be adjusted to accommodate the addition of the new Elk Area.

Reasons Supporting Proposal: WAC 232-12-047, most of the proposal language is rule clarification and consolidation. In addition, allowing crossbows for big game and turkey and allowing mechanical broadheads are not seen by the department as a natural resource issue but rather an equipment selection choice by hunters. Restricting those choices doesn't seem to be necessary to sustain hunting seasons and sustain the wildlife populations in question.

WAC 232-12-0521, most of the proposal language is rule clarification and consolidation. In addition, allowing crossbows for big game and turkey and allowing mechanical broadheads are not seen by the department as a natural resource issue but rather an equipment selection choice by hunters. Restricting those choices doesn't seem to be necessary to sustain hunting seasons and sustain the wildlife populations in question.

WAC 232-12-054, most of the proposal language is rule clarification and consolidation. In addition, allowing crossbows for big game and turkey and allowing mechanical broadheads are not seen by the department as a natural resource issue but rather an equipment selection choice by hunters. Restricting those choices doesn't seem to be necessary to sustain hunting seasons and sustain the wildlife populations in question.

WAC 232-12-021, the proposal reduces the risk of CWD being imported into Washington state via carcasses of animals harvested in other states. Reducing disease risk helps in sustaining deer, elk, and moose populations and hunting opportunities in Washington.

WAC 232-28-331, the reasons for supporting the proposal are to provide opportunities to hunters, consistent with achieving management objectives and to address and prevent wildlife conflict problems using hunters. An additional reason to support the proposal is to avoid unintended confusion over GMU boundaries.

WAC 232-28-335, the reasons for supporting the proposal are to provide opportunities to hunters, consistent with achieving management objectives and to address and prevent wildlife conflict problems using hunters.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

Statute Being Implemented: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: When filing the permanent rule-making order (CR-103P), the WAC sections containing rule amendments will be consolidated into two or three Order Typing Service (OTS) documents.

Name of Proponent: Washington department of fish and wildlife, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Nate Pamplin, Natural Resource[s] Building, (360) 902-2515; and Enforcement: Steven Crown, Natural Resource[s] Building, (360) 902-2373.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules apply to recreational hunting and do not affect small business.

A cost-benefit analysis is not required under RCW 34.05.328. This proposal does not involve hydraulics.

February 2, 2015

Joanna M. Eide
Rules Coordinator

AMENDATORY SECTION (Amending WSR 13-11-078, filed 5/16/13, effective 6/16/13)

WAC 232-12-021 Importation and retention of dead nonresident wildlife. (1) It is unlawful:

(a) To import or possess dead wildlife, taken in another state or country, into Washington unless such wildlife was acquired lawfully. Proof of legal acquisition must be retained during the period of retention of the carcass or edible parts.

(b) For a person who imports a dead bighorn sheep, mountain goat, cougar or bear to fail to report such importation to the department in writing within ten days of the importation. The report must contain the name and address of the importer, the location where the dead wildlife is being stored, and general information describing where and how the wildlife was obtained.

(c) To import or possess deer, elk, or moose, or parts thereof, harvested in Pennsylvania, Texas, Missouri, Colorado, Wyoming, Utah, New Mexico, Wisconsin, Illinois, South Dakota, Nebraska, Kansas, New York, West Virginia, Virginia, North Dakota, Alberta, Maryland, Minnesota, Iowa, and Saskatchewan, with the following exceptions:

(i) Meat that has been deboned in the state or province where it was harvested and is imported as boned-out meat;

(ii) Skulls and antlers, antlers attached to the skull plate, or upper canine teeth (buglers, whistlers, ivories) from which all soft tissue has been removed;

(iii) Hides or capes without heads attached;

(iv) Tissue imported for use by a diagnostic or research laboratory; and

(v) Finished taxidermy mounts.

(2) Violation of subsection (1) of this section is punishable under RCW 77.15.290, Unlawful transportation of fish or wildlife—Penalty.

(3) It is unlawful for an importer or receiver of deer or elk to fail to notify the department within twenty-four hours if a state or province alerts the importer or receiver that a harvested animal has tested positive for chronic wasting disease. Violation of this subsection is an infraction punishable under RCW 77.15.160, Infractions.

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-12-047 Unlawful methods for hunting—Firearms. (1) It is unlawful to hunt any big game with:

(a) A fully automatic firearm.

(b) A centerfire cartridge less than 22 caliber for cougar.

(c) A centerfire cartridge less than 24 caliber for any other big game.

(d) A shotgun, provided that a 20 gauge, or larger shotgun, using shells loaded with slugs or buckshot size #1 or larger, may be used to hunt deer, bear, and cougar.

(e) A shotgun for any other big game, except that a 12 gauge or 10 gauge shotgun using slugs may be used.

(f) A handgun during a modern firearm season that does not meet the following criteria: Have a minimum barrel length of four inches, per manufacturer's specification, and fire a centerfire cartridge.

(g) Any rimfire cartridge.

(2) It is unlawful to hunt game birds with a shotgun capable of holding more than three shells.

(3) It is unlawful to hunt game birds or game animals, except bullfrogs, in a manner other than with a firearm, a bow and arrow, a crossbow, or by falconry ~~(, except in those designated areas where crossbows are allowed.~~

~~(4) Rules pertaining to crossbows:~~

~~(a) It is unlawful to hunt big game animals with a crossbow with a draw weight less than 125 pounds and a trigger safety that does not work properly.~~

~~(b) It is unlawful to hunt big game animals with any arrow or bolt weighing less than 350 grains.~~

~~(c) It is unlawful to hunt big game animals with any arrow or bolt that does not have a sharp broadhead and the broadhead blade or blades are less than seven eighths inch wide.~~

~~(d) It is unlawful to hunt big game animals with a broadhead blade unless the broadhead is unbarbed and completely closed at the back end of the blade or blades by a smooth, unbroken surface starting at maximum blade width and forming a smooth line toward the feather end of the shaft, and such line does not angle toward the point.~~

~~(e) It is unlawful to hunt big game animals with a retractable broadhead).~~

~~((5)) (4) It is unlawful to hunt game animals or game birds with a shotgun larger than 10 gauge.~~

~~((6)) (5) It is unlawful to hunt game birds with a rifle or handgun, with the exception of blue grouse, spruce grouse and ruffed grouse.~~

~~(6) It is unlawful to hunt turkey with a weapon other than shotgun shooting #4 or smaller shot, bow and arrow, crossbow, or muzzleloading shotgun shooting #4 or smaller shot.~~

(7) A violation of this section is punishable under RCW 77.15.400, 77.15.410, or 77.15.430, depending on the species hunted.

NEW SECTION

WAC 232-12-052 Crossbow requirements. (1) The following provisions apply to hunting with a crossbow:

(a) It is unlawful to hunt big game with a crossbow outside of a modern firearm season.

(b) It is unlawful to hunt big game animals with a crossbow with a draw weight less than 125 pounds and a trigger safety that does not work properly.

(c) It is unlawful to hunt big game animals with any arrow or bolt weighing less than 350 grains.

(d) It is unlawful to hunt big game animals with any arrow or bolt that does not have a sharp broadhead and the broadhead blade or blades are less than seven-eighths inch wide.

(e) It is unlawful to hunt big game animals with a broadhead blade unless the broadhead is unbarbed.

(f) It is unlawful to discharge a crossbow from a vehicle or from, across, or along the maintained portion of a public highway.

(g) It is unlawful to hunt wildlife with a crossbow during an archery season.

(2) A violation of this section is punishable under RCW 77.15.400, 77.15.410, or 77.15.430, depending on the species hunted.

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-12-054 Archery requirements. (1) The following ~~((rules))~~ provisions apply to all archery hunting seasons:

(a) It is unlawful for any person to carry or have in his possession any firearm while archery hunting in the field during an archery season specified for that area, except for modern handguns carried for personal protection. Modern handguns cannot be used to hunt big game or dispatch wounded big game during an archery big game hunting season.

(b) It is unlawful to have any electrical equipment or electric device(s), except for illuminated nocks, attached to the bow or arrow while hunting.

(c) It is unlawful to discharge a bow ~~((or crossbow))~~ from a vehicle or from, across, or along the maintained portion of a public highway.

(d) It is unlawful to use any device secured to or supported by the bow for the purpose of maintaining the bow at full draw or in a firing position.

~~((e))~~ ~~((It is unlawful to hunt wildlife with a crossbow during an archery season.))~~

~~((f))~~ ~~((It is unlawful to hunt big game animals with any arrow or bolt that does not have a sharp broadhead, or with a broadhead blade or blades that are less than seven-eighths of an inch wide.))~~

~~((g))~~ ~~((f))~~ It is unlawful to hunt big game animals with a broadhead blade unless the broadhead is unbarbed ~~((and completely closed at the back end of the blade or blades by a smooth, unbroken surface starting at maximum blade width and forming a smooth line toward the feather end of the shaft. The smooth line must not angle toward the point.))~~

~~((h))~~ ~~((It is unlawful to hunt big game animals with a retractable broadhead.))~~

~~((i))~~ ~~((g))~~ It is unlawful to hunt wildlife with any bow equipped with a scope.

(2) The following ~~((rules))~~ provisions apply to long bow, recurve bow and compound bow archery equipment:

(a) It is unlawful for any person to hunt big game animals with a bow that does not produce a minimum of 40 pounds of pull measured at twenty-eight inches or at full draw.

(b) It is unlawful to hunt big game animals with any arrow measuring less than 20 inches in length or weighing less than 6 grains per pound of draw weight with a minimum arrow weight of 300 grains.

(3) A violation of this section is punishable under RCW 77.15.400, 77.15.410, or 77.15.430, depending on the species hunted.

AMENDATORY SECTION (Amending WSR 11-11-013, filed 5/6/11, effective 6/6/11)

WAC 232-28-331 Game management units (GMUs) boundary descriptions—Region one.

GMU 101-SHERMAN (Ferry and Okanogan counties): Beginning at the Kettle River and the US-Canadian border near the Ferry Customs Office, north of the town of Toroda; E on the US-Canadian border to the Kettle River, east of the

town of Laurier; S down the Kettle River (Ferry-Stevens county line) to the mouth of the Kettle River on Lake Roosevelt; S down the western shore of Lake Roosevelt to the northeastern corner of the Colville Indian reservation; W on the northern Colville Indian reservation boundary to State Route (SR) 21; N on SR 21 to SR 20 at the town of Republic; NW on SR 20 to Toroda Creek Rd at the town of Wauconda; NE on the Toroda Creek Rd to Toroda Creek at the town of Toroda; E along Toroda Creek to its mouth on the Kettle River; N up the Kettle River to the US-Canadian border near the Ferry Customs Office north of the town of Toroda and point of beginning.

GMU 105-KELLYHILL (Stevens County):

Beginning at the Kettle River (Ferry-Stevens county line) and the US-Canadian border east of the town of Laurier; E on the US-Canadian border to Lake Roosevelt (Columbia River); SW along the eastern shore of Lake Roosevelt to the US Hwy (US) 395 bridge; W on US 395 over the bridge to the western shore of Lake Roosevelt; N on the western shore of Lake Roosevelt to the mouth of the Kettle River; N up the Kettle River (Ferry-Stevens county line) to the US-Canadian border east of the town of Laurier and the point of beginning.

GMU 108-DOUGLAS (Stevens County):

Beginning at the junction of US Hwy (US) 395 and State Route (SR) 20 in the town of Colville; NW on US 395 (SR 20) to the bridge over Lake Roosevelt; N up the southeastern shore of Lake Roosevelt and Columbia River to the SR 25 bridge over the Columbia River at the town of Northport; S on SR 25 to Colville-Aladdin-Northport Rd in the town of Northport; SW on the Colville-Aladdin-Northport Rd to SR 20, E of the town of Colville; W on SR 20 to US 395 at the town of Colville and point of beginning.

GMU 111-ALADDIN (Stevens and Pend Oreille counties):

Beginning at the junction of the Colville-Aladdin-Northport Rd and State Route (SR) 20 on the east side of Colville; N on Aladdin Rd to SR 25 at the town of Northport; N on SR 25 to the bridge over the Columbia River; NE along the southeastern shoreline of the Columbia River to the US-Canadian border; E along the US-Canadian border to the Pend Oreille River; S along the western shoreline of the Pend Oreille River to Tiger East Rd, which is due east of the town of Tiger; W on the Tiger East Rd to SR 20 at the town of Tiger; W and S on SR 20 to the junction with the Aladdin Rd, E of the town of Colville and point of beginning.

GMU 113-SELKIRK (Pend Oreille County):

Beginning on the western shore of the Pend Oreille River at the US-Canadian border; E on the US-Canadian border to the Washington-Idaho state line; S on the Washington-Idaho state line to the southwestern shore of the Pend Oreille River at the town of Newport; NW along the southwestern shore of the Pend Oreille River to the US-Canadian border and the point of beginning.

GMU 117-49 DEGREES NORTH (Stevens and Pend Oreille counties):

Beginning at junction of State Route (SR) 20 and US Hwy (US) 395 at the town of Colville; E on SR 20 to Tiger East Rd

at the town of Tiger; E on Tiger East Rd to western shore of the Pend Oreille River; S along the southwestern shore of the Pend Oreille River to the Washington-Idaho state line; S along the Washington-Idaho state line to US 2 in the town of Newport; SW and S on US 2 to the Deer Park-Milan Rd; W on the Deer Park-Milan Rd to US 395 at the town of Deer Park; NW on US 395 to its junction with SR 20 at the town of Colville and the point of the beginning.

GMU 121-HUCKLEBERRY (Stevens County):

Beginning at the US Hwy (US) 395 bridge over Lake Roosevelt (Columbia River) NW of the town of Kettle Falls; SE on US 395 through Colville and Chewelah to State Route (SR) 292 at Loon Lake; W on SR 292 to SR 231 at the town of Springdale; S on SR 231 to the first tributary of Chamokane Creek intersecting SR 231 south of the northeast corner of the Spokane Indian reservation; SW on the said tributary to Chamokane Creek, the northern boundary of the Spokane Indian reservation; W along the northern border of the Spokane Indian Reservation border to eastern boundary of the Colville Indian reservation on the Ferry-Stevens county line on Lake Roosevelt; N along the Colville Indian reservation boundary to its northern corner on Lake Roosevelt; W along Colville Indian reservation boundary to the western shore of Lake Roosevelt; N along western shore of Lake Roosevelt to the US 395 bridge over Lake Roosevelt northwest of the town of Kettle Falls and the point of beginning.

GMU 124-MOUNT SPOKANE (Spokane, Stevens and Pend Oreille counties):

Beginning at the junction of State Route (SR) 231 and SR 292 at the town of Springdale; E on SR 292 to US Hwy (US) 395 at Loon Lake; SE on US 395 to the Deer Park-Milan Rd; E on the Deer Park-Milan Rd to US 2; N and NE on US 2 to the Washington-Idaho state line at the town of Newport; S on the Washington-Idaho state line to the Spokane River; W and NW down the north shore of Spokane River to Chamokane Creek (Spokane Indian reservation boundary); N along the Chamokane Creek to the last Chamokane Creek tributary before the northeastern corner of the Spokane Indian reservation; NE up said tributary to SR 231; N on SR 231 to SR 292 at the town of Springdale and the point of beginning.

GMU 127-MICA PEAK (Spokane County):

Beginning at the mouth of Latah Creek (Hangman Creek) on the Spokane River; E up the south shore of the Spokane River to the Maple Street Bridge; N across the Maple Street Bridge to the north shore of the Spokane River; E on the north shore of the Spokane River to the Washington-Idaho state line; S on the Washington-Idaho state line to State Route (SR) 274 at the town of Willard; SW on SR 274 to SR 27 at the town of Tekoa; NW on SR 27 to Fairbanks Rd; W on Fairbanks Rd to Spring Valley Rd; NW on Spring Valley Rd to Dunn Rd; SW on Dunn Rd to Merritt Rd; W on Merritt Rd to US Hwy (US) 195; N on US 195 to Interstate Hwy (I)-90; E on I-90 to Latah Creek; N down Latah Creek to the Spokane River and the point of the beginning.

GMU 130-CHENEY (Spokane and Lincoln counties):

Beginning on the Spokane River and State Route (SR) 231; E up the north shore of the Spokane River to the Maple Street

Bridge; S on the Maple Street Bridge to the south shore of the Spokane River; W on the south shore of the Spokane River to Latah Creek (Hangman Creek) in Spokane; S up Latah Creek to Interstate Hwy (I)-90; W on I-90 to US Hwy (US) 195; S on US 195 to Rosalia exit and south to Gashous Rd in the town of Rosalia; W on Gashous Rd to Squaw Rd; NW on Squaw Rd to Blackman Rd; W on Blackman Rd to Texas Ferry Rd; S on Texas Ferry Rd to Siegel Rd; W on Siegel Rd to Belsby Rd; W on Belsby Rd to Henderson Rd; W on Henderson Rd to Mullinix Rd; N on Mullinix Rd to Reed Rd; W on Reed Rd to Spuler Rd; S on Spuler Rd to Dewey Rd; W on Dewey Rd to SR 23; NW along SR 23 to SR 231; N on SR 231 to US 2; E on US 2 to SR 231 at the town of Reardan; N along SR 231 to the Spokane River and to the point of beginning.

GMU 133-ROOSEVELT (Lincoln County):

Beginning at the east end of the Grand Coulee Dam at Lake Roosevelt; E along the Grant-Okanogan, Lincoln-Okanogan, Lincoln-Ferry county lines on Lake Roosevelt to the Spokane River; E up the Spokane River, following the Lincoln-Stevens county line, to State Route (SR) 231; S on SR 231 to US Hwy (US) 2 at the town of Reardan; W on US 2 to SR 21 at the town of Wilbur; N on SR 21 to SR 174; NW on SR 174 to SR 155 at the town of Grand Coulee; NE on SR 155 to the access road to the Grand Coulee Dam causeway (access restricted); E on the causeway access road to the east end of the Grand Coulee Dam at Lake Roosevelt and the point of the beginning.

GMU 136-HARRINGTON (Lincoln and Grant counties):

Beginning at the town of Grand Coulee at State Route (SR) 174 and Rd W NE (Grand Coulee Hill Rd); SE on SR 174 to US Hwy (US) 2 at the town of Wilbur; E on US 2 to SR 231; S on SR 231 to SR 23; S on SR 23 to Interstate Hwy (I)-90; SW on I-90 to Danekas Rd (Interstate Hwy Exit 231); W on Danekas Rd to Tokio Rd; W on Tokio Rd to Marcellus Rd; N on Marcellus Rd to Davis Rd; W on Davis Rd to Rd 12 NE; W on Rd 12 NE to Rd W NE; N on Rd W NE to Rd X NE at the town of Marlin; N on Rd X NE to Kiner Rd; NE, E, N, E, and N on Kiner Rd to US 2, east of the town of Almira; SW on US 2 to Main Rd; W on Main St to N 3rd St; N on 3rd St to Old Coulee Rd; N on Old Coulee Rd to Douglas Rd; W on Douglas Rd to Peterson Rd; N on Peterson Rd to 51 NE Rd; E on 51 NE Rd to Rd W NE; N on Rd W NE to Grand Coulee Hill Rd; N on Grand Coulee Hill Rd to SR 174 in the town of Grand Coulee and the point of the beginning.

GMU 139-STEPTOE (Lincoln, Whitman, and Spokane counties):

Beginning at the Washington-Idaho state line and State Route (SR) 274 at the town of Willard; W on SR 274 to SR 27 at the town of Tekoa; NW on SR 27 to Fairbanks Rd; Fairbanks Rd to Spring Valley Rd; NW on Spring Valley Rd to Dunn Rd; SW on Dunn Rd to Merritt Rd; W on Merritt Rd to the town of Rosalia; from Rosalia, W on Gashous Rd to Squaw Rd; NW on Squaw Rd to Blackman Rd; W on Blackman Rd to Texas Ferry Rd; S on Texas Ferry Rd to Siegel Rd; W on Siegel Rd to Belsby Rd; W on Belsby Rd to Henderson Rd; W on Henderson Rd to Mullinix Rd; N on Mullinix Rd to Reed Rd; W on Reed Rd to Spuler Rd; S on Spuler Rd to Dewey Rd; W on Dewey Rd to SR 23; N on SR 23 to Lamont Rd;

SW on Lamont Rd to Revere Rd; S on Revere Rd to Jordan-Knott Rd; S on Jordan-Knott Rd to Rock Creek; S down Rock Creek to the Palouse River; S down the Palouse River to SR 26; E along SR 26 to US Hwy (US) 195 at the town of Colfax; S on US 195 to SR 270; E on SR 270 to Washington-Idaho state line; N on the Washington-Idaho state line to SR 274 at the town of Willard and the point of the beginning.

GMU 142-ALMOTA (Whitman County):

Beginning at US Hwy (US) 195 and State Route (SR) 26 at the town of Colfax; SE on US 195 to SR 270; E on SR 270, through the town of Pullman to the Washington-Idaho state line near Moscow, Idaho; S along the Washington-Idaho state line to the Snake River (Asotin-Whitman county line), north of the town of Clarkston; W along the Snake River (Asotin-Whitman, Garfield-Whitman, and Columbia-Whitman county line) to the mouth of the Palouse River (Franklin-Whitman county line); N and E up the Palouse River (Franklin-Whitman and Whitman-Adams county lines) to SR 26, west of the town of Gordon; E on SR 26 (Washtucna-Lacrosse Hwy) to US 195 at the town of Colfax and the point of beginning.

GMU 145-MAYVIEW (Garfield and Asotin counties):

Beginning at the State Route (SR) 127 bridge crossing the Snake River (Whitman-Garfield county line) at Central Ferry; E along the Snake River (Whitman-Asotin and Whitman-Garfield county lines) to the mouth of Alpowa Creek; S up Alpowa Creek to the US Hwy (US) 12 bridge; W on US 12 to SR 127; N on SR 127 (Central Ferry Hwy) to the bridge crossing the Snake River (Garfield-Whitman county line) at Central Ferry and the point of beginning.

GMU 149-PRESCOTT (Walla Walla, Columbia, and Garfield counties):

Beginning on the Columbia River at the mouth of the Snake River (Benton-Franklin-Walla Walla county line); NE and E along the Snake River (Franklin-Walla Walla, Whitman-Columbia, and Whitman-Garfield county lines) to State Route (SR) 127 bridge at Central Ferry; S on SR 127 (Central Ferry Hwy) to US Hwy (US) 12 at Dodge Junction; SW on US 12, through the towns of Dayton and Waitsburg, to SR 125 at the town of Walla Walla; S on SR 125 to the Washington-Oregon state line; W on the Washington-Oregon state line to the Columbia River (Benton-Walla Walla county line); N along the Columbia River (Benton-Walla Walla county line) to the mouth of the Snake River and the point of beginning.

GMU 154-BLUE CREEK (Walla Walla and Columbia counties):

Beginning on US Hwy (US) 12 at the town of Waitsburg; NE on US 12 to Lower Hogeeye Rd at Long Station; E on Lower Hogeeye Rd to Bowman Hill Rd; SW on Bowman Hill Rd to the Payne Hollow Rd; S on the Payne Hollow Rd to Jasper Mountain Rd; S on Jasper Mountain Rd to Mt. Pleasant Rd; S on Mt. Pleasant Rd to Dent Rd; S on Dent Rd to the Lewis Peak Rd; S on the Lewis Peak Rd to Lewis Peak Trail; SE on Lewis Peak Trail to US Forest Service (USFS) Trail 3211 (Mill Creek Watershed Intake Trail); SW on USFS Trail 3211 to the Washington-Oregon state line; W on the Washington-Oregon state line to State Route (SR) 125; N on SR

125 to US 12; NE on US 12 to the town of Waitsburg and the point of beginning.

GMU 157-MILL CREEK WATERSHED (Walla Walla and Columbia counties):

Beginning at US Forest Service (USFS) Trail 3211 (Mill Creek Watershed Intake Trail) at the Washington-Oregon state line; NE and E on USFS Trail 3211 to USFS Rd 64; S on the USFS Rd 64 to the Washington-Oregon state line; W on the Washington-Oregon state line to USFS Trail 3211 and the point of beginning.

GMU 162-DAYTON (Walla Walla and Columbia counties):

Beginning at the junction of US Hwy (US) 12 and Patit Rd in the town of Dayton; E on the Patit Rd to the Hartsock Grade Rd-Maloney Mountain Rd intersection; S on Maloney Mountain Rd to US Forest Service (USFS) Rd 4625 (Maloney Mountain Rd); S and W on to USFS Rd 4625 to Skyline Drive Rd; SE on Skyline Drive Rd to USFS Rd 46 (Skyline Drive Rd); S on USFS Rd 46 to USFS Rd 64; S on USFS Rd 64 to USFS Trail 3211 (Mill Creek Watershed Intake Trail); W on USFS Trail 3211 to the Lewis Peak Trail; NW on the Lewis Peak Trail to Lewis Peak Rd; N on the Lewis Peak Rd to Dent Rd; N on Dent Rd to Mt. Pleasant Rd; N on the Mt. Pleasant Rd to the Jasper Mountain Rd; N on the Jasper Mountain Rd to Payne Hollow Rd; N on Payne Hollow Rd to Bowman Hill Rd; NE on Bowman Hill Rd to Lower Hogeeye Rd; W on Lower Hogeeye Rd to US 12 at Long Station; NE on US 12 to its junction with Patit Rd at the town of Dayton and the point of beginning.

GMU 163-MARENGO (Columbia and Garfield counties):

Beginning at the junction of US Hwy (US) 12 and Patit Rd in the town of Dayton; N and E on US 12 to the Tatman Mountain Rd at Zumwalt; SE on Tatman Mountain Rd to Linville Gulch Rd; S on the Linville Gulch Rd to the Blind Grade Rd; SW on the Blind Grade Rd to the Tucannon Rd; N on the Tucannon Rd to the Hartsock Grade Rd; S on the Hartsock Grade Rd to the Patit Rd; W on the Patit Rd to US 12 in the town of Dayton and the point of beginning.

GMU 166-TUCANNON (Columbia and Garfield counties):

Beginning at the intersection of the Hartsock Grade Rd and the Tucannon Rd; SE on the Tucannon Rd to the elk drift fence at the northern boundary of the W.T. Wooten Wildlife Area; E and S along the elk drift fence to the US Forest Service (USFS) Rd 40 (Mountain Rd) at the Umatilla National Forest's northern boundary; S on the USFS Rd 40 to USFS Rd 4030 (Diamond Peak Rd); W on USFS Rd 4030 to USFS Trail 3113 (Diamond Peak Trail-Bullfrog Springs Trail-Oregon Butte Trail) at Diamond Peak; W on USFS Trail 3113 to USFS Trail 3136 (Teepee Trail); W along USFS Trail 3136 to USFS Rd 4608 (Teepee Rd) at Teepee Camp; W on the USFS Rd 4608 to USFS Rd 46 (Skyline Drive Rd); N on the USFS Rd 46 to Skyline Drive Rd; N on Skyline Drive Rd to the Maloney Mountain Rd; W on Maloney Mountain Rd to USFS Rd 4625 (Maloney Mountain Rd); E and N on the USFS Rd 4625 (Maloney Mountain Rd) to the Hartsock

Grade Rd; N on the Hartsock Grade Rd to the Tucannon Rd and the point of the beginning.

GMU 169-WENAHA (Columbia, Garfield and Asotin counties):

Beginning on the Washington-Oregon state line at the US Forest Service (USFS) Rd 64; N on USFS Rd 64 to USFS Rd 46 (Skyline Dr); E on USFS Rd 46 to USFS Rd 4608 (Teepee Rd) at Godman Springs; E on USFS Rd 4608 to USFS Trail 3136 (Teepee Trail) at Teepee Camp; E on the USFS Trail 3136 to USFS Trail 3113 (Oregon Butte Trail-Bullfrog Springs Trail-Diamond Peak Trail); E on USFS Trail 3113 to USFS Rd 4030 (Diamond Peak Rd) at Diamond Peak; E on USFS Rd 4030 to USFS Rd 40 (Mountain Rd); S along USFS Rd 40 to USFS Rd 4039 (South Boundary Rd); SW along USFS Rd 4039 to USFS Trail 3133 (Three Forks Trail); NW on USFS Trail 3133 to USFS Trail 3100; S on USFS Trail 3100 to the Washington-Oregon state line; due W on the Washington-Oregon state line to USFS Rd 64 and the point of beginning.

GMU 172-MOUNTAIN VIEW (Garfield and Asotin counties):

Beginning on the Washington-Oregon state line at US Forest Service (USFS) Trail 3100; N on USFS Trail 3100 to USFS Trail 3133 (Three Forks Trail); SE on USFS Trail 3133 (Three Forks Trail) to USFS Rd 4039 (South Boundary Rd); NE on USFS Rd 4039 to USFS Rd 40 (Mountain Rd); N on USFS Rd 40 to USFS Rd 44 (Mount Misery-Big Butte Rd) at Misery junction; E on USFS Rd 44 to USFS Rd 43; E on USFS Rd 43 to USFS Rd 4304; E on USFS Rd 4304 to West Mountain Rd; NE on the West Mountain Rd to Bennett Ridge Rd; N on Bennett Ridge Rd to Mill Rd; E on Mill Rd to State Route (SR) 129 at the town of Anatone; SW on SR 129 to the Washington-Oregon state line; due W on the Washington-Oregon state line to USFS Trail 3100 and the point of beginning.

GMU 175-LICK CREEK (Garfield and Asotin counties):

Beginning at the intersection of US Forest Service (USFS) Rd 40 (Mountain Rd) and the elk drift fence on the Umatilla National Forest's northern boundary; E along the elk drift fence to its end at the eastern border section line of Section 2, T9N, R43E; due S from the end to the elk drift fence on section line of Section 2, T9N, R43E to Charley Creek; E down Charley Creek to Asotin Creek; S down Asotin Creek to the South Fork Asotin Creek Rd; S up the South Fork Asotin Creek Rd to Campbell Grade Rd; E on the Campbell Grade Rd to Back Rd; (~~N and E~~) S on Back Rd to the Cloverland Rd; S on Cloverland Rd to its junction with the Umatilla National Forest's eastern boundary fence; E and S on the USFS boundary fence past Big Butte to USFS Rd 4303 (Big Butte Rd-Mount Misery Rd); W on USFS Rd 4304 to USFS Rd 43; W on USFS Rd 43 to USFS Rd 44; W on USFS Rd 44 to USFS Rd 40 (Mountain Rd) at Misery junction; NW on USFS Rd 40 (Mountain Rd) to the intersection with the elk drift fence on the Umatilla National Forest's northern boundary and the point of beginning.

GMU 178-PEOLA (Garfield and Asotin counties):

Beginning at the intersection of US Hwy (US) 12 and Tatman Mountain Rd at Zumwalt; E on US 12 to bridge near the

mouth of Alpowa Creek; N down Alpowa Creek to the Snake River; E and S along the Snake River (Asotin-Whitman county line, Washington-Idaho state line) to the mouth of Asotin Creek; W along Asotin Creek to Charley Creek; W along Charley Creek to the unit boundary marker at the eastern border section line of Section 2, T9N, R43E; N on eastern border section line of Section 2, T9N, R43E to end of the elk drift fence; W along the elk drift fence to the boundary of the W.T. Wooten Wildlife Area; NW and W along the elk drift fence to the Tucannon Rd; N on the Tucannon Rd to Blind Grade Rd; NE up Blind Grade Rd to the Linville Gulch Rd; N on the Linville Gulch Rd to Tatman Mountain Rd; NW up Tatman Mountain Rd to US 12 at Zumwalt and the point of beginning.

GMU 181-COUSE (Asotin County):

Beginning at the mouth of Asotin Creek on the Snake River at the town of Asotin; S along the Snake River (Washington-Idaho state line) to the Grande Ronde River; W along the north shore of Grande Ronde River to State Route (SR) 129; NW on SR 129 to Mill Rd in the town of Anatone; W on Mill Rd to Bennett Ridge Rd; S and W on Bennett Ridge Rd to West Mountain Rd; SW on West Mountain Rd to Umatilla National Forest eastern boundary fence at Big Butte; N along the Umatilla National Forest boundary fence to Cloverland Rd; NE on Cloverland Rd to the first, southernmost intersection with Back Rd; (~~W and S~~) N on Back Rd to Campbell Grade Rd; W on the Campbell Grade Rd to South Fork Asotin Creek Rd; NE on South Fork Asotin Creek Rd to Asotin Creek; NE down Asotin Creek to the Snake River at the town of Asotin and the point of beginning.

GMU 186-GRANDE RONDE (Asotin County):

Beginning on the Washington-Oregon state line and State Route (SR) 129; N on SR 129 to the Grande Ronde River; E along the north shore of the Grande Ronde River to the Snake River (Washington-Idaho state line); S along the Snake River (Washington-Idaho state line) to the Washington-Oregon state line; W on the Washington-Oregon state line to SR 129 and the point of beginning.

AMENDATORY SECTION (Amending WSR 11-11-013, filed 5/6/11, effective 6/6/11)

WAC 232-28-335 Game management units (GMUs) boundary descriptions—Region five.

GMU 501-LINCOLN (Lewis, Thurston, Pacific, and Grays Harbor counties):

Beginning at the intersection of Interstate Hwy (I)-5 and State Route (SR) 6; W on SR 6 to Stevens Rd; NW on Stevens Rd to Elk Creek Rd at the town of Doty; W on Elk Creek Rd to Weyerhaeuser (Weyco) 7000 line; W and N on Weyco 7000 line to Weyco 7400 line; N on Weyco 7400 line to Weyco 7050 line; NE on Weyco 7050 line to Weyco 7000 line; NW and N on Weyco 7000 line to the Weyco 7800 line; N on Weyco 7800 line to Weyco 7800 F line; NE on Weyco 7800 F line to Weyco 720 line; E on Weyco 720 line to Weyco 723 line; NW on Weyco 723 line to the Weyco C line; NE on Weyco C line to Garrard Creek Rd; NE on Garrard Creek Rd to South Bank Rd; E on South Bank Rd to North State St; N on North State St to US Hwy (US) 12 at the town

of Oakville; E on US 12 to I-5; S on I-5 to SR 6 and point of beginning.

GMU 503-RANDLE (Lewis County):

Beginning at the intersection of US Hwy (US) 12 and the Rayonier 100 Mainline (Kosmos Rd, Old Champion Haul Rd); E on US 12 to State Route (SR) 131; S on SR 131 to US Forest Service (USFS) Rd 25; S on the USFS Rd 25 to the Cispus River; W on the Cispus River to Rayonier 271 line; S on the Rayonier 271 line to the Rayonier 300 line; W on the Rayonier 300 line to the Rayonier 100 line (Kosmos Haul Rd); N on the Rayonier 100 line to US 12 and the point of beginning.

GMU 504-STELLA (Cowlitz County):

Beginning at the mouth of the Cowlitz River on the Columbia River; W down the Columbia River to the mouth of Germany Creek (including all islands in the Columbia River which are both north of the Washington-Oregon state line and between the Cowlitz River and Germany Creek); N up Germany Creek to State Route (SR) 4; E on SR 4 to Germany Creek Rd; N on Germany Creek Rd to International Paper (IP) 1000 line; N on IP 1000 line to IP 1050 line; E on IP 1050 line to IP 2200 line; E and S on IP 2200 to Woodside Dr; NE on Woodside Dr to Delameter Rd; E on Delameter Rd to the three power lines; N along the three power lines to Weyerhaeuser (Weyco) 9312 line; E on Weyco 9312 line to Growlers Gulch Rd; E on Growlers Gulch Rd to Public Hwy (PH) 10 Rd; E along the Public Hwy (PH) 10 Rd to the A Street bridge over the Cowlitz River at the town of Castle Rock; S down the Cowlitz River to the Columbia River and point of beginning.

GMU 505-MOSSYROCK (Lewis County):

Beginning on Interstate Hwy (I)-5 and the Cowlitz River; NE up the Cowlitz River to the Mayfield Dam; NE along the south shore of Mayfield Lake to the US Hwy (US) 12 bridge; NE on US 12 to Winston Creek Rd; SE on Winston Creek Rd to Longbell Rd; E on Longbell Rd to Perkins Rd; NE on Perkins Rd to Green Mountain Rd; E on Green Mountain Rd to the outlet of Swofford Pond; E along the Swofford Pond outlet to Riffe Lake; E along the south shore of Riffe Lake to the Cowlitz River; up the Cowlitz River to the Rayonier 100 Mainline (Kosmos Haul Rd); N on the Rayonier 100 Mainline to US 12; W on US 12 to Davis Lake Rd; N and W on Davis Lake Rd to Main St at town of Morton; W on Main St to SR 508; W on SR 508 to Centralia-Alpha Rd; W and N on Centralia-Alpha Rd to Salzer Valley Rd; W on Salzer Valley Rd to Summa St at the town of Centralia; W on Summa St to Kresky Rd; N on Kresky Rd to Tower St; N on Tower St to SR 507; W on SR 507 (Cherry St, Alder St, and Mellen St) to I-5; S on I-5 to the Cowlitz River and point of beginning.

GMU 506-WILLAPA HILLS (Wahkiakum, Pacific and Lewis counties):

Beginning at State Route (SR) 6 and 3rd St S at the town of Pe Ell; S on 3rd St S to Muller Rd; S on Muller Rd to Weyerhaeuser (Weyco) 1000 line; S on Weyco 1000 line to Weyco 1800 line; S on Weyco 1800 line to Weyco 500 line; SE on Weyco 500 line to SR 407 (Elochoman Valley Rd) at Camp 2; S on SR 407 to the Elochoman River; down the Elochoman River to Foster Rd; N on Foster Rd to Risk Rd; W and N

along Risk Rd to SR 4; W on SR 4 to Skamokawa Creek; SW down Skamokawa Creek to the Columbia River; W along Columbia River to the mouth of the Deep River (including all islands in the Columbia River which are both north of the Washington state line and between Skamokawa Creek and Deep River); N along the Deep River to SR 4; NW on SR 4 to the Salmon Creek Rd; NE on Salmon Creek Rd to Weyco 5000 line; N on Weyco 5000 line to Weyco 5800 line; NE on Weyco 5800 line to power transmission line (Section 21, T11N, R8W); E, NE, then N on the power transmission line to the Trap Creek A Line; E and N on the Trap Creek A Line to SR 6; E on SR 6 to the town of Pe Ell and the point of beginning.

GMU 510-STORMKING (Lewis County):

Beginning on US Hwy (US) 12 at the Silver Creek bridge; N up Silver Creek to Silverbrook Rd; E on Silverbrook Rd to US Forest Service (USFS) Rd 47; N on USFS Rd 47 to USFS Rd 85; W and N on USFS Rd 85 to USFS Rd 52; N on USFS Rd 52 to the Nisqually River; W down the Nisqually River to State Route (SR) 7; S on SR 7 to Main St at town of Morton; E on Main St to Davis Lake Rd; E on Davis Lake Rd to US 12; E on US 12 to the Silver Creek bridge and point of beginning.

GMU 513-SOUTH RAINIER (Lewis County):

Beginning on US Hwy (US) 12 at the Silver Creek bridge; N up Silver Creek to Silverbrook Rd; E on Silverdale Rd to US Forest Service (USFS) Rd 47; N on USFS Rd 47 to USFS Rd 85; W and N on USFS Rd 85 to USFS Rd 52; W and N on USFS Rd 52 to the Nisqually River; E up the Nisqually River to the southern boundary of Mount Rainier National Park; E along the south park boundary to the USFS Trail 2000 (Pacific Crest National Scenic Trail); S along the USFS Trail 2000 to US 12; W on US 12 to the Silver Creek bridge and point of beginning.

GMU 516-PACKWOOD (Lewis and Skamania counties):

Beginning at US Hwy (US) 12 and US Forest Service (USFS) Trail 2000 (Pacific Crest National Scenic Trail) at White Pass; S on USFS Trail 2000 to the Yakama Indian Reservation border; S on the Yakama Indian Reservation border to USFS Trail 2000; S on USFS Trail 2000 to USFS Trail 98 at Sheep Lake; W on USFS Trail 98 to USFS Rd 2160 at Walupt Lake; W on USFS Rd 2160 to USFS Rd 21; S and W on USFS Rd 21 to USFS Rd 23; S on USFS Rd 23 to USFS Trail 263; S and W on USFS 263 to USFS Trail 261; S on USFS Trail 261 to USFS Trail 1; W on USFS Trail 1 to USFS Rd 99; W on USFS Rd 99 to USFS Rd 26; N on USFS Rd 26 to USFS Rd 2612; W on USFS Rd 2612 to USFS Trail 217; N and W on USFS Trail 217 to Weyerhaeuser (Weyco) 2600 line; W on Weyco 2600 line to Weyco 2658 line; N on Weyco 2658 line to Rayonier (Campbell Group) 430 line; N on Rayonier 430 line to the Rayonier Mainline 400 line; N and E on Rayonier Mainline 400 line to Rayonier 300 line; E on Rayonier 300 line to Rayonier 271 line; N on Rayonier 271 line to the Cispus River; E on the Cispus River to USFS Rd 25; N on USFS Rd 25 to State Route (SR) 131; N on SR 131 to US 12; E on US 12 to the USFS Trail 2000 at White Pass and beginning.

GMU 520-WINSTON (Cowlitz, Lewis and Skamania counties):

Beginning at the bridge at intersection of Interstate Hwy (I)-5 and the Cowlitz River; S down the Cowlitz River to the Toutle River; E up the Toutle River to the South Fork Toutle River; SE up South Fork Toutle River to Johnson Creek; NE up Johnson Creek to Weyerhaeuser (Weyco) 4400 line; N along Weyco 4400 line to Weyco 2421 line; N along Weyco 2421 line to Weyco 2400 line; NW along Weyco 2400 line to Alder Creek; NW down Alder Creek to North Fork Toutle River; W down the North Fork Toutle River to the Green River; E up the Green River to US Forest Service (USFS) Rd 2612; E on USFS Rd 2612 to USFS Trail 217; N and W on USFS Trail 217 to Weyco 2600 line; W on Weyco 2600 line to Weyco 2658 line; N on Weyco 2658 line to Rayonier 430 line; N on Rayonier 430 line to Rayonier 400 Mainline; N and E on Rayonier 400 Mainline to Rayonier 100 Mainline; N on Rayonier 100 Mainline to Cowlitz River; W down the Cowlitz River to Riffe Lake; W along the south shore to the Swofford Pond outlet; W along the Swofford Pond outlet to Green Mountain Rd; W on Green Mountain Rd to Perkins Rd; SW on Perkins Rd to Longbell Rd; W on Longbell Rd to Winston Creek Rd; NW on Winston Creek Rd to US Hwy (US) 12; SW on US 12 to the Mayfield Lake bridge at Mayfield Lake; SW down the south shore of Mayfield Lake to the Cowlitz River at Mayfield Dam; SW down the Cowlitz River to I-5 bridge crossing the Cowlitz River and point of beginning.

GMU 522-LOO-WIT (Cowlitz, Lewis, and Skamania counties):

Beginning on the North Fork Toutle River at the mouth of Hoffstadt Creek; SE up the North Fork Toutle River to Deer Creek; SE up Deer Creek to Weyerhaeuser (Weyco) 3020 line; NW along Weyco 3020 line to Weyco 3000 line; E along Weyco 3000 line to US Forest Service (USFS) Trail 216G; SE along USFS Trail 216G to USFS Trail 216; S on USFS Trail 216 to South Fork of the Toutle River; E along South Fork Toutle River to its headwaters and Mount St. Helens crater's edge; E along the Mt. St. Helens crater's southern edge to the headwaters of Ape Canyon Creek; NE down Ape Canyon Creek to USFS Trail 225 (Smith Creek Trail); N and NW on USFS Trail 225 to USFS Rd 99; NE along USFS Rd 99 to USFS Rd 26; N on USFS Rd 26 to USFS (~~Trail 1; W on USFS Trail 1 to USFS Trail 214; NW on USFS Trail 214 to USFS Trail 211; W on USFS Trail 211 to Coldwater Creek; W down Coldwater Creek to Coldwater Lake; SW along the northwest shore of Coldwater Lake to the outlet of Coldwater Lake; SW down the outlet stream from Coldwater Lake to State Route (SR) 504 bridge at mile post 45)) Rd 2612; W on USFS Rd 2612 to the Green River; W down the Green River to the USFS property boundary in the SE 1/4 of Section 31, T11N, R5E; S and W on the USFS property boundary to State Route (SR) 504; W on SR 504 to Hoffstadt Creek Bridge on Hoffstadt Creek; S and W down Hoffstadt Creek to the North Fork Toutle River and point of beginning.~~

GMU 524-MARGARET (Cowlitz, Skamania and Lewis counties):

Beginning on the North Fork Toutle River at the mouth of the Green River; SE up the North Fork Toutle River to the mouth

of Hoffstadt Creek; N and E up Hoffstadt Creek to the State Route (SR) 504 bridge over Hoffstadt Creek; E on SR 504 to ~~((the bridge over the outlet to Coldwater Lake at mile post 45; NE up the outlet stream of Coldwater Lake to Coldwater Lake; NE along the northwest shoreline of Coldwater Lake to Coldwater Creek inlet; E up Coldwater Creek to US Forest Service (USFS) Trail 211; NE on USFS Trail 211 to USFS Trail 214; SE on USFS Trail 214 to USFS Trail 1; E on USFS Trail 1 to USFS Rd 26; N on the USFS Rd 26 (Ryan Lake Rd) to USFS Rd 2612; W on USFS Rd 2612))~~ US Forest Service (USFS) property boundary near the center of Section 35, T10N, R4E; E and N on USFS property boundary to the Green River; W down the Green River to its mouth on the North Fork of the Toutle River and point of beginning.

GMU 530-RYDERWOOD (Cowlitz, Lewis and Wahkiakum counties):

Beginning at Stevens Rd and State Route (SR) 6, south of the town of Doty; E on SR 6 to Interstate Hwy (I)-5 at the town of Chehalis; S on I-5 to the Cowlitz River; S along the Cowlitz River to Public Hwy 10 on the A Street bridge at the town of Castle Rock; W on the Public Hwy 10 to Growler's Gulch Rd; W on Growler's Gulch Rd to Weyerhaeuser (Weyco) 9312 line; W on Weyco 9312 line to three power lines; S on the three power lines to Delameter Rd; SW on Delameter Rd to Woodside Dr; SW on Woodside Dr to International Paper (IP) 2200 line; N and W on IP 2200 line to IP 1050 line; W on IP 1050 line to IP 1000 line; S on IP 1000 line to the Germany Creek Rd; S on the Germany Creek Rd to SR 4; W on SR 4 to Germany Creek; S along Germany Creek to its mouth at the Columbia River; W along the Columbia River to Skamokawa Creek (including all islands in the Columbia River which are both north of the Washington state line and between Skamokawa Creek and Germany Creek); NE up Skamokawa Creek to SR 4; E on SR 4 to Risk Rd; SE on Risk Rd to Foster Rd; S on Foster Rd to the Elochoman River; SE up the Elochoman River to SR 407 (Elochoman Valley Rd); NE on SR 407 to Weyco 500 line at Camp 2; NW on Weyco 500 line to Weyco 1800 line; N on Weyco 1800 line to Weyco 1000 line; N on Weyco 1000 line to Muller Rd; N on Muller Rd to 3rd St South in the town of Pe Ell; N on 3rd St South to SR 6 at the town of Pe Ell; N on SR 6 to Stevens Rd, south of the town of Doty, and the point of beginning.

GMU 550-COWEEMAN (Cowlitz County):

Beginning at the mouth of the Toutle River on the Cowlitz River; E along the Toutle River to the South Fork Toutle River; up the South Fork Toutle River to Weyerhaeuser (Weyco) 4100 line; E on Weyco 4100 line to Weyco 4950 line; S and E on Weyco 4950 line to Weyco 235 line; SE on Weyco 235 line to Weyco 200 line; W on Weyco 200 line to Weyco 240 line; SE on Weyco 240 line to Weyco 243 line; E on Weyco 243 line to Weyco 135A line; S on Weyco 135A line to Weyco 135 line; E on Weyco 135 line to Weyco 134 line; SW on Weyco 134 line to Weyco 133 line; SW on Weyco 133 line to Weyco 130 line; SW on Weyco 130 line to Weyco 1680 line; W on Weyco 1680 line to Weyco 1600 line; SE on Weyco 1600 line to Weyco 1400 line; W on Weyco 1400 line to Weyco 1420 line which is the Kalama/Coweeman Summit; SE on Weyco 1420 line to Weyco 1426

line; W on Weyco 1426 line to Weyco 1428 line; SW on Weyco 1428 line to Weyco 1429 line which turns into Weyco 6400 line; SW down Weyco 6400 line to Weyco 6000 line; E on Weyco 6000 line to Weyco 6450 line; SE for approximately one mile on Weyco 6450 line (crossing the Kalama River) to Weyco 6452 line; SE on Weyco 6452 line to Dubois Rd; SE on Dubois Rd to State Route (SR) 503; W on SR 503 to Cape Horn Creek; SE down Cape Horn Creek to Merwin Reservoir; SW along the north shore of Merwin Reservoir to the Lewis River; SW down the Lewis River to the power transmission lines in Section 4, T5N, R2E; NW along the power transmission lines to Northwest Natural Gas Pipeline located east of the town of Kalama, approximately 1/2 mile east of China Gardens Rd; N up the Natural Gas Pipeline right of way to Ostrander Creek; W down Ostrander Creek to the Cowlitz River; N on the Cowlitz River to the Toutle River and point of beginning.

GMU 554-YALE (Cowlitz and Clark counties):

Beginning on State Route (SR) 503 at its crossing of Cape Horn Creek; E on SR 503 to Weyerhaeuser (Weyco) 6600 line (Rock Creek Rd); NE on Weyco 6600 line to Weyco 6690 Rd; N and E on Weyco 6690 line to West Fork Speelyai Creek; SE down West Fork Speelyai Creek to the main stem of the Speelyai Creek; SW and SE down Speelyai Creek to SR 503; NE on SR 503 to Dog Creek; S down Dog Creek to Yale Reservoir; S and W along western shore of Reservoir to Yale Dam and the North Fork Lewis River; W along the northern shore of the North Fork Lewis River to SR 503 bridge crossing; S and W along SR 503 to NE 221st Ave; N about 1/4 mile on NE 221st Ave to NE Cedar Creek Rd; W along NE Cedar Creek Rd to NE Pup Creek Rd; N on NE Pup Creek Rd to NE Buncombe Hollow Rd; N about 1/4 mile on NE Buncombe Hollow Rd to power transmission line; S and W on the power transmission line to the north shore of the North Fork Lewis River; NE along the north shore of the North Fork Lewis River to Merwin Reservoir at the Merwin Dam; NE along the north shore of Merwin Reservoir to Cape Horn Creek; NW up Cape Horn Creek to SR 503 and the point of beginning.

GMU 556-TOUTLE (Cowlitz County):

Beginning on the intersection of State Route (SR) 503 (Lewis River Rd) and US Forest Service (USFS) Rd 81 (Merrill Lake Rd); N on USFS Rd 81 to Weyerhaeuser (Weyco) 7200 line; NW on Weyco 7200 line to Weyco 7400 line; N on Weyco 7400 line to Weyco 5500 line; E and N on Weyco 5500 line to Weyco 5670 line; N and E on Weyco 5670 line to Weyco 5660 line; N on Weyco 5660 line about a 1/4 mile to the South Fork Toutle River; E on the South Fork Toutle River to USFS Trail 216; N on USFS Trail 216 to USFS Trail 216G; NW on USFS Trail 216G to Weyco 3000 line; W on Weyco 3000 line to Weyco 3020 line; SE on Weyco 3020 line to Deer Creek; NW down Deer Creek to the North Fork Toutle River; down the North Fork Toutle River to Alder Creek; up Alder Creek to Weyco 2400 line; S on Weyco 2400 line to Weyco 2421 line; S on Weyco 2421 line to Weyco 4400 line; S and W along Weyco 4400 line to Johnson Creek; S along Johnson Creek to the South Fork Toutle River; SE up the South Fork Toutle River to Weyco 4100 line; E on Weyco 4100 line to the Weyco 4950 line; S and E on Weyco 4950

line to Weyco 235 line; SE on Weyco 235 line to Weyco 200 line; W on Weyco 200 line to Weyco 240 line; SE on Weyco 240 line to Weyco 243 line; E on Weyco 243 line to Weyco 135A line; S on Weyco 135A line to Weyco 135 line; E on Weyco 135 line to Weyco 134 line; SW on Weyco 134 line to Weyco 133 line; SW on Weyco 133 line to Weyco 130 line; SW on Weyco 130 line to Weyco 1680 line; W on Weyco 1680 line to Weyco 1600 line; SE on Weyco 1600 line to Weyco 1400 line; W on Weyco 1400 line to Weyco 1420 line which is the Kalama/Coweeman Summit; SE on Weyco 1420 line to Weyco 1426 line; W on Weyco 1426 line to Weyco 1428 line; SW on Weyco 1428 line to Weyco 1429 line; SW on Weyco 1429 line to Weyco 6400 line; SW on Weyco 6400 line to Weyco 6000 line; E on Weyco 6000 line to Weyco 6450 line; SE for approximately one mile on Weyco 6450 line (crossing the Kalama River) to Weyco 6452 line; SE on Weyco 6452 line to Dubois Rd; SE on Dubois Rd to SR 503; E on SR 503 to Weyco 6600 line (Rock Creek Rd); NE on Weyco 6600 line to Weyco 6690 line; N and E on Weyco 6690 line to West Fork Speelyai Creek; SE down West Fork Speelyai Creek to the main stem of Speelyai Creek; SW and SE down Speelyai Creek to SR 503; NE on SR 503 to USFS Rd 81 and point of beginning.

GMU 560-LEWIS RIVER (Cowlitz, Skamania, Klickitat, Yakima, and Lewis counties):

Beginning on State Route (SR) 141 and Mount Adams Recreational Area Rd at the town of Trout Lake; N on the Mount Adams Recreational Area Rd to US Forest Service (USFS) Rd 82 (Mount Adams Recreational Area Rd); N on USFS Road 82 to Yakama Indian Reservation boundary (Section 16, T7N, R11E); N along the Yakama Indian reservation boundary (Cascade Mountain Range Crest) to USFS Trail 2000 (Pacific Crest National Scenic Trail) in Section 3, T11N, R11E; S on USFS Trail 2000 to USFS Trail 98 at Sheep Lake; W on USFS Trail 98 to USFS Rd 2160 at Walupt Lake; W on USFS Rd 2160 to USFS Rd 21; S and W on USFS Rd 21 to USFS Rd 23; S on USFS Rd 23 to USFS Trail 263; S and W on USFS Trail 263 to USFS Trail 261; S on USFS Trail 261 to USFS Trail 1; W on USFS Trail 1 to USFS Rd 99; S and W on USFS Rd 99 to USFS Trail 225 (Smith Creek Trail); S on USFS Trail 225 to Ape Canyon Creek; S and W up Ape Canyon Creek to Mt. St. Helens crater's eastern edge; W along Mt. St. Helens crater's southern edge to headwaters of S Fork Toutle River; W along S Fork Toutle River to Weyerhaeuser (Weyco) 5660 line; S along Weyco 5660 line to Weyco 5670 line; S and W on Weyco 5670 line to Weyco 5500 line; S and W on Weyco 5500 line to Weyco 7400 line; S and E on Weyco 7400 line to Weyco 7200 line; S and E on Weyco 7200 line to USFS Rd 81; S on USFS Rd 81 to SR 503; N and E on SR 503 to Dog Creek; S down Dog Creek to the N shore of Yale Reservoir; E along N shore of Yale Reservoir to N Fork Lewis River; E up the Lewis River to Swift Dam and Swift Reservoir; E along the N shore of Swift Reservoir to N Fork Lewis River; E up N Fork Lewis River to USFS Rd 90 Bridge (Eagle Cliff); E on USFS Rd 90 to USFS Rd 51 (Curly Creek Rd); SE on USFS Rd 51 to USFS Rd 30; NE on USFS Rd 30 to USFS Rd 24; SE on USFS Rd 24 to SR 141; NE on SR 141 to Mount Adams Recreational Area Rd, at the town of Trout Lake and point of beginning.

GMU 564-BATTLE GROUND (Clark, Skamania, and Cowlitz counties):

Beginning at the mouth of Ostrander Creek on the Cowlitz River; E up Ostrander Creek approximately 1 1/2 miles to the second Northwest Natural Gas Pipeline right of way crossing Ostrander Creek, east of the railroad crossing; S along the Northwest Natural Gas Pipeline right of way to the power transmission lines right of way located east of the town of Kalama, approximately 1/2 mile east of China Garden Rd; SE along the power transmission lines right of way across the north fork of the Lewis River in the northeast corner of Section 4, T5N, R2E to NE Buncombe Hollow Rd; S on NE Buncombe Hollow Rd to NE Pup Creek Rd; S on NE Pup Creek Rd to NE Cedar Creek Rd; E on NE Cedar Creek Rd to NE 221st Ave; S along NE 221st Ave to SR 503, to NE Amboy Rd; S on NE Amboy Rd to W Yacolt Rd; E on W Yacolt Rd to N Railroad Ave; SE on N Railroad Ave, which becomes S Railroad Ave; SE on S Railroad Ave which becomes NE Railroad Ave; SE on NE Railroad Ave to Lucia Falls Rd; W on Lucia Falls Rd to Hantwick Rd; SE on Hantwick Rd to Basket Flats Rd; W on Basket Flats Rd to NE 197th Ave; S on NE 197th Ave to NE 279th St; W on NE 279th St to NE 182nd Ave; S on NE 182nd Ave to NE 259th St; E on NE 259th St to NE 220th Ave; S on NE 220th Ave which turns into NE Cresap Rd; SE on NE Cresap Rd which turns into NE 222nd Ave; S on NE 222nd Ave to NE Allworth Rd; E on NE Allworth Rd to NE 232nd Ave; S on NE 232nd Ave to NE 237th St; E on NE 237th St which turns into NE 240th Ave; S on NE 240th Ave to NE Berry Rd; NE on NE Berry Rd to the DNR L-1410 Rd; SE on DNR L-1410 Rd to the DNR L-1400 Rd; W on DNR L-1400 Rd which turns into NE Rawson Rd; W on NE Rawson Rd to NE Powell Rd; SW on NE Powell Rd to NE 212th Ave; S on NE 212th Ave to NE 109th St; E on NE 109th St to NE 222nd Ave; S on NE 222nd Ave to NE 83rd St; W on NE 83rd St to NE 217th Ave; S on NE 217th Ave to NE 68th St; E on NE 68th St to NE 232nd Ave; S on NE 232nd Ave to NE 54th St; E on NE 54th St to NE 237th Ave; S on NE 237th Ave to NE 53rd St; E on NE 53rd St which turns into NE Bradford Rd then back into NE 53rd St to NE 292nd Ave; S on NE 292nd Ave to NE Ireland Rd; E on NE Ireland Rd to NE Stauffer Rd; E then SW on NE Stauffer Rd to NE 292nd Ave; S on NE 292nd Ave which turns into NE Reilly Rd; SW on NE Reilly Rd to NE Blair Rd; SE on NE Blair Rd to NE Zeek Rd; E on NE Zeek Rd which turns into NE 10th St; E on NE 10th St which turns into NE 312th Ave; S on NE 312th Ave to NE 9th St; E on NE 9th St to NE 322nd Ave; N on NE 322nd Ave which turns into NE Ammeter Rd; NE on NE Ammeter Rd approximately 1/8 mile to the power transmission lines; E along the northern margin of the power transmission lines to NE Hughes Rd; N on NE Hughes Rd which turns into NE 392nd Ave; N on NE 392nd Ave to NE 28th St; E on NE 28th St to NE Miller Rd; NE on NE Miller Rd which turns into NE 39th St; E on NE 39th St to Skye Rd; SE on Skye Rd to Washougal River Rd; S on Washougal River Rd to Canyon Creek Rd; SE on Canyon Creek Rd to Salmon Falls Rd; S on Salmon Falls Rd to State Route (SR) 14; E on SR 14 to Cape Horn Rd; S on Cape Horn Rd to Columbia River; W down the Columbia River to the Cowlitz River (including all islands in the Columbia River which are both on the Washington side of the state line

and between Cape Horn Rd and the Cowlitz River); N along Cowlitz River to Ostrander Creek and point of beginning.

GMU 568-WASHOUGAL (Clark and Skamania counties):

Beginning on the Lewis River at State Route (SR) 503; E on Lewis River (Cowlitz-Clark County line) to Canyon Creek; SE up Canyon Creek to NE Healy Rd; E on NE Healy Rd to US Forest Service (USFS) Rd 54; E on USFS Rd 54 to USFS Rd 53; S on USFS Rd 53 to USFS Rd 4205 (Gumbboot Rd); S on USFS Rd 4205 to USFS Rd 42 (Green Fork Rd); SW on USFS Rd 42 to USFS Rd 41 at Sunset Falls; E on USFS Rd 41 to Hemlock Rd; E on Hemlock Rd to the Hemlock Rd bridge over the Wind River; SE down the Wind River to the Columbia River; W down the Columbia River to the Cape Horn Rd (including all islands in the Columbia River which are both on the Washington side of the state line and between Cape Horn Rd and the Wind River); N on Cape Horn Rd to SR 14; W on SR 14 to Salmon Falls Rd; N on Salmon Falls Rd to Canyon Creek Rd; NW on Canyon Creek Rd to Washougal River Rd; E on Washougal River Rd to Skye Rd; NW on Skye Rd to NE 39th St; W on NE 39th St which turns into NE Miller Rd; SW on NE Miller Rd to NE 28th St; W on NE 28th St to NE 392nd Ave; S on NE 392nd Ave which turns into NE Hughes Rd; S on NE Hughes Rd approximately 1/8 mile to the power transmission lines; W along the northern margin of the power transmission lines to NE Ammeter Rd; SW on NE Ammeter Rd which turns into NE 322nd Ave; S on NE 322nd Ave to NE 9th St; W on NE 9th St to NE 312th Ave; N on NE 312th Ave which turns into NE 10th St; W on NE 10th St which turns into NE Zeek Rd; W on NE Zeek Rd to NE Blair Rd; NW on NE Blair Rd to NE Reilly Rd; NE on NE Reilly Rd ((with [which])) which turns into NE 292nd Ave; E on NE 292nd Ave to NE Stauffer Rd; NE then NW on NE Stauffer Rd to NE Ireland Rd; W on NE Ireland Rd to NE 292nd Ave; N on NE 292nd Ave to NE 53rd St; W on NE 53rd St which turns into NE Bradford Rd then turns into NE 53rd St again to NE 237th Ave; N on 237th Ave to NE 232nd Ave; N on NE 232nd Ave to NE 68th St; W on NE 68th St to NE 217th Ave; N on NE 217th Ave to NE 83rd St; E on NE 83rd St to NE 222nd Ave; N on NE 222nd Ave to NE 109th St; W on NE 109th St to NE 212th Ave; N on NE 212th Ave to NE Powell Rd; NE on NE Powell Rd to NE Rawson Rd; E on Rawson Rd to DNR L-1400 Rd; E on DNR L-1400 Rd to DNR L-1410 Rd; NW on DNR L-1410 Rd to NE Berry Rd; W then SW on NE Berry Rd to NE 240th Ave; N on NE 240th Ave which turns into NE 237th St; W on NE 237th St to NE 232nd Ave; N on NE 232nd Ave to NE Allworth Rd; W on NE Allworth Rd to NE 222nd Ave; N on NE 222nd Ave which turns into NE Cresap Rd which turns into NE 220th Ave to NE 259th St; W on NE 259th St to NE 182nd Ave; N on NE 182nd Ave to NE 279th St; E on NE 279th St to NE 197th Ave; N on NE 197th Ave to NE Basket Flats Rd; E on NE Basket Flats Rd to NE Hantwick Rd; N then NW on NE Hantwick Rd to Lucia Falls Rd; E on Lucia Falls Rd to NE Railroad Ave; NW on NE Railroad Ave, which turns into S Railroad Ave then N Railroad Ave in the town of Yacolt, to W Yacolt Rd; W on W Yacolt Rd to NE Amboy Rd; N on NE Amboy Rd to NE 221st Ave; N on 221st Ave to SR 503; NE along SR 503 to the Lewis River and point of beginning.

GMU 572-SIOUXON (Skamania and Clark counties):

Beginning at the Yale Dam at Yale Lake; N then E along the shore of Yale Lake to the Lewis River; NE along the Lewis River to Swift Reservoir; E along the north shore Swift Reservoir to US Forest Service (USFS) Rd 90 at the Eagle Cliff bridge; E on USFS Rd 90 to USFS Rd 51 (Curly Creek Rd); SE on USFS Rd 51 to USFS Rd 30 (Wind River Rd); N on USFS Rd 30 to USFS Rd 24 (Twin Butte Rd); S on USFS Rd 24 to USFS Rd 60 (Carson Guler Rd); SW on USFS Rd 60 to USFS Rd 65; SW on USFS Rd 65 to USFS Rd 6517 (Warren Gap Rd); W on USFS Rd 6517 to the Wind River Rd; S on the Wind River Rd to Hemlock Rd at the town of Stabler; W on Hemlock Rd to USFS Rd 41 (Sunset-Hemlock Rd); W on the USFS Rd 41 to USFS Road 42 (Green Fork Rd) at Sunset Falls; NE on USFS Rd 42 to USFS Rd 4205 (Gumboot Rd); N on USFS Rd 4205 to USFS Rd 53; NW on USFS Rd 53 to USFS Rd 54 (NE Healy Rd); W on USFS Rd 54 to Canyon Creek; N down Canyon Creek to the Lewis River; NE up the Lewis River to the Yale Dam and the point of beginning.

GMU 574-WIND RIVER (Skamania and Klickitat counties):

Beginning at the town of Trout Lake; S on State Route (SR) 141 to the SR 141 bridge over the White Salmon River Bridge at Husum; S on the White Salmon River to the Columbia River; W down the Columbia River to the mouth of Wind River (including all islands in the Columbia River that are both north of the Washington state line and between the White Salmon River and Wind River); NW up the Wind River to the Hemlock Rd bridge; E on Hemlock Rd to Wind River Rd; N on Wind River Rd to US Forest Service (USFS) Rd 6517 (Warren Gap Rd); E on USFS Rd 6517 to USFS Rd 65 (Panther Creek Rd); N on USFS Rd 65 to USFS Rd 60; NE on USFS Rd 60 to USFS Rd 24 (also called Carson-Gular Rd); E on USFS Rd 24 to SR 141; NE on SR 141 to the town of Trout Lake and the point of beginning.

GMU 578-WEST KLICKITAT (Klickitat and Yakima counties):

Beginning at the mouth of the White Salmon River on the Columbia River; N up the White Salmon River to the State Route (SR) 141 bridge over the White Salmon River at Husum; N on SR 141 to Mount Adams Recreation Area Road, at the town of Trout Lake; N on the Mount Adams Recreational Area Rd to US Forest Service (USFS) Rd 82 (Mount Adams Recreational Area Rd); N on USFS Rd 82 to Yakama Indian Reservation boundary (Section 16, T7N, R11E); S along the Yakama Indian Reservation boundary to the Reservation's SW corner at King Mountain (Section 27, T7N, R11E); E along the Yakama Indian Reservation boundary to the end of King Mountain Rd, about 1 mile; N along the Yakama Indian Reservation boundary to its corner in Section 2, T7N, R11E; E along the Yakama Indian Reservation boundary to the NE corner of Section 4, T7N, R12E; SE along the Yakama Indian Reservation boundary to the Klickitat River; S and SW down the Klickitat River to the Columbia River; W down the Columbia River to the mouth of the White Salmon River and the point of beginning (including all islands in the Columbia River which are both north of the Washington state line and between the Klickitat River and the White Salmon River).

WSR 15-04-087**PROPOSED RULES****HEALTH CARE AUTHORITY**

(Washington Apple Health)

[Filed February 2, 2015, 1:53 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: WAC 182-501-0060 Health care coverage—Program benefit packages—Scope of services categories.

Hearing Location(s): Health Care Authority (HCA), Cherry Street Plaza Building, Kiwi Conference Room, CSP 108, 626 8th Avenue, Olympia WA 98504 (metered public parking is available street side around building. A map is available at http://www.hca.wa.gov/documents/directions_to_csp.pdf or directions can be obtained by calling (360) 725-1000), on March 10, 2015, at 10:00 a.m.

Date of Intended Adoption: Not sooner than March 11, 2015.

Submit Written Comments to: HCA Rules Coordinator, P.O. Box 45504, Olympia, WA 98504-5504, delivery 626 8th Avenue, Olympia, WA 98504, e-mail arc@hca.wa.gov, fax (360) 586-9727, by 5:00 p.m. on March 10, 2015.

Assistance for Persons with Disabilities: Contact Kelly Richters by March 2, 2015, TTY (800) 848-5429 or (360) 725-1307 or e-mail kelly.richters@hca.wa.gov.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This is a house-keeping rule change. The table in subsection (6)(d) of the rule refers to a footnote that does not exist.

Reasons Supporting Proposal: Removing references to the footnote will improve clarity for the reader.

Statutory Authority for Adoption: RCW 41.05.021, 41.05.160.

Statute Being Implemented: RCW 41.05.021, 41.05.160.

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

Name of Proponent: HCA, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Sean Sullivan, Olympia, Washington 98504-2716, (360) 725-1344.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed filing is exempt from the small business economic impact statement requirement under chapter 19.85 RCW.

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.

February 2, 2015

Jason R. P. Crabbe
Rules Coordinator

AMENDATORY SECTION (Amending WSR 14-06-045, filed 2/26/14, effective 3/29/14)

WAC 182-501-0060 Health care coverage—Program benefit packages—Scope of service categories. (1) This rule provides a table that:

(a) Lists the following Washington apple health (WAH) programs:

- (i) The alternative benefits plan (ABP) medicaid;
- (ii) Categorically needy (CN) medicaid;
- (iii) Medically needy (MN) medicaid; and
- (iv) Medical care services (MCS) programs (includes incapacity-based and aged, blind, and disabled medical care services), as described in WAC 182-508-0005; and

(b) The benefit packages showing what service categories are included for each program.

(2) Within a service category included in a benefit package, some services may be covered and others noncovered.

(3) Services covered within each service category included in a benefit package:

(a) Are determined in accordance with WAC 182-501-0050 and 182-501-0055 when applicable.

(b) May be subject to limitations, restrictions, and eligibility requirements contained in agency rules.

(c) May require prior authorization (see WAC 182-501-0165), or expedited authorization when allowed by the agency.

(d) Are paid for by the agency or its designee and subject to review both before and after payment is made. The agency or the client's managed care organization may deny or recover payment for such services, equipment, and supplies based on these reviews.

(4) The agency does not pay for covered services, equipment, or supplies that:

(a) Require prior authorization from the agency or its designee, if prior authorization was not obtained before the service was provided;

(b) Are provided by providers who are not contracted with the agency as required under chapter 182-502 WAC;

(c) Are included in an agency or its designee waiver program identified in chapter 182-515 WAC; or

(d) Are covered by a third-party payor (see WAC 182-501-0200), including medicare, if the third-party payor has not made a determination on the claim or has not been billed by the provider.

(5) Programs not addressed in the table:

(a) Alien emergency medical (AEM) services (see chapter 182-507 WAC); and

(b) TAKE CHARGE program (see WAC 182-532-700 through 182-532-790);

(c) Postpartum and family planning extension (see WAC 182-523-0130(4) and 182-505-0115(5));

(d) Eligibility for pregnant minors (see WAC 182-505-0117); and

(e) Kidney disease program (see chapter 182-540 WAC).

(6) **Scope of service categories.** The following table lists the agency's categories of health care services.

(a) Under the ABP, CN, and MN headings there are two columns. One addresses clients twenty years of age and younger and the other addresses clients twenty-one years of age and older.

(b) The letter "Y" means a service category is included for that program. Services within each service category are subject to limitations and restrictions listed in the specific medical assistance program rules and agency issuances.

(c) The letter "N" means a service category is not included for that program.

(d) Refer to WAC 182-501-0065 for a description of each service category and for the specific program rules containing the limitations and restrictions to services.

Service Categories	ABP 20-	ABP 21+	CN ¹ 20-	CN 21+	MN 20-	MN 21+	MCS
Ambulance (ground and air)	Y		Y	Y	Y	Y	Y
Applied behavior analysis (ABA)	Y	N	Y	N	Y	N	N
Behavioral health services							
• Mental health (MH) inpatient care	Y	Y	Y	Y	Y	Y	Y
• MH outpatient community care	Y	Y	Y	Y	Y	Y	Y ²
• MH psychiatric visits	Y	Y	Y	Y	Y	Y	Y ³
• MH medication management	Y	Y	Y	Y	Y	Y	Y
• Substance use disorder (SUD) detoxification	Y	Y	Y	Y	Y	Y	Y
• SUD diagnostic assessment	Y	Y	Y	Y	Y	Y	Y
• SUD residential treatment	Y	Y	Y	Y	Y	Y	Y
• SUD outpatient treatment	Y	Y	Y	Y	Y	Y	Y
Blood/blood products/related services	Y	Y	Y	Y	Y	Y	Y
Dental services	Y	Y	Y	Y ^(*)	Y	Y ^(*)	Y ^(*)
Diagnostic services (lab and X ray)	Y	Y	Y	Y	Y	Y	Y
Early and periodic screening, diagnosis, and treatment (EPSDT) services	Y	N	Y	N	Y	N	N
Habilitative services	Y	Y	N	N	N	N	N
Health care professional services	Y	Y	Y	Y	Y	Y	Y
Hearing evaluations	Y	Y	Y	Y	Y	Y	Y

Service Categories	ABP 20-	ABP 21+	CN ¹ 20-	CN 21+	MN 20-	MN 21+	MCS
Hearing aids	Y	N	Y	N	Y	N	N
Home health services	Y	Y	Y	Y	Y	Y	Y
Hospice services	Y	Y	Y	Y	Y	Y	N
Hospital services Inpatient/outpatient	Y	Y	Y	Y	Y	Y	Y
Intermediate care facility/services for persons with intellectual disabilities	Y	Y	Y	Y	Y	Y	Y
Maternity care and delivery services	Y	Y	Y	Y	Y	Y	Y
Medical equipment, durable (DME)	Y	Y	Y	Y	Y	Y	Y
Medical equipment, nondurable (MSE)	Y	Y	Y	Y	Y	Y	Y
Medical nutrition services	Y	Y	Y	Y	Y	Y	Y
Nursing facility services	Y	Y	Y	Y	Y	Y	Y
Organ transplants	Y	Y	Y	Y	Y	Y	Y
Orthodontic services	Y	N	Y	N	Y	N	N
Out-of-state services	Y	Y	Y	Y	Y	Y	N
Outpatient rehabilitation services (OT, PT, ST)	Y	Y	Y	Y	Y	N	Y
Personal care services	Y	Y	Y	Y	N	N	N
Prescription drugs	Y	Y	Y	Y	Y	Y	Y
Private duty nursing	Y	Y	Y	Y	Y	Y	N
Prosthetic/orthotic devices	Y	Y	Y	Y	Y	Y	Y
Reproductive health services	Y	Y	Y	Y	Y	Y	Y
Respiratory care (oxygen)	Y	Y	Y	Y	Y	Y	Y
School-based medical services	Y	N	Y	N	Y	N	N
Vision care Exams, refractions, and fittings	Y	Y	Y	Y	Y	Y	Y
Vision hardware Frames and lenses	Y	N	Y	N	Y	N	N

- 1 Clients enrolled in the Washington apple health for kids and Washington apple health for kids with premium programs, which includes the children's health insurance program (CHIP), receive CN-scope of health care services.
- 2 Restricted to incapacity-based MCS clients enrolled in managed care.
- 3 Incapacity-based MCS clients can receive one psychiatric diagnostic evaluation per year and eleven monthly visits per year for medication management.

WSR 15-04-088
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
 [Filed February 2, 2015, 1:54 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-118 on December 3, 2014.

Title of Rule and Other Identifying Information: WAC 232-12-055 Hunting—Hunter orange clothing requirements, 220-55-174 Reduced rate combination elk general licenses, and 232-28-294 Multiple season big game permits.

Hearing Location(s): Civic Center, 411 South Balsam Street, Moses Lake, WA 98837, on March 20-21, 2015, at 8:00 a.m.

Date of Intended Adoption: On or after April 9, 2015.

Submit Written Comments to: Wildlife Program Commission Meeting Public Comments, 600 Capitol Way North, Olympia, WA 98501, e-mail wildthing@dfw.wa.gov, fax (360) 902-2162, by February 24, 2015.

Assistance for Persons with Disabilities: Contact Tami Lininger by March 1, 2015, TTY (800) 833-6388 or (360) 902-2267.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: WAC 232-12-055, the purpose of the proposal is to provide definitive regulatory clarity to the hunter orange requirement in the hunting regulations relative to master hunters.

The hunting regulations pamphlet states that fluorescent hunter orange clothing is required to be worn by anyone hunting deer or elk in a modern firearm deer or elk general season, and also by anyone hunting in an area that is open for modern firearm deer or elk when hunting specific species, including deer or elk. The pamphlet also contains footnotes and hunt notes that require master hunters to wear hunter orange during deer and elk special permit seasons.

However, there is confusion about if and when master hunters are required to wear hunter orange, relative to factors such as if and when master hunters are hunting in an area that overlaps with modern firearm seasons, whether the master hunter is hunting during a special permit or a master hunter general season hunt (i.e., Elk Area 3911, 3912), etc.

The existing rules address the hunter orange requirement, but not specifically for master hunters. The effect of the rule proposal would be to increase safety by ensuring all master hunters wear hunter orange during all hunts that allow the use of modern firearms.

WAC 220-55-174, the purpose of the proposal is to provide a reduced license fee to master hunters who participate in general master hunter elk seasons.

WAC 220-55-174 was modified in 2014 to provide a discounted elk license to master hunters who purchase a second elk tag for special permit hunts. However, because master hunter hunts for some elk areas (e.g., Elk Area 3911) are general master hunter hunts, the reduced price could not be provided as intended.

The proposal will provide master hunters with an incentive to participate in hunts such as the early 3911 hunt, at a time when it can be difficult to provide address elk damage.

WAC 232-28-294, the purpose of the proposed changes will allow more hunters to purchase the multiple season big game permits. Changing the purchase deadline from September 1 to August 1 will allow time for those that were not drawn to purchase the permit. Adding subsection (3)(d) gives the department the flexibility to allow hunters the ability to buy leftover permits. This in turn should boost revenues and decrease staff time with regards to a secondary drawing and mailing.

Reasons Supporting Proposal: WAC 232-12-055, there is confusion about if and when master hunters are required to wear hunter orange, relative to factors such as if and when master hunters are hunting in an area that overlaps with modern firearm seasons, whether the master hunter is hunting during a special permit or a general season master hunter hunt (i.e., Elk Area 3911, 3912), etc.

The proposal would clarify that master hunters are required to wear hunter orange when hunting during any season that allows the use of modern firearms. The proposal would ensure master hunters are consistent with the general hunting population relative to hunter orange requirements, and are thus visible to other hunters.

WAC 220-55-174, incentivizing master hunters to help the agency address elk damage issues in areas such as Elk Area 3911 is critical to building and maintaining relationships with landowners experiencing damage.

WAC 232-28-294, the reason for changing the deadline to August 1 is to allow more opportunity for hunters to extend their season by purchasing a multiseason permit. By allowing for the earlier deadline, hunters who get the permit will have a longer window of time to make hunting season plans and scout favorite hunting areas. Also by allowing the permits to be sold on a first-come, first-served basis, it would decrease staff time and resources that have historically been used on second mailings or notifications.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

Statute Being Implemented: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fis-

cal Matters: When filing the permanent rule-making order (CR-103P), the WAC sections containing rule amendments will be consolidated into two or three order typing service (OTS) documents.

Name of Proponent: Washington department of fish and wildlife, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Nate Pamplin, Natural Resource[s] Building, (360) 902-2515; and Enforcement: Steven Crown, Natural Resource[s] Building, (360) 902-2373.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules apply to recreational hunting and do not affect small business.

A cost-benefit analysis is not required under RCW 34.05.328. This proposal does not involve hydraulics.

February 2, 2015

Joanna M. Eide
Rules Coordinator

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 220-55-174 Reduced rate combination elk general licenses. (1) There is hereby created combination elk hunting licenses that allow the holder to hunt elk for the purposes described below. A person purchasing any big game license that includes elk may purchase a reduced rate combination as follows:

(a) ~~((If a hunter is drawn for a special permit in the master hunter elk category, they))~~ Master hunters must purchase a master hunter elk tag ~~((as authorized and conditioned by the commission to harvest a second elk))~~ to participate in both special permit and general season master hunter hunts. A master hunter in good standing must also purchase a master hunter elk tag in order to utilize a damage prevention or kill permit authorized and conditioned by the department. The fee for this combined license is forty dollars less than the sum of the big game license containing elk and the master hunter second elk tag.

(b) If a hunter is issued a damage prevention or kill permit authorized and conditioned by the department, the hunter must purchase a damage elk tag. The fee for this combined license is forty dollars less than the sum of the big game license containing elk and the damage elk second tag.

(2)(a) It is unlawful to possess a second elk transport tag except as authorized by this section.

(b) Violation of this subsection is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

AMENDATORY SECTION (Amending WSR 09-09-083, filed 4/15/09, effective 5/16/09)

WAC 232-12-055 Hunting—Hunter orange clothing requirements. (1) Except as authorized in subsection ~~((5))~~ (6) of this section, it is unlawful to hunt upland birds or rabbits during any upland game bird season unless the hunter is wearing fluorescent hunter orange clothing.

(2) It is unlawful to hunt deer or elk during all modern firearm general seasons in any manner unless the hunter is wearing fluorescent hunter orange clothing.

(3) All modern firearm permit holders must wear fluorescent hunter orange clothing.

(4) All master hunters must wear fluorescent hunter orange clothing during all deer and elk hunting seasons that allow the use of modern firearms, except as authorized by department permit.

(5) It is unlawful to hunt bear, cougar, bobcat, raccoon, fox, coyote, rabbit, forest grouse or hare during those times and in those places open to the taking of deer or elk during a modern firearm season, unless the hunter is wearing fluorescent hunter orange clothing.

~~((5))~~ (6) Persons who are hunting upland game birds during an upland game bird season with a muzzleloading firearm, bow and arrow or falconry are not required to wear fluorescent hunter orange clothing.

~~((6))~~ (7) Wearing fluorescent hunter orange clothing means: A minimum of 400 square inches of fluorescent hunter orange exterior clothing, worn above the waist and visible from all sides.

~~((7))~~ (8) A violation of this section is an infraction, punishable under RCW 77.15.160.

AMENDATORY SECTION (Amending WSR 12-06-008, filed 2/24/12, effective 3/26/12)

WAC 232-28-294 Multiple season big game permits.

The commission may, by rule, offer permits for hunters to hunt deer or elk during more than one general season.

An annual drawing will be conducted by the department for multiple season permits.

(1) Multiple season big game hunting permit applications:

(a) To apply for multiple season big game hunting season permits for deer or elk, applicants must purchase a permit application.

(b) No refunds or exchanges for applications will be made for persons applying for multiple season big game hunting season permits after the application has been submitted.

(c) An applicant may purchase only one application for a multiple season big game hunting season permit for each species.

(d) Permits will be randomly drawn by computer selection.

(e) Incomplete applications will not be accepted.

(f) The department will establish application and drawing dates.

(2) The bag limit for this permit is one deer or elk.

(3) Multiple season permits:

(a) Hunters who are drawn will be required to purchase their original deer or elk license, corresponding to their permit, and the multiple season big game permit.

(b) Successful applicants will be allowed to purchase their permit at any time prior to ~~((September))~~ August 1st.

(c) The permits are not transferable.

(d) Permits not purchased by successful applicants by August 1st may be sold at the discretion of the department on a first-come, first-served basis.

(4) Permit holders are required to follow all rules and restrictions for general season hunters within the game management unit or area hunted.

Number of Permits	Dates	Game Management Units (GMUs)	Legal Animal	Eligible Hunters
Multiple Season Deer Permits				
8500	Sept. 1 - December 31 within general seasons and regulations established by the commission for deer	Statewide in those GMUs with general seasons for archery, muzzleloader, or modern firearm hunters	Any legal deer consistent with the game management unit or area restrictions	Any licensed deer hunter
50	Sept. 1 - December 31 within general seasons and regulations established by the commission for deer	Statewide in those GMUs with general seasons for archery, muzzleloader, or modern firearm hunters	Any legal deer consistent with the game management unit or area restrictions	Hunter education instructors meeting qualifications and selection criteria established by the department
Multiple Season Elk Permits				
1000	Sept. 1 - December 31 within general seasons and regulations established by the commission for elk	Statewide in those GMUs with general seasons for archery, muzzleloader, or modern firearm hunters	Any legal elk consistent with the game management unit or area restrictions	Any licensed elk hunter

Number of Permits	Dates	Game Management Units (GMUs)	Legal Animal	Eligible Hunters
25	Sept. 1 - December 31 within general seasons and regulations established by the commission for elk	Statewide in those GMUs with general seasons for archery, muzzleloader, or modern firearm hunters	Any legal elk consistent with the game management unit or area restrictions	Hunter education instructors meeting qualifications and selection criteria established by the department

WSR 15-04-089
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
 [Filed February 2, 2015, 1:57 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-118 on December 3, 2014.

Title of Rule and Other Identifying Information: WAC 232-12-284 Bighorn sheep—Marking and ownership requirements, 232-28-273 2015-2017 Moose seasons, permit quotas, and areas, 232-28-283 Big game and wild turkey auction, raffle, and special incentive permits, 232-28-622 2015-2017 Bighorn sheep seasons and permit quotas, and 232-28-623 2015-2017 Mountain goat seasons and permit quotas.

Hearing Location(s): Civic Center, 411 South Balsam Street, Moses Lake, WA 98837, on March 20-21, 2015, at 8:00 a.m.

Date of Intended Adoption: On or after April 9, 2015.

Submit Written Comments to: Wildlife Program Commission Meeting Public Comments, 600 Capitol Way North, Olympia, WA 98501, e-mail wildthing@dfw.wa.gov, fax (360) 902-2162, by February 24, 2015.

Assistance for Persons with Disabilities: Contact Tami Lininger by March 1, 2015, TTY (800) 833-6388 or (360) 902-2267.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: WAC 232-12-284, this proposal will clarify rules regarding possession of heads and horns of bighorn sheep dying naturally in the field. The previous version of this WAC left unclear situations under which the department would authorize, via permit, the possession of bighorn sheep heads/horns other than those obtained via a legal hunt. This had resulted in various interpretations and uncertainty both within the agency and the public. This revision clarifies that horns of bighorn sheep found dead in Washington must be left in the field. It clarifies that the rationale and circumstances under which the department would authorize, via written permit, possession, transfer, barter, or sale of horns of bighorn sheep are those in which doing so would specifically benefit bighorn sheep conservation or management.

WAC 232-28-273, this proposal will update departmental recommendations regarding permit levels for moose harvests in existing moose hunt areas. Permit levels are proposed to increase in a number of hunts, following evidence that the moose population is larger than earlier believed, that

bull:cow ratios continue to be high, and that moose may be approaching densities at which they limit themselves.

The proposal also disaggregates some existing moose hunt choices: The previous "Three Forks" choice, which consisted of GMUs 108 and 111, is disaggregated to those two, separate GMUs (called "Douglas" and "Aladin [Aladdin]"). The previous "Huckleberry Range" hunt choice, which consisted of GMUs 121 and 124, is now considered only GMU 121, and GMU 124 west of Highway 395 is now called "Spokane West." In some cases, the proposal recommends that the current two month long moose season be split into two, separate, one month long moose seasons. These changes allow the department to increase permit levels while dispersing hunting pressure more evenly.

WAC 232-28-283, allow the department to more precisely tailor the number of permits provided for California bighorn sheep and mountain goats.

WAC 232-28-622, this proposal will update departmental recommendations regarding permit levels for bighorn ram and ewe harvests in existing bighorn sheep hunts.

In addition, the department proposes to add a new hunt category "Bighorn sheep - disabled hunter." New hunts for the Chelan Butte herd will be proposed as "hunt coordinated" (HC), to allow for hunter opportunity targeting specific animals.

This proposal also rectifies some earlier errors in legal descriptions [in] bighorn sheep units 4, 6, 7, and 13.

WAC 232-28-623, this proposal will update departmental recommendations regarding permit levels for mountain goat harvests in existing mountain goat hunt areas.

This proposal will also require that successful mountain goat hunters bring their trophy (the head with horns attached) to a departmental office or designated location for inspection and data recording, as is currently done for bighorn sheep.

In addition, the department proposes to add a new hunt category "Mountain goat – conflict reduction."

Reasons Supporting Proposal: WAC 232-12-284, poaching and traffic of bighorn heads continues to be an enforcement concern. Existing WAC leaves unclear what department policy is regarding possession of bighorn heads (sale is already prohibited without departmental permit under WAC 232-12-071). Possession of heads/horns obtained by hunters via legally authorized hunts has always been legal, and remains so. In recent years, the department has authorized sportsmen's groups to auction or raffle to members of the public individually pinned horns that have come into department possession, with the proceeds benefiting bighorn con-

servation and management. That will remain legal under this revision. The WAC clarifies that possession by the public under circumstances other than these above makes enforcement difficult and may encourage poaching, and thus would not merit a permit from the director.

WAC 232-28-273, moose in Districts 1 and 2 have increased in recent years. In 2014, we began more intensive work on moose abundance and demographics. Together, these have suggested that the population can sustain additional harvest. Additional harvest of bulls is expected to reduce the postharvest bull:cow ratio, but it is currently high. Additional harvest of cows is expected to temper the rate of growth, but this is acceptable, but may function to stabilize the population.

WAC 232-28-283, for mountain goats in addition to routinely allocated "special permits," the department provides a single auction tag and a single raffle tag. For California bighorn sheep, in addition to routinely allocated "special permits," the department provides a single auction tag and a single raffle tag but also provides the option to choose a California bighorn sheep in two of the regional "multispecies" raffles. As a way to prevent the possibility more animals would be harvested in any given year than is sustainable, WAC 232-28-282 currently provides that only units in which two or more special permits are offered can holders of any or all of the auction/raffle permits hunt. However, this produces the undesired effect that total permit levels for California bighorn sheep cannot be increased from one to two without incurring the risk that the total number removed could increase from one to five (i.e., one to two special hunt permits, up to three additional animals harvested if the auction winner and both raffle winners hunt in that herd). This has had the unintended side effect of encouraging permit levels to be more conservative than is biologically justified. This has both reduced opportunity for special draw permit holders, and unnecessarily restricted the options available to the auction/raffle hunters.

The department now has a system in place that can ameliorate the undesired consequences of this "boom or bust" number of permits, at least as averaged over a number of years.

WAC 232-28-622, populations fluctuate annually. Because WDFW manages harvest of bighorn sheep closely and we follow guidelines published in the game management plan, permit levels also respond to population changes.

The new "HC" Chelan Butte hunts (disabled hunter and over-65 bighorn sheep) are designed to take advantage of an unusual situation: A number of older-aged animals resulting from the earlier reintroduction of this herd are unlikely to be taken by hunters interested in the largest possible trophy, but would still be of great interest to many hunters. These animals are unlikely to be participating in breeding, and will not be contributing to future growth (nor would they be appropriate candidates for translocation to other herds).

WAC 232-28-623, populations fluctuate annually. Because WDFW manages harvest of mountain goats closely and we follow guidelines published in the game management plan, permit levels also respond to population changes.

In order to allow for hunter opportunity while minimizing the chance of overharvest, the department requires

detailed and complete information on harvested mountain goats. This information is best collected by trained biologists. During 2013 and 2014, the department initiated a program of voluntary in person registration by hunters, with only partial success. Thus, the department feels that a mandatory in person registration for purposes of collecting biological data is appropriate. During public scoping this proposal received unqualified support. Because mountain goat hunts are once-in-a-lifetime opportunities, this causes little additional burden on the hunters. Because the total number of hunts in Washington is modest, this causes little additional burden on biologists.

The newly proposed hunt category "conflict reduction," is intended to encourage hunters to take advantage of opportunities currently provided on the Olympic Peninsula, where reduction of the goat population is a management objective. Hunter success was lower during the initial season (2014) than anticipated; hunters participating but failing to take an animal thus lost their points when applying for subsequent mountain goat hunts. This change would allow those hunters to retain any points previously accumulated for other mountain goat hunts; this revision would thus remove the disincentive for hunters to participate.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

Statute Being Implemented: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: When filing the permanent rule-making order (CR-103P), the WAC sections containing rule amendments will be consolidated into two or three order typing service (OTS) documents.

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

Name of Agency Personnel Responsible for Drafting and Implementation: Nate Pamplin, Natural Resource[s] Building, (360) 902-2515; and Enforcement: Steven Crown, Natural Resource[s] Building, (360) 902-2373.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules apply to recreational hunting and do not affect small business.

A cost-benefit analysis is not required under RCW 34.05.328. This proposal does not involve hydraulics.

February 2, 2015

Joanna M. Eide

Rules Coordinator

AMENDATORY SECTION (Amending WSR 10-10-061, filed 4/30/10, effective 5/31/10)

WAC 232-12-284 Bighorn sheep—Marking requirements. (1) For the purpose of this ~~((regulation))~~ section, horns ~~((shall be))~~ are defined as the ~~((permanent, paired,))~~ hollow sheath of bighorn sheep ram ~~((attached to the bony core and skull))~~. The horns do not have to be paired and may include one horn.

(2) It is unlawful for a person who kills ~~((or possesses))~~ a bighorn sheep ram taken in Washington to fail, within ten days after acquisition, to personally present the horns for inspection and permanent marking at a department ~~((regional))~~ office or location designated by a department representative. A department employee shall permanently mark one of the horns of each lawfully acquired bighorn sheep. A violation of this subsection is punishable under RCW 77.15.280 (1)(c).

(3) It is unlawful for any person to possess the horns of a bighorn sheep ram ~~((taken))~~ originating in Washington ~~((without one of the horns being permanently marked by the department))~~ except as described in subsections (2) and (4) of this section. Horns of bighorn sheep found dead in Washington must be left in the field. A violation of this subsection is punishable under RCW 77.15.410.

(4) ~~((A person may not transfer ownership or possession of bighorn sheep horns by offering them))~~ It is unlawful to offer for sale, ((selling them, purchasing them, or bartering them,)) sell, purchase, or barter, bighorn sheep horns without a written permit authorized by the director. Permits will only be granted where such sale, purchase, or barter will specifically benefit bighorn sheep conservation or management. It is unlawful for any person who transfers ownership or possession of the horns of a bighorn sheep ram ~~((that have been permanently marked))~~ to fail to give written notice of the transfer to the department within ten days after the transfer. A violation of this subsection is punishable under RCW 77.15.750, provided it does not involve trafficking of bighorn sheep or the parts thereof. A violation of this subsection involving the

trafficking of bighorn sheep or the parts thereof is punishable under RCW 77.15.260.

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-273 2012-2014 Moose seasons, permit quotas, and areas. (1) It is unlawful to fail to comply with the provisions of this section. A violation of this section is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

(2) Moose Permit Hunts

(a) **Who May Apply:** ~~((Anyone EXCEPT those who previously harvested a moose in Washington state may apply for a moose permit.))~~

(i) **Any moose category:** An individual may only harvest one moose under the "any moose" category during his or her lifetime. ~~((However, this restriction is waived for hunters who have previously harvested a moose under an antlerless-only, master-hunter, raffle, or auction permit, as well as for applications for antlerless-only, master-hunter, raffle, or auction permits.))~~ Applications will not be accepted from hunters having previously harvested a moose in the "any moose" category.

(ii) **Antlerless only, youth antlerless, over-65 antlerless, disabled-antlerless, master-hunter any moose, hunter-education antlerless, auction moose, raffle moose:** Anyone may apply.

(b) **Bag Limit:** One moose.

(c) **Weapon Restrictions:** Permit holders may use any legal weapon.

((Hunt Name))	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
Kettle Range/East Okanogan	Oct. 1 – Nov. 30	GMUs 101, 105, 204	Any Moose	10
Selkirk Mtns. A	Oct. 1 – Nov. 30	GMU 113	Any Moose	15
Selkirk Mtns. B ^d	Oct. 1 – Nov. 30	GMU 113	Antlerless-Only	2
Mt. Spokane South A	Oct. 1 – Nov. 30	Moose Area 1	Any Moose	8
Mt. Spokane South B	Oct. 1 – Nov. 30	Moose Area 1	Antlerless-Only	8
Mt. Spokane North A	Oct. 1 – Nov. 30	Moose Area 2	Any Moose	8
Mt. Spokane North B	Oct. 1 – Nov. 30	Moose Area 2	Antlerless-Only	7
Mt. Spokane North C ^b	Oct. 1 – Nov. 30	Moose Area 2	Antlerless-Only	1
Spokane District ^{HC}	Aug. 1 – Mar. 31	GMUs 124-142	Any Moose as specifically directed by WDFW	10 ^{HC}
Mt. Spokane South – Youth Only ^a	Oct. 1 – Nov. 30	Moose Area 1	Antlerless-Only	8
Mt. Spokane North – Youth Only ^a	Oct. 1 – Nov. 30	Moose Area 2	Antlerless-Only	8
49 Degrees North A	Oct. 1 – Nov. 30	GMU 117	Any Moose	21
49 Degrees North B ^b	Oct. 1 – Nov. 30	GMU 117	Antlerless-Only	3
49 Degrees North C ^c	Oct. 1 – Nov. 30	GMU 117	Antlerless-Only	2
49 Degrees North Youth Only ^a	Oct. 1 – Nov. 30	GMU 117	Antlerless-Only	2
Three Forks	Oct. 1 – Nov. 30	GMUs 108, 111	Any Moose	6

((Hunt Name	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
Hangman A	Oct. 1 - Nov. 30	GMUs 127, 130	Any Moose	7
Hangman B	Oct. 1 - Nov. 30	GMUs 127, 130	Antlerless Only	7
Huckleberry Range A	Oct. 1 - Nov. 30	GMUs 121, 124 west of Hwy-395	Any Moose	7
Huckleberry Range B*	Oct. 1 - Nov. 30	GMUs 121, 124 west of Hwy-395	Antlerless Only	2
Parker Lake A*	Sept. 1-26	Moose Area 3	Any Moose, Archery Only	2
Parker Lake B*	Sept. 27 - Oct. 5	Moose Area 3	Any Moose, Muzzleloader Only	2))

Hunt Name	Notes	Permit Season	GMU or boundary	Permits
Any moose				
<u>Kettle Range-East Okanogan</u>		<u>Oct. 1 - Nov. 30</u>	<u>GMUs 101, 105, 204</u>	<u>10</u>
<u>Douglas A - Early</u>		<u>Oct. 1-31</u>	<u>GMU 108</u>	<u>3</u>
<u>Douglas A - Late</u>		<u>Nov. 1-30</u>	<u>GMU 108</u>	<u>3</u>
<u>Aladdin A - Early</u>		<u>Oct. 1-31</u>	<u>GMU 111</u>	<u>3</u>
<u>Aladdin A - Late</u>		<u>Nov. 1-30</u>	<u>GMU 111</u>	<u>3</u>
<u>Selkirk</u>		<u>Oct. 1 - Nov. 30</u>	<u>GMU 113</u>	<u>15</u>
<u>49 Degrees North A - Early</u>		<u>Oct. 1-31</u>	<u>GMU 117</u>	<u>15</u>
<u>49 Degrees North A - Late</u>		<u>Nov. 1-30</u>	<u>GMU 117</u>	<u>15</u>
<u>Parker Lake A - Archery</u>	<u>e.W</u>	<u>Sept. 1-26</u>	<u>Moose area 3</u>	<u>2</u>
<u>Parker Lake A - Muzzleloader</u>	<u>e.X</u>	<u>Sept. 27 - Oct. 5</u>	<u>Moose area 3</u>	<u>2</u>
<u>Huckleberry A - Early</u>	<u>*</u>	<u>Oct. 1-31</u>	<u>GMU 121</u>	<u>6</u>
<u>Huckleberry A - Late</u>	<u>*</u>	<u>Nov. 1-30</u>	<u>GMU 121</u>	<u>6</u>
<u>Spokane West A</u>	<u>*</u>	<u>Oct. 1 - Nov. 30</u>	<u>GMU 124 w of Hwy 395</u>	<u>1</u>
<u>Mt Spokane South A</u>		<u>Oct. 1 - Nov. 30</u>	<u>Moose Area 1 (within 124)</u>	<u>8</u>
<u>Mt Spokane North A</u>		<u>Oct. 1 - Nov. 30</u>	<u>Moose Area 2 (within 124)</u>	<u>8</u>
<u>Mica Peak A</u>	<u>*</u>	<u>Oct. 1 - Nov. 30</u>	<u>GMU 127 & 130</u>	<u>7</u>
Antlerless only				
<u>Douglas B</u>		<u>Oct. 1 - Nov. 30</u>	<u>GMU 108</u>	<u>2</u>
<u>Aladdin B</u>		<u>Oct. 1 - Nov. 30</u>	<u>GMU 111</u>	<u>2</u>
<u>49 Degrees North B</u>		<u>Oct. 1 - Nov. 30</u>	<u>GMU 117</u>	<u>2</u>
<u>Huckleberry B</u>	<u>*</u>	<u>Oct. 1 - Nov. 30</u>	<u>GMU 121</u>	<u>3</u>
<u>Spokane West B</u>	<u>*</u>	<u>Oct. 1 - Nov. 30</u>	<u>GMU 124 w of Hwy 395</u>	<u>2</u>
<u>Mt Spokane South B</u>		<u>Oct. 1 - Nov. 30</u>	<u>Moose Area 1 (within 124)</u>	<u>8</u>
<u>Mt Spokane North B</u>		<u>Oct. 1 - Nov. 30</u>	<u>Moose Area 2 (within 124)</u>	<u>7</u>
<u>Mica Peak B</u>	<u>*</u>	<u>Oct. 1 - Nov. 30</u>	<u>GMU 127</u>	<u>7</u>
<u>Cheney B</u>	<u>**</u>	<u>Oct. 1 - Nov. 30</u>	<u>GMU 130</u>	<u>2</u>

<u>Hunt Name</u>	<u>Notes</u>	<u>Permit Season</u>	<u>GMU or boundary</u>	<u>Permits</u>
<u>Youth Only - antlerless</u>				
	<u>a</u>			
<u>49 Degrees North Y</u>		<u>Oct. 1 - Nov. 30</u>	<u>GMU 117</u>	<u>2</u>
<u>Mt Spokane South Y</u>		<u>Oct. 1 - Nov. 30</u>	<u>Moose Area 1 (within 124)</u>	<u>8</u>
<u>Mt Spokane North Y</u>		<u>Oct. 1 - Nov. 30</u>	<u>Moose Area 2 (within 124)</u>	<u>8</u>
<u>65 Year and over - antlerless</u>				
	<u>c</u>			
<u>49 Degrees North V</u>		<u>Oct. 1 - Nov. 30</u>	<u>GMU 117</u>	<u>2</u>
<u>Huckleberry V</u>		<u>Oct. 1 - Nov. 30</u>	<u>GMU 121</u>	<u>2</u>
<u>Disabled hunter - antlerless</u>				
	<u>b</u>			
<u>49 Degrees North D</u>		<u>Oct. 1 - Nov. 30</u>	<u>GMU 117</u>	<u>3</u>
<u>Mt Spokane North D</u>		<u>Oct. 1 - Nov. 30</u>	<u>Moose Area 2 (within 124)</u>	<u>1</u>
<u>Hunter Education antlerless</u>				
	<u>d</u>			
<u>Selkirk HE</u>	<u>HEII</u>	<u>Oct. - Nov. 30</u>	<u>GMU 113</u>	<u>2</u>
<u>Master Hunter - Any moose</u>				
	<u>HC</u>			
<u>Spokane District MH</u>	<u>HC</u>	<u>Aug. 1 - Mar. 31</u>	<u>GMUs 124-142</u>	<u>10</u>

- a Applicants must be eligible to purchase a youth moose permit application. An adult must accompany the youth hunter during the hunt.
- b Applicants must possess a Disabled Hunter Permit.
- c Applicants must be eligible to purchase a 65 years of age or older permit application.
- d Applicants must be a certified hunter education instructor who meets program-defined eligibility criteria.
- e The following special hunt is offered by the USAF Survival School on a trial basis and will be evaluated based on student safety each year for continuation.
- HC This is a damage hunt administered by a WDFW designated hunt coordinator. Only master hunters may apply, and any weapon may be used. Successful applicants will be contacted on an as-needed basis to help with specific sites of nuisance moose activity in designated areas. Not all successful applicants will be contacted in any given year.

(3) Moose Areas:

(a) Moose Area 1: South Spokane Moose Area:

That portion of GMU 124 beginning at intersection of Blanchard Rd and Idaho-Washington state line: W on Blanchard Rd to Blanchard Creek Rd; SW on Blanchard Creek Rd to Tallman Rd; W on Tallman Rd to Elk Chattaroy Rd; SW on Elk Chattaroy Rd to Hwy 2; S on Hwy 2 to Hwy 395, S on Hwy 395 to Spokane River, E on Spokane River to Idaho-Washington state line, N on Idaho-Washington state line to Blanchard Rd and the point of beginning.

(b) Moose Area 2: North Spokane Moose Area:

That portion of GMU 124 beginning at intersection of Blanchard Rd and Idaho-Washington state line: W on Blanchard Rd to Blanchard Creek Rd; SW on Blanchard Creek Rd to Tallman Rd; W on Tallman Rd to Elk Chattaroy Rd; SW on Elk Chattaroy Rd to Hwy 2; S on Hwy 2 to Hwy 395, N on Hwy 395 to Deer Park-Milan Rd, E on Deer Park-Milan Rd to Hwy 2, N on Hwy 2 to Idaho-Washington state line, S on Idaho-Washington state line to Blanchard Rd and the point of beginning.

(c) Moose Area 3: Parker Lake (GMU 117, Pend Oreille County): All lands south of Ruby Creek Rd (USFS Road 2489), north of Tacoma Creek Rd (USFS Road 2389), and west of Bonneville Power Administration power lines.

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-283 Big game and wild turkey auction, raffle, and special incentive permits.

AUCTION PERMITS

(1) BLACK-TAILED DEER AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Those GMUs open to black-tailed deer hunting EXCEPT GMU 485 and those GMUs closed to black-tailed deer hunting by the fish and wildlife commission.

(c) Weapon type: Any legal weapon.

(d) Bag limit: One additional any buck black-tailed deer.

(e) Number of permit hunters selected: 1

(2) MULE DEER AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Those GMUs open to mule deer hunting EXCEPT those GMUs closed to mule deer hunting by the fish and wildlife commission.

(c) Weapon type: Any legal weapon.

(d) Bag limit: One additional any buck mule deer.

(e) Number of permit hunters selected: 1

(3) WHITE-TAILED DEER AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Those GMUs open to white-tailed deer hunting EXCEPT those GMUs closed to white-tailed deer hunting by the fish and wildlife commission.

(c) Weapon type: Any legal weapon.

(d) Bag limit: One additional any buck white-tailed deer.

(e) Number of permit hunters selected: 1

(4) WESTSIDE ELK AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Western Washington EXCEPT GMU 485, those GMUs closed to elk hunting, and those GMUs not opened to branch antlered bull elk hunting by the fish and wildlife commission.

(c) Weapon type: Any legal weapon.

(d) Bag limit: One additional any bull elk.

(e) Number of permit hunters selected: 1

(5) EASTSIDE ELK AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Eastern Washington EXCEPT GMU 157, those GMUs closed to elk hunting, and those GMUs not opened to branch antlered bull elk hunting by the fish and wildlife commission.

(c) Weapon type: Any legal weapon.

(d) Bag limit: One additional any bull elk.

(e) Number of permit hunters selected: 1

(6) CALIFORNIA BIGHORN SHEEP AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: ~~((Any open sheep unit with two or more ram permits during the respective license year, EXCEPT sheep units in Walla Walla, Columbia, Garfield, Asotin, or Pend Oreille counties are not open.))~~ The director is authorized to select areas open for this hunt based on population objectives, harvest objectives, and recent harvest parameters as identified by the department. The selection of hunt areas will be made no later than December 1 for the following year, and will be posted on the department's web site no later than January 1.

(c) Weapon: Any legal weapon.

(d) Bag limit: One California bighorn ram.

(e) Number of permit hunters selected: 1

(7) MOOSE AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Any open moose unit.

(c) Weapon: Any legal weapon.

(d) Bag limit: One moose of either sex.

(e) Number of permit hunters selected: 1

(8) MOUNTAIN GOAT AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: ~~((Any open goat unit with two or more permits during the respective license year.))~~ The director is authorized to select areas open for this hunt based on population objectives, harvest objectives, and recent harvest parameters as identified by the department. The selection of hunt areas will be made no later than December 1 for the following year, and will be posted on the department's web site no later than January 1.

(c) Weapon: Any legal weapon.

(d) Bag limit: One mountain goat of either sex.

(e) Number of permit hunters selected: 1

RAFFLE PERMITS

(9) BLACK-TAILED DEER RAFFLE PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Those GMUs open to black-tailed deer hunting EXCEPT GMU 485 and those GMUs closed to deer hunting by the fish and wildlife commission.

(c) Weapon: Any legal weapon.

(d) Bag limit: One additional any buck black-tailed deer.

(e) Number of permit hunters selected: 1

(10) MULE DEER RAFFLE PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Those GMUs open to mule deer hunting EXCEPT those GMUs closed to mule deer hunting by the fish and wildlife commission.

(c) Weapon: Any legal weapon.

(d) Bag limit: One additional any buck mule deer.

(e) Number of permit hunters selected: 1

(11) WHITE-TAILED DEER RAFFLE PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Those GMUs open to white-tailed deer hunting EXCEPT those GMUs closed to white-tailed deer hunting by the fish and wildlife commission.

(c) Weapon: Any legal weapon.

(d) Bag limit: One additional any buck white-tailed deer.

(e) Number of permit hunters selected: 1

(12) WESTSIDE ELK RAFFLE PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Western Washington EXCEPT GMU 485, those GMUs closed to elk hunting, and those GMUs not open to branch antlered bull elk hunting by the fish and wildlife commission.

(c) Weapon: Any legal weapon.

(d) Bag limit: One additional any bull elk.

(e) Number of permit hunters selected: 1

(13) EASTSIDE ELK RAFFLE PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Eastern Washington EXCEPT GMU 157, those GMUs closed to elk hunting, and those GMUs not opened to branch antlered bull elk hunting by the fish and wildlife commission.

(c) Weapon: Any legal weapon.

(d) Bag limit: One additional any bull elk.

(e) Number of permit hunters selected: 1

(14) CALIFORNIA BIGHORN SHEEP RAFFLE PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: ~~((Any open bighorn sheep unit with two or more ram permits during the respective license year, EXCEPT sheep units in Walla Walla, Columbia, Garfield, Asotin, or Pend Oreille counties are not open.))~~ The director is authorized to select areas open for this hunt based on pop-

ulation objectives, harvest objectives, and recent harvest parameters as identified by the department. The selection of hunt areas will be made no later than December 1 for the following year, and will be posted on the department's web site no later than January 1 except that sheep units in Walla Walla, Columbia, Garfield, Asotin, or Pend Oreille counties are not open.

(c) Weapon: Any legal weapon.

(d) Bag limit: One California bighorn ram.

(e) Number of permit hunters selected: 1

(15) MOOSE RAFFLE PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Any open moose unit.

(c) Weapon: Any legal weapon.

(d) Bag limit: One moose of either sex.

(e) Number of permit hunters selected: 2

(16) MOUNTAIN GOAT RAFFLE PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: ~~((Any open goat unit with two or more permits during the respective license year.))~~ The director is authorized to select areas open for this hunt based on population objectives, harvest objectives, and recent harvest parameters as identified by the department. The selection of hunt areas will be made no later than December 1 for the following year, and will be posted on the department's web site no later than January 1.

(c) Weapon: Any legal weapon.

(d) Bag limit: One mountain goat of either sex.

(e) Number of permit hunters selected: 1

(17) TURKEY RAFFLE PERMIT

(a) Season dates: April 1 - May 31 and September 1 - December 31

(b) Hunt Area: Statewide.

(c) Weapon: Archery or shotgun only.

(d) Bag limit: Three additional wild turkeys, but not to exceed more than one turkey in Western Washington or two turkeys in Eastern Washington.

(e) Number of permit hunters selected: 1

(18) ROCKY MOUNTAIN BIGHORN SHEEP RAFFLE PERMIT

(a) Bag limit: One Rocky Mountain bighorn ram.

(b) Hunt Area: GMUs 113, 172, 175.

(c) Season dates: September 1 - December 31

(d) Weapon: Any legal weapon.

(e) Number of permit hunters selected: 1

(19) THREE-DEER RAFFLE PERMIT

(a) Bag limit: One additional any buck black-tailed deer, one additional any buck mule deer, and one additional any buck white-tailed deer; total harvest not to exceed three animals.

(b) Hunt Area: For black-tailed deer, those GMUs open to black-tailed deer hunting EXCEPT GMU 485 and those GMUs closed to deer hunting by the fish and wildlife commission. For mule deer, those GMUs open to mule deer hunting EXCEPT those GMUs closed to mule deer hunting by the fish and wildlife commission. For white-tailed deer, those

GMUs open to white-tailed deer hunting EXCEPT those GMUs closed to white-tailed deer hunting by the fish and wildlife commission.

(c) Season dates: September 1 - December 31

(d) Weapon: Any legal weapon.

(e) Number of permit hunters selected: 1

(20) NORTHEAST WASHINGTON BIG GAME RAFFLE PERMIT

(a) Bag limit: Permit hunter may harvest three of six possible species. Species that may be harvested under this permit include: One additional any buck white-tailed deer, one additional any bull elk, one any bull moose, one additional any legal cougar, one additional any legal black bear, and one additional any legal turkey (gobbler and turkey with visible beard ONLY); total harvest not to exceed three animals.

(b) Hunt Area: GMUs 101-124.

(c) Season dates:

(i) September 1 - December 31 for white-tailed deer, elk, and moose.

(ii) April 15 - May 31 and September 1 - December 31 for black bear.

(iii) September 1 - March 31 for cougar. April 15 - May 31 for turkey

(d) Weapon: Any legal weapon EXCEPT archery and shotgun only for turkey.

(e) Number of permit hunters selected: 1

(21) SOUTH-CENTRAL WASHINGTON BIG GAME RAFFLE PERMIT

(a) Bag limit: One additional any bull elk, one additional any buck deer, and one California bighorn sheep ram; total harvest not to exceed three animals.

(b) Hunt Area: For elk, any 300 or 500 series GMU EXCEPT those GMUs closed to elk hunting and those GMUs not open to branch antlered bull elk hunting by the fish and wildlife commission. For deer, any 300 or 500 series GMU EXCEPT those GMUs closed to deer hunting by the fish and wildlife commission. For California bighorn sheep, ~~((those bighorn sheep hunt areas south of Interstate 90 and west of Interstate 82 open to bighorn sheep hunting by the fish and wildlife commission with two or more permits during the respective license year))~~ the director is authorized to select areas open for this hunt based on population objectives, harvest objectives, and recent harvest parameters as identified by the department. The selection of hunt areas will be made no later than December 1 for the following year, and will be posted on the department's web site no later than January 1. For bighorn sheep, any bighorn herd located south of US Highway 2 and west of Interstate 82.

(c) Season dates: September 1 - December 31

(d) Weapon: Any legal weapon.

(e) Number of permit hunters selected: 1

(22) SOUTHEAST WASHINGTON BIG GAME RAFFLE PERMIT

(a) Bag limit: Permit hunter may harvest four of five possible species. Species that may be harvested under this permit include: One additional any buck white-tailed deer, one additional any buck mule deer, one additional any bull elk, one additional any legal cougar, and one additional any legal black bear; total harvest not to exceed four animals.

(b) Hunt Area: GMUs 139-154 and 162-186.

(c) Season dates: September 1 - December 31 for white-tailed deer, mule deer, and elk. April 15 - June 15 and September 1 - December 31 for black bear. September 1 - March 31 for cougar

(d) Weapon: Any legal weapon.

(e) Number of permit hunters selected: 1

(23) NORTH-CENTRAL WASHINGTON BIG GAME RAFFLE PERMIT

(a) Bag limit: Permit hunter may harvest three of five possible species. Species that may be harvested under this permit include: One additional any buck white-tailed deer, one additional any buck mule deer, one any ram California bighorn sheep, one additional any legal cougar, and one additional any legal black bear; total harvest not to exceed three animals.

(b) Hunt Area: For white-tailed deer, mule deer, cougar, and black bear, any 200 series GMU EXCEPT those GMUs closed to deer hunting by the fish and wildlife commission. For California bighorn sheep, ~~((those bighorn sheep hunt areas in Chelan or Okanogan counties open to bighorn sheep hunting by the fish and wildlife commission with two or more permits during the respective license year))~~ the director is authorized to select areas open for this hunt based on population objectives, harvest objectives, and recent harvest parameters as identified by the department. The selection of hunt areas will be made no later than December 1 for the following year, and will be posted on the department's web site no later than January 1 in Okanogan or Chelan counties north of US Highway 2.

(c) Season dates:

(i) September 1 - December 31 for white-tailed deer, mule deer, and California bighorn sheep.

(ii) April 15 - May 15 and September 1 - December 31 for black bear.

(iii) September 1 - March 31 for cougar

(d) Weapon: Any legal weapon.

(e) Number of permit hunters selected: 1

SPECIAL INCENTIVE PERMITS

(24) WESTERN WASHINGTON ELK INCENTIVE PERMITS

(a) Hunt Area: Western Washington EXCEPT GMUs 418, 485, 522, and those GMUs closed to elk hunting or closed to branch antlered bull elk hunting by the fish and wildlife commission.

(b) Season dates: September 1 - December 31

(c) Weapon: Any legal weapon, EXCEPT must use archery equipment during archery seasons and muzzleloader equipment during muzzleloader seasons.

(d) Bag limit: One additional elk.

(e) Number of permit hunters selected: 2

(25) EASTERN WASHINGTON ELK INCENTIVE PERMITS

(a) Hunt Area: Eastern Washington EXCEPT GMU 157 and those GMUs closed to elk hunting or closed to branch antlered bull elk hunting by the fish and wildlife commission.

(b) Season dates: September 1 - December 31

(c) Weapon: Any legal weapon, EXCEPT must use archery equipment during archery seasons and muzzleloader equipment during muzzleloader seasons.

(d) Bag limit: One additional elk.

(e) Number of permit hunters selected: 2

(26) DEER INCENTIVE PERMITS

(a) Hunt Area: Statewide, for use in any area open to general or permit hunting seasons EXCEPT GMUs 157, 418, 485, 522, and those GMUs closed to deer hunting by the fish and wildlife commission.

(b) Season dates: September 1 - December 31

(c) Weapon: Any legal weapon, EXCEPT hunters must use archery equipment during archery seasons and muzzleloader equipment during muzzleloader seasons and any legal weapon at other times if there are no firearm restrictions.

(d) Bag limit: One additional any deer.

(e) Number of permit hunters selected: 5

PERMIT ISSUANCE PROCEDURE

(27) Auction permits: The director will select a conservation organization(s) to conduct annual auction(s). Selection of the conservation organizations will be based on criteria adopted by the Washington department of fish and wildlife. Big game and wild turkey auctions shall be conducted consistent with WAC 232-28-292.

(28) Raffle permits: Raffle permits will be issued to individuals selected through a Washington department of fish and wildlife drawing or the director may select a conservation organization(s) to conduct annual raffles. Selection of a conservation organization will be based on criteria adopted by the Washington department of fish and wildlife. Big game and wild turkey raffles shall be conducted consistent with WAC 232-28-290.

(29) Special incentive permits: Hunters will be entered into a drawing for special deer and elk incentive permits for prompt reporting of hunting activity in compliance with WAC 232-28-299.

(30) For permit hunts where the permittee may harvest multiple species, the permittee must select the species he/she wants to hunt within fourteen days of notification of being selected.

QUALIFICATIONS FOR PARTICIPATION AND REQUIREMENTS:

(31) Permittees shall contact the appropriate regional office of the department of fish and wildlife when entering the designated hunt area or entering the region to hunt outside the general season.

(32) The permittee may be accompanied by others; however, only the permittee is allowed to carry a legal weapon or harvest an animal.

(33) Any attempt by members of the permittee's party to herd or drive wildlife is prohibited.

(34) If requested by the department, the permittee is required to direct department officials to the site of the kill.

(35) The permit is valid during the hunting season dates for the year issued.

(36) The permittee will present the head and carcass of the bighorn sheep killed to any department office within seventy-two hours of date of kill.

(37) The permittee must abide by all local, state, and federal regulations including firearm restriction areas and area closures.

(38) Hunters awarded the special incentive permit will be required to send the appropriate license fee to the department of fish and wildlife headquarters in Olympia. The department will issue the license and transport tag and send it to the special incentive permit winner.

(39) Permit hunters awarded a cougar permit may only use dogs in GMUs that have a cougar season open to dog use (WAC 232-28-285).

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-622 ((2012-2014)) 2015-2017 Bighorn sheep seasons and permit quotas. (1) It is unlawful to fail to comply with the provisions of this section. A violation of species, sex, size, number, area, season, or eligibility requirements is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

(2) Bighorn Sheep Permit Hunts

(a) **Who May Apply:** Anyone may apply, EXCEPT those who previously harvested a bighorn sheep in Washington state. An individual may only harvest one bighorn ((sheep)) ram during his or her lifetime. However, this restriction is waived for hunters who have previously harvested a bighorn sheep under a ewe-only, raffle, or auction permit, as well as for applications for a ewe-only, raffle, or auction permit.

(b) **Bag Limit:** One bighorn ram, except in designated adult ewe hunts the limit is one bighorn adult ewe.

Hunt Name	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
Vulcan Mountain	Sept. 15 - Oct. 10	Sheep Unit 2	Any Legal Weapon	1
Selah Butte A	Nov. 3-30	Sheep Unit 4	Any Legal Weapon	3
Selah Butte B	Nov. 3-30	Sheep Unit 4	Adult ewe only Any Legal Weapon	5
Umtanum	Sept. 15 - Oct. 10	Sheep Unit 5	Any Legal Weapon	((3)) 2
Cleman Mountain A	Sept. 15 - Oct. 10	Sheep Unit 7	Any Legal Weapon	((4)) 3
Cleman Mountain B	Nov. 5-30	Sheep Unit 7	Any Legal Weapon	((4)) 3
Mt. Hull A	Sept. 15 - Oct. 10	Sheep Unit 10	Any Legal Weapon	((2)) 1
Mt. Hull B	Oct. 1-10	Sheep Unit 10	Adult ewe only Any Legal Weapon	1
Mt. Hull C ^(b) a	Oct. 1-10	Sheep Unit 10	Adult ewe only Any Legal Weapon	1
Lincoln Cliffs	Sept. 15 - Oct. 10	Sheep Unit 12	Any Legal Weapon	2
Quilomene	Sept. 15 - Oct. 10	Sheep Unit 13	Any Legal Weapon	((3)) 2
Swakane	Sept. 15 - Oct. 10	Sheep Unit 14	Any Legal Weapon	1
Manson	Nov. 5-30	Sheep Unit 16	Any Legal Weapon	2
((Asotin	Sept. 15 - Oct. 10	Sheep Unit 17	Any Legal Weapon	1))
Chelan Butte	Sept. 15 - Oct. 10	Sheep Unit 18	Any Legal Weapon	1
<u>New hunt category – Disabled hunter bighorn sheep</u>				
<u>Chelan Butte B – Disabled hunter^b HC^c</u>	<u>Oct. 11-31</u>	<u>Sheep Unit 18</u>	<u>Any Legal Weapon</u>	<u>1</u>
<u>Chelan Butte B – Disabled hunter^b HC^c</u>	<u>Oct. 11-31</u>	<u>Sheep Unit 18</u>	<u>Any Legal Weapon</u> <u>Adult ewe only</u>	<u>2</u>

^(b) a Applicants must be eligible to purchase a youth bighorn sheep permit application. An adult 18 years of age or older must accompany the youth hunter during the hunt.

^b Applicants must possess a Disabled Hunter Permit.

^c HC – Hunt Coordinated. Only marked animals can legally be taken. WDFW staff will assist hunters in locating these animals.

(3) Bighorn Sheep Units:

(a) **Sheep Unit 2 Vulcan Mountain:** Permit Area: Ferry County north of the Kettle River near Curlew.

(b) **Sheep Unit 4 Selah Butte:** Permit Area: That part of ~~((Yakima and Kittitas counties between Ellensburg and Yakima))~~ GMU 340 east of the Yakima River ~~((and north of Selah Creek, west of Interstate 82 and south of Interstate 90)).~~

(c) **Sheep Unit 5 Umtanum:** Permit Area: Those portions of ~~((Yakima and Kittitas counties))~~ GMU 340 west of the Yakima River ~~((north of Wenas Creek, and east of USFS Road 1701 to Manastash Lake and its drainage; south and east along the South Fork Manastash Creek to Manastash Creek and the Yakima River))~~ and GMU 342 north of Wenas Creek.

(d) **Sheep Unit 7 Cleman Mountain:** Permit Area: ~~((That part of Yakima County south of Wenas Creek and east of USFS Road 1701, north of Highway 410 and Highway 12 and west of the Yakima River.))~~ GMU 346 and that part of GMU 342 south of Wenas Creek.

(e) **Sheep Unit 10 Mt. Hull:** Permit Area: That part of Okanogan County within the following described boundary: Beginning at Oroville; then south along U.S. Highway 97 to the Swanson's Mill Road (old Mt. Hull Road) near Lake Andrews; then east to the Dry Gulch Road; then north to the Oroville-Toroda Creek Road (Molson Grade Road); then west to Oroville and the point of beginning.

(f) **Sheep Unit 12 Lincoln Cliffs:** Permit Area: That part of Lincoln County north of Highway 2.

(g) **Sheep Unit 13 Quilomene:** Permit Area: GMUs 329, 330, and ~~((254))~~ that part of 251 east of Squilchuck Creek and south of Colockum Creek.

(h) **Sheep Unit 14 Swakane:** Permit Area: GMU 250.

(i) **Sheep Unit 15 Tieton:** Permit Area: GMU 360.

(j) **Sheep Unit 16 Manson:** Permit Area: Beginning at the mouth of Granite Falls Creek on the south shore of Lake Chelan, E across Lake Chelan to Willow Point; NW along the shoreline of Lake Chelan to the mouth of Stink Creek; E along Stink Creek to the intersection with Green's Landing Road; along Green's Landing Road to Manson Boulevard; E on Manson Boulevard to Lower Joe Creek Road; NE on Lower Joe Creek Road to Grade Creek Road; NE on Grade Creek Road to US Forest Service Road 8210; NE on US Forest Service Road 8210 to intersection with US Forest Service Road 8020; W on US Forest Service Road 8020 to Fox Peak; NW along Sawtooth Ridge (Chelan-Okanogan County Line) to the Lake Chelan National Recreation Area boundary; S along the Lake Chelan National Recreation Area boundary to shore line of Lake Chelan; W across Lake Chelan to the mouth of Riddle Creek on the South Shore; SE along South Shore of Lake Chelan to the point of beginning.

(k) **Sheep Unit 18 Chelan Butte:** Permit Area: Beginning at the intersection of State Hwy 971 and US Hwy 97A, S to the W shoreline of the Columbia River, N along the W shoreline of the Columbia River for 21 miles to the mouth of Antione Creek, W up Antione Creek to where it crosses Apple Acres Rd, W on Apple Acres Rd to the intersection with Washington Creek Rd (US Forest Service Rd 8135), N on Washington Creek Rd to its end and then follow Washington Creek, W on Washington Creek to where it crosses US Forest Service Rd 8010, S on US Forest Service Rd 8010

(transitions into Purtteman Creek Rd) to Purtteman Gulch, S into Purtteman Gulch to the N shoreline of Lake Chelan, S along the shoreline to the S shoreline of Lake Chelan to the mouth of First Creek, S up First Creek to the intersection of State Hwy 971 (Navarre Coulee Rd), S on State Hwy 971 to the point of beginning.

(l) **Sheep Unit 19 Sinlahekin:** Beginning at the eastern boundary of the Pasayten Wilderness border and the US-Canadian border; E on the US-Canadian border to the border station on Similkameen Rd (Co. Rd 4568); SE on the Similkameen Rd (Co. Rd 4568) to the Loomis-Oroville Rd (Co. Rd 9425); E on the Loomis-Oroville Rd (Co. Rd 9425) to US Hwy 97 in Oroville; S on US Hwy 97 to 12th Ave; W on 12th Ave (it curves S and changes to Old Highway 97); S on Old Highway 97 to US Hwy 97; S on US Hwy 97 to the South Pine Creek Rd (Co. Rd 9410); W on the South Pine Creek Rd (Co. Rd 9410) to Fish Lake Rd (Co. Rd 4290); W on Fish Lake Rd (Co. Rd 4290) to South Fish Lake Rd (Co. Rd 4282), along the south shore of Fish Lake; SW on South Fish Lake Rd (Co. Rd 4282), to the Sinlahekin Rd (Co. Rd 4015); SW on the Sinlahekin Rd (Co. Rd 4015), along the north shore of Conconully Lake, to the Salmon Creek North Fork Rd (Co. Rd 2361), at the town of Conconully; N on US Forest Service Rd 38 (Salmon Creek North Fork Rd, Co. Rd 2361) to US Forest Service Rd 3820; N on US Forest Service Rd 3820 over Lone Frank Pass, to US Forest Service Rd 39; N on US Forest Service Rd 39 to the US Forest Service Rd 300 at Long Swamp trailhead; W on the US Forest Service Rd 300 to US Forest Service Trail 342; N on US Forest Service Trail 342 to US Forest Service Trail 343; E on US Forest Service Trail 343 to US Forest Service Trail 341; E on US Forest Service Trail 341 to US Forest Service Trail 375; E on US Forest Service Trail 375 to the eastern boundary of the Pasayten Wilderness Area; N on the Pasayten Wilderness Area boundary to the US-Canadian border and the point of beginning.

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-623 ((2012-2014)) 2015-2017 Mountain goat seasons and permit quotas. (1) Hunters must comply with the provisions of this section. A violation of species, sex, size, number, area, season, or eligibility requirements is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

(2) Mountain Goat Permit Hunts

(a) **Who May Apply:** Anyone may apply, except those who harvested a mountain goat in Washington state after 1998. Except for auction and raffle permitted hunts, an individual may only harvest one mountain goat during his or her lifetime~~((except for those who harvested a goat prior to 1999. This restriction is also waived for applications for a raffle and/or auction permit and for hunters who have previously harvested a goat under a raffle and/or auction permit)).~~

(b) **Bag Limit:** One (1) adult goat of either sex with horns 4 inches or longer.

(c) It is unlawful for a person who kills a mountain goat in Washington to fail, within ten days after acquisition, to personally present the horns attached to the head for inspec-

tion at a department office or location designated by a departmental representative. After inspection, the head/horns of a mountain goat lawfully killed in Washington may be kept for

personal use. A violation of this subsection is punishable under RCW 77.15.280 (1)(b).

Goat Hunt Area Name (Number)	Permit Season ^b	Subhunt Units (may be opened or closed by the director) ^a	Special Restrictions	Permits ^a
Chowder Ridge (4-3)	Sept. 15 - ((Oct. 31)) Nov. 30		Any Legal Weapon	((2)) 1
Lincoln Peak (4-4)	Sept. 15 - ((Oct. 31)) Nov. 30		Any Legal Weapon	((+)) 2
Dillard Creek (4-6)	Sept. 15 - ((Oct. 31)) Nov. 30		Any Legal Weapon	0
Avalanche Gorge (4-7)	Sept. 15 - ((Oct. 31)) Nov. 30		Any Legal Weapon	((2)) 3
North Lake Chelan (2-1)	Sept. 15 - ((Oct. 31)) Nov. 30	Skookum Pass Mtn., Big Goat Creek	Any Legal Weapon	2
<u>Boulder River North (4-8a)</u>	<u>Sept. 15 - Nov. 30</u>		<u>Any Legal Weapon</u>	<u>1</u>
Naches Pass (3-6)	Sept. 15 - ((Oct. 31)) Nov. 30	Fife's East, Fife's Peak, Crystal Mountain, Basin Lake	Any Legal Weapon	((2)) 3
Bumping River (3-7)	Sept. 15 - ((Oct. 31)) Nov. 30	Nelson Ridge, Cash Prairie, American Ridge, American Lake, Timber Wolf, Russell Ridge	Any Legal Weapon	((2)) 3
Blazed Ridge (3-10)	Sept. 15 - ((Oct. 31)) Nov. 30	Blowout Mtn., Blazed Ridge, Blazed North, Milk Creek, Rock Creek	Any Legal Weapon	((+)) 0
Goat Rocks-Tieton River (5-4/3-9)	Sept. 15 - ((Oct. 31)) Nov. 30	Chimney Rocks, Goat Lake, McCall Glacier, Gilbert Peak	Any Legal Weapon	((3)) 5
South Lake Chelan (2-3)	Sept. 15 - ((Oct. 31)) Nov. 30	Railroad Creek, Pyramid Mountain, Box Canyon	Any Legal Weapon	1
((Mt. Washington — A (6-1))	Sept. 15-25	N/A	Any Legal Weapon	2
Mt. Washington — B (6-1)	Sept. 26 – Oct. 6	N/A	Any Legal Weapon	2
Brothers (6-2)	Sept. 15-25	N/A	Any Legal Weapon	2))
<u>Conflict reduction goat (new hunt type)</u>				
<u>East Olympic Mountains A¹</u>	<u>Sept. 15-25</u>	<u>N/A</u>	<u>Any Legal Weapon</u>	<u>3</u>
<u>East Olympic Mountains B¹</u>	<u>Sept. 26 – Oct. 6</u>	<u>N/A</u>	<u>Any Legal Weapon</u>	<u>3</u>

¹ This is a new hunt type. Points accrued or spent on this hunt do not apply to other mountain goat hunts.

(3) **Mountain Goat Hunt Area Descriptions.** The following areas are defined as mountain goat hunt areas:

Chowder Ridge 4-3:

Hunt Area: Whatcom County within the following described boundary: Beginning at the confluence of Wells Creek with the North Fork Nooksack River; then up Wells Creek to the confluence with Bar Creek; then up Bar Creek to the Mazama Glacier; then SW on Mazama Glacier to the summit of Mount Baker; then NW between Roosevelt Glacier and Coleman Glacier to the headwaters of Kulshan Creek; then down Kul-

shan Creek to the confluence with Grouse Creek; then down Grouse Creek to the confluence with Glacier Creek; then down Glacier Creek to the confluence with the North Fork Nooksack River; then up the North Fork Nooksack River to Wells Creek and the point of beginning.

Lincoln Peak 4-4

Hunt Area: Whatcom County within the following described boundary: Beginning at the confluence of Glacier Creek and the North Fork Nooksack River; then up Glacier Creek to the confluence with Grouse Creek; then up Grouse Creek to the

confluence with Kulshan Creek; then up Kulshan Creek to headwaters; then SE between Coleman and Roosevelt glaciers to the summit of Mount Baker; then SW on Easton Glacier to Baker Pass; then W on the Bell Pass Trail (USFS Trail 603.3) to the intersection with Ridley Creek Trail (Trail No. 696); then W on Ridley Creek Trail to Ridley Creek; then down Ridley Creek to the Middle Fork Nooksack River; then down the Middle Fork Nooksack River to the confluence with Clearwater Creek, then up Clearwater Creek to the confluence with Rocky Creek, then up Rocky Creek to the Washington DNR boundary; then along the National Forest-Washington DNR boundary to Hedrick Creek; then down Hedrick Creek to the North Fork Nooksack River; then up the North Fork Nooksack River to Glacier Creek and the point of beginning.

Dillard Creek 4-6

Hunt Area: Whatcom County within the following described boundary: Beginning on Baker Lake Road and Rocky Creek; then NW up Rocky Creek to its intersection with the Park Butte Trail (Trail No. 603); then NW on Park Butte Trail to its intersection with the Bell Pass Trail (Trail No. 603.3); then N on Bell Pass Trail to Baker Pass; then N onto Easton Glacier and NE to the summit of Mount Baker; then NE and SE on Park Glacier to headwaters of Park Creek; then down Park Creek to Baker Lake Road; then SW on Baker Lake Road to Rocky Creek and the point of beginning.

Avalanche Gorge 4-7

Hunt Area: Whatcom County within the following described boundary: Beginning on Baker Lake Road and Park Creek; then up Park Creek to headwaters and beginning of Park Glacier; then NW and SW on Park Glacier to Mount Baker summit; then N on the Mazama Glacier to Bar Creek, then down Bar Creek to the confluence with Wells Creek; then SE up Wells Creek to its headwaters; then E about 1 mile to an unnamed peak (indicated elevation 5,831 ft, just W of Ptarmigan Ridge Trail (Trail No. 682.1) (See referenced 1:24k USGS quad map - Shuksan Arm)); then NE to the headwaters of the first tributary of Swift Creek encountered; then SE down said unnamed tributary to the confluence with Swift Creek; then down Swift Creek to the Baker Lake Road (USFS Road 394); then SW along the Baker Lake Road to Park Creek and point of beginning. (Refer to 1:24k USGS quad map - Shuksan Arm).

Chelan North 2-1

Permit Area: Beginning at the mouth of Fish Creek on Lake Chelan (Moore Point); then northeast up Fish Creek and USFS trail 1259 to the Sawtooth crest near Deephole Spring; then southeast along the Sawtooth crest, which separates Chelan and Okanogan counties, to Horsethief Basin and the headwaters of Safety Harbor Creek; then south along Safety Harbor Creek to Lake Chelan, then northwest along the north shore of Lake Chelan to the mouth of Fish Creek at Moore Point and the point of beginning.

Methow 2-2

Permit Area: Okanogan County within following described boundary: Begin at Twisp, W along Twisp River Rd (County Rd 4440) to Roads End; W up Twisp Pass Trail 432 to Twisp Pass and Okanogan County line; N on Okanogan County line

through Washington Pass to Harts Pass; SE down Harts Pass (Rd 5400) to Lost River; along Lost River-Mazama Rd to Mazama; SW to State Hwy 20; SE on State Hwy 20 to Twisp and point of beginning.

South Lake Chelan 2-3

Permit Area: GMU 246

Naches Pass 3-6

Permit Area - Naches: Yakima and Kittitas counties within the following described boundary: Beginning at Chinook Pass; then north along the Pacific Crest Trail to Naches Pass; then east to USFS Road 19 and continuing to State Highway 410; then west along State Highway 410 to Chinook Pass and point of beginning.

Bumping River 3-7

Permit Area: Beginning on US Forest Service Trail 2000 (Pacific Crest Trail) and SR 410 at Chinook Pass; NE on SR 410 to US Forest Service Rd 1800 (Bumping Lake Rd); SW on the US Forest Service Rd 1800 (Bumping Lake Rd) to US Forest Service Trail 973 (Richmond Mine Rd); SE on US Forest Service Trail 973 (Richmond Mine Rd) to the north fork of Rattlesnake Creek; SE down the north fork of Rattlesnake Creek to US Forest Service Rd 1502 (McDaniel Lake Rd); SE on US Forest Service Rd 1502 (McDaniel Lake Rd) to US Forest Service Rd 1500; S on US Forest Service Rd 1500 to US Hwy 12; W on US Hwy 12 to US Forest Service Trail 2000 (Pacific Crest Trail) at White Pass; N on the US Forest Service Trail 2000 (Pacific Crest Trail) to SR 410 at Chinook Pass and the point of beginning. (Lands within the boundary of Mt. Rainier National Park along the Pacific Crest Trail are not open to hunting.)

Blazed Ridge 3-10

Permit Area: Kittitas and Yakima counties within the following described boundary: Beginning at the mouth of Cabin Creek on the Yakima River; then west along Cabin Creek to the headwaters near Snowshoe Butte; then south along the Cascade Crest separating the Green and Yakima river drainage to Pyramid Peak; then southeast along the North Fork, Little Naches, and Naches River to the Yakima River; then north along the Yakima River to the mouth of Cabin Creek and point of beginning.

Goat Rocks 5-4/Tieton River 3-9

Goat Rocks 5-4 Permit Area: Beginning at US Hwy 12 at the US Forest Service Trail 2000 (Pacific Crest National Scenic Trail); S on the Pacific Crest National Scenic Trail to Lewis County line at Cispus Pass; S and W on the Lewis County line to Johnson Creek Rd (US Forest Service Rd 21); N on Johnson Creek Rd to US Hwy 12; E on US Hwy 12 to the Pacific Crest National Scenic Trail and the point of beginning.

Permit Area - Tieton River: GMU 364

~~((Permit Area - Mt. Washington Unit~~

~~Beginning at the intersection of Lake Cushman Rd and Jorsted Creek Rd (US Forest Service (USFS) Rd 24); W along Jorsted Creek Rd (USFS Rd 24) to Olympic National Park (ONP) boundary at the northern end of Lake Cushman; N and NE along the ONP - Olympic National Forest (ONF) bound-~~

ary to the eastern boundary of the Mount Skokomish Wilderness; N and E along the ONP-Mount Skokomish Wilderness boundary to the Mason Jefferson County line; E along the Mason Jefferson County line to USFS Trail 810 (Lena Creek Trail); S along the USFS Trail 810 to USFS Rd 25 (Hamma Hamma Rd); E on USFS Rd 25 (Hamma Hamma Rd) to USFS Rd 2480; SE on USFS Rd 2480 to Jorsted Creek Rd (USFS Rd 24); NW on Jorsted Creek Rd (USFS Rd 24) to Lake Cushman Rd and the point of beginning.

Permit Area—The Brothers Unit

Beginning at the intersection of the Dosewallips River and the Olympic National Forest (ONF) boundary in Section 30 of T26N R2W; S along the ONF boundary to the Mason Jefferson County line; E along the Mason Jefferson County line to intersection with the Olympic National Park (ONP) boundary in Section 44 of T25N R4W; NE along the ONF-ONP boundary to The Brothers Wilderness; NE and N along the ONP-Brothers Wilderness boundary to the Dosewallips River; E down the Dosewallips River to its intersection with ONF boundary in Section 30 of T26N R2W and the point of beginning.) **Permit Area – East Olympic Mountains Unit**

Beginning at the intersection of Lake Cushman Rd and Jorsted Creek Rd (US Forest Service (USFS) Rd 24); W along Jorsted Creek Rd (USFS Rd 24) to Olympic National Park (ONP) boundary at the northern end of Lake Cushman; N and NE along the ONP-Olympic National Forest (ONF) boundary to the Jefferson-Clallam County line; E along the Jefferson-Clallam County line to its intersection with ONF boundary in Section 33 of T28N R2W; S along the ONF boundary to the intersection of Lake Cushman Rd and Jorsted Creek Rd (US Forest Service (USFS) Rd 24) and the point of beginning.

Permit Area – Boulder River North 4-8a

That area within the Boulder River Wilderness of the Mount Baker Snoqualmie National Forest beginning at the Boulder River trailhead on USFS Rd 2010 (to Boulder Falls), westward to the USFS boundary, thence southward along the USFS boundary, following the wilderness boundary until Windy Creek, eastward across Windy Pass to the headwaters of the unnamed tributary of Copper Creek; eastward down the tributary of Copper Creek to Copper Creek and the Boulder River Wilderness boundary, then northward and westward along the wilderness boundary to the Boulder River trailhead on USFS Rd 2010, the point of beginning.

^aMountain goat populations are managed as a collection of subpopulations, and the ideal harvest is distributed through all the subpopulations. The director is authorized to open or close subhunt areas and reduce permit levels to protect from overharvesting specific areas.

The director is authorized by the commission to identify the subhunt unit as a condition of the hunt permit. Hunters receiving permits will be sent a text description or map of the subhunt unit from the director prior to the start of that hunting season.

^bPermit hunters may start hunting September 1 with archery equipment.

WSR 15-04-090

PROPOSED RULES

DEPARTMENT OF

FISH AND WILDLIFE

[Filed February 2, 2015, 2:07 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-118 on December 3, 2014.

Title of Rule and Other Identifying Information: WAC 232-12-005 Predatory birds, 232-12-024 Requirements for sealing of pelts and collection of biological information for river otter, cougar, lynx, and bobcat, 232-12-064 Live wildlife—Taking from the wild, importation, possession, transfer, and holding in captivity, 232-12-141 Wild animal trapping, 232-12-242 Hunting restrictions, 232-12-271 Criteria for planting aquatic plants and releasing wildlife, 232-12-288 Official hunting hours for big game animals, rabbits, hares, fox, and forest grouse, 232-28-342 2015-16, 2016-17, 2017-18 Small game and other wildlife seasons and rules, and 232-28-516 Trapping seasons and regulations.

Hearing Location(s): Civic Center, 411 South Balsam Street, Moses Lake, WA 98837, on March 20-21, 2015, at 8:00 a.m.

Date of Intended Adoption: On or after April 9, 2015.

Submit Written Comments to: Wildlife Program Commission Meeting Public Comments, 600 Capitol Way North, Olympia, WA 98501, e-mail wildthing@dfw.wa.gov, fax (360) 902-2162, by February 24, 2015.

Assistance for Persons with Disabilities: Contact Tami Lininger by March 1, 2015, TTY (800) 833-6388 or (360) 902-2267.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: WAC 232-12-005, Eurasian collared doves are an exotic species whose numbers and distribution are believed to be increasing in Washington. They have already been added to the list of predatory birds which allows them to be hunted year round but they appear to continue to be expanding.

There has been some interest in being able to use Eurasian collared doves for falconry and dog training but current rules do not allow their use for these purposes. Changes proposed to these three rules would add this species to the lists of other species that can be used for these purposes.

WAC 232-12-024, a common complaint of trappers and hunters who harvest bobcat or river otter is that it can be difficult to make an appointment with a department [to] have pelts sealed as required. Under the current rule, only department employees can be authorized to seal pelts. The proposed change would allow the department to issue permits to other individuals to seal pelts. This change will make it easier for some to meet the sealing requirement and some employee time will be saved within the department that is now taken up by sealing pelts. Assuming this rule change is adopted, the department will develop criteria to select individuals outside the department who can be issued permits to seal pelts and reporting requirements that will be expected.

Wording changes are made in subsection (5) to update the legal forms of documentation that can be used when importing raw pelts of river otter into the state.

WAC 232-12-064, Eurasian collared doves are an exotic species whose numbers and distribution are believed to be increasing in Washington. They have already been added to the list of predatory birds which allows them to be hunted year round but they appear to continue to be expanding.

There has been some interest in being able to use Eurasian collared doves for falconry and dog training but current rules do not allow their use for these purposes. Changes proposed to these three rules would add this species to the lists of other species that can be used for these purposes.

WAC 232-12-141, the proposed changes to this rule serve to simplify and clarify the rules for fur trapping:

- The provisions regarding the use of body gripping traps are removed from this section as they restate trapping rules in RCW 77.15.194.
- A clarification is made that the meat of animals classified as furbearers may be used as bait.

WAC 232-12-242, during the course of public meetings and other comment opportunities over the past summer individuals came forward requesting additional opportunity to hunt raccoons with dogs at night. Currently this type of hunting is restricted by this rule any time a modern firearm deer or elk season is open. The changes proposed would expand hunting opportunity by limiting the restriction to only deer and elk general seasons.

WAC 232-12-271, Eurasian collared doves are an exotic species whose numbers and distribution are believed to be increasing in Washington. They have already been added to the list of predatory birds which allows them to be hunted year round but they appear to continue to be expanding.

There has been some interest in being able to use Eurasian collared doves for falconry and dog training but current rules do not allow their use for these purposes. Changes proposed to these three rules would add this species to the lists of other species that can be used for these purposes.

WAC 232-12-288, amendment of this rule is necessary to make the changes described for WAC 232-12-242. References to the exemption of bobcat and raccoon from hunting hours are removed and the rule title is changed to specify the game animals that the hunting hours apply to.

WAC 232-28-342, this proposal establishes dates, bag limits and other rules for small game and other wildlife hunting seasons for the next three years which are needed in order to maintain recreational hunting opportunities for the public. Recommended changes are based on harvest trends and public input received over the past three years and surveys conducted by the department. Many of the proposals represent no changes from prior years with the exception of calendar date adjustments.

Notable changes include:

- Modifying the bag limit for forest grouse to include no more than three of any of the three species per day but retaining the daily bag limit of four.
- Specifying that an adult must accompany youth hunters during the youth turkey season which addresses an inconsistency with other youth seasons.
- Allowing the harvest of fox in GMUs 407 and 410.
- Ending the eastern Washington pheasant season on the Martin Luther King Day holiday each year.

- An increase in the mourning dove bag limit from ten to fifteen and increasing the season length by thirty days.

WAC 232-28-516, the proposal would continue the current trapping seasons for all furbearers with no changes except that the existing closure and bag limits in eastern Washington would be removed. The proposed change will allow expanded opportunity for harvest of river otter during the trapping season.

Reasons Supporting Proposal: WAC 232-12-005, Eurasian collared doves are considered an undesirable species and removal and use of these birds for falconry and dog training may help limit competition with native species and other potential impacts. Release of this species for these purposes would be allowed but this is not likely to cause further or more rapid expansion of their current range as most of the birds would be killed.

WAC 232-12-024, some agency staff time will be saved if individuals outside the department are authorized to seal pelts and customer satisfaction with the sealing process is likely to improve.

Updating the wording in subsection (5) will help reduce potential for future misunderstanding regarding acceptance of valid documentation of furs imported into the state.

WAC 232-12-064, Eurasian collared doves are considered an undesirable species and removal and use of these birds for falconry and dog training may help limit competition with native species and other potential impacts. Release of this species for these purposes would be allowed but this is not likely to cause further or more rapid expansion of their current range as most of the birds would be killed.

WAC 232-12-141, moving the portion of this rule pertaining to permitted uses of body gripping traps to the wildlife interaction rules will eliminate some confusion created by having it removed from the section pertaining to fur trapping.

The meat of furbearers is not included in rules pertaining to waste of game animals and is not commonly eaten. The use of beaver and other furbearer meat has traditionally been used by trappers as bait and the proposed change clarifies that it can continue to be used.

WAC 232-12-242, the rationale behind the current rule is that it reduces the potential for conflicts with deer and elk hunters and reduces the potential for hunters to pursue big game with dogs or at night using another form of hunting as a defense. Some concern has been voiced that this change could open the door to abuse. However, the primary time period this concern exists is during the general seasons when more hunting occurs.

WAC 232-12-271, Eurasian collared doves are considered an undesirable species and removal and use of these birds for falconry and dog training may help limit competition with native species and other potential impacts. Release of this species for these purposes would be allowed but this is not likely to cause further or more rapid expansion of their current range as most of the birds would be killed.

WAC 232-12-288, this change simplifies the hunting rules by removing a dual reference to the restriction on bobcat and raccoon hunting hours. The change to the rule title is necessary to allow night hunting for these two species at

times during the hunting season when the restriction does not apply.

WAC 232-28-342, some hunters have expressed concern that the current bag limit for forest grouse is too high and concerns also exist, based on harvest trends, that grouse populations have declined. While hunting is not considered to be a major limiting factor of grouse populations, a somewhat more conservative harvest strategy is appropriate. The proposed split limit also will encourage hunters to learn to identify the various grouse species which will be a benefit when or if a more restrictive bag limit is needed to protect populations of one or more of the species.

Requiring an adult mentor during youth turkey seasons will help young hunters get a safe and successful start to their hunting experience.

Fox occurring in GMUs 407 and 410 are an introduced population and there is not a biological rationale to continue to prohibit harvest of this species in this area. The native cascades red fox, which is a species with depressed populations, does not occur in this vicinity and will not be affected by this proposal.

The change to the pheasant season to end on a holiday weekend will provide additional hunting opportunity without affecting populations as only males are allowed to be harvested.

Increases in mourning dove bag limits and season lengths are prescribed by the national mourning dove harvest strategy, adopted by the Pacific Flyway Council in 2013. Based on band returns, harvest rates of mourning doves are low and expanded seasons are sustainable. The harvest strategy relies on yearly monitoring of both harvest rate and population size. Should harvest rates increase to a level deemed harmful or population size declines below established thresholds, the strategy reduces harvest of mourning doves.

WAC 232-28-516, the changes to the river otter trapping season have been discussed for several years with members of the Washington State Trappers Association (WSTA) who have been advocating for the proposed change. Along much of the perimeter of the closure area as it is defined, it currently is legal to harvest river otter on one side of a river but not on the opposite shore which is a difficult situation that most current otter harvest is believed to consist primarily of incidental captures associated with beaver trapping. Under the current restrictions on trap types that are allowed for fur harvest, it is very difficult for a trapper to target river otter when trapping and the current bag limits in those parts of eastern Washington open to otter harvest appear to be having no effect as it is rare that a trapper reaches the annual limit of twelve. The department believes that the proposed change is reasonable given that statutory limits on trap types appear to be limiting otter harvest more than the current bag limit in most areas and a large harvest in the current closed area is not likely for the same reason.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

Statute Being Implemented: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: When filing the permanent rule-making order (CR-103P), the WAC sections containing rule amendments will be consolidated into two or three order typing service (OTS) documents.

Name of Proponent: Washington department of fish and wildlife, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Nate Pamplin, Natural Resource[s] Building, (360) 902-2515; and Enforcement: Steven Crown, Natural Resource[s] Building, (360) 902-2373.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules apply to recreational hunting and do not affect small business.

A cost-benefit analysis is not required under RCW 34.05.328. This proposal does not involve hydraulics.

February 2, 2015

Joanna M. Eide

Rules Coordinator

AMENDATORY SECTION (Amending WSR 04-11-036, filed 5/12/04, effective 6/12/04)

WAC 232-12-005 Predatory birds. (1) HUNTING PREDATORY BIRDS:

(a) It is unlawful to hunt for or take predatory birds without a hunting license except as allowed under RCW 77.36.-030.

(b) Crows and magpies: It is ~~((lawful))~~ permissible to take crows during established hunting seasons and crows or magpies when found committing or about to commit depredations upon ornamental or shade trees, agricultural crops, livestock, or wildlife, or when concentrated in such numbers and manner as to constitute a health hazard or other nuisance provided that none of the birds, or their plumage, be offered for sale.

(c) All other predatory birds may be hunted throughout the year.

(2) SALE OF PREDATORY BIRDS: It is ~~((lawful))~~ permissible to sell starlings, house sparrows, Eurasian collared doves, and rock doves for the purposes of falconry and lawful to sell rock doves and Eurasian collared doves for the purposes of bird dog training.

(3) POSSESSION OF PREDATORY BIRDS: It is ~~((lawful))~~ permissible to take from the wild and possess live starlings, house sparrows, Eurasian collared doves, and rock doves for purposes of falconry Eurasian collared doves and rock doves for purposes of bird dog training.

(4) RELEASE OF LIVE PREDATORY BIRDS: It is ~~((lawful, without a permit,))~~ permissible to release Eurasian collared doves and rock doves for the purposes of bird dog training or falconry without a permit.

AMENDATORY SECTION (Amending WSR 13-02-043, filed 12/21/12, effective 1/21/13)

WAC 232-12-064 Live wildlife—Taking from the wild, importation, possession, transfer, and holding in captivity. (1) It is unlawful to take live wildlife, wild birds, or

game fish from the wild without a permit issued by the director except as otherwise provided by department rule. This subsection does not apply to starlings, house sparrows, Eurasian collared doves, and rock doves taken by falconers, or rock doves and Eurasian collared doves taken by bird dog trainers.

(2) Notwithstanding the provisions of WAC 232-12-027 (1), 232-12-067, and subsections (3) and (4) of this section, and except as provided under subsection (7), (8), (9), or (10) of this section, it is unlawful to import into the state, hold, possess, propagate, offer for sale, sell, transfer, or release live specimens of or the gametes and/or embryos of the following species in the family *Cervidae*:

(3) It is unlawful to import into the state or to hold live wildlife taken, held, possessed, or transported contrary to federal or state law, local ordinance, or department rule. It is unlawful to import live wild animals, wild birds, or game fish without first presenting to the department the health certificate required by the Washington department of agriculture under WAC 16-54-180. However, raptors used for falconry or propagation may be imported if the importer has health certificates for the raptors. Importers must produce proof of lawful importation for inspection if asked to do so by a department employee.

(4) It is unlawful to possess or hold in captivity live wild animals, wild birds, or game fish unless lawfully acquired. Any person possessing or holding wild animals, wild birds, or game fish in captivity must provide proof of lawful acquisition and possession for inspection if asked to do so by a department employee. The proof must identify the wild animals', wild birds', or game fish's:

- (a) Species;
- (b) Age and sex;
- (c) Origin;
- (d) Receiving party's name;
- (e) Source's name and address;
- (f) Invoice/statement date; and
- (g) Documentation of prior transfers.

(5) Live wild animals, wild birds, or game fish held in captivity, or their progeny or parts thereof, may not be sold or otherwise used commercially except as provided by department rule.

(6) It is unlawful to release wildlife from captivity except as provided in WAC 232-12-271. It is unlawful to release fish into any state waters, including private, natural, or man-made ponds, without first obtaining a fish planting permit. However, if a person catches game fish and keeps the fish alive on stringers, in live wells, or in other containers while fishing, he or she may release the fish back into the same waters that he or she caught the game fish in.

(7) **Scientific research or display:** The director may issue written authorization for a person to import into the state, hold, possess and propagate live specimens of wildlife listed in subsection (2) of this section, for scientific research or for display by zoos or aquariums who are accredited institutional members of the Association of Zoos and Aquariums (AZA), provided that the person:

- (a) Confines the specimens to a secure facility;
- (b) Does not transfer specimens to any other location within the state without the director's written authorization,

and the specimens are transferred to other AZA-accredited facilities and transported by AZA-accredited institutional members or their authorized agents;

(c) Does not sell or otherwise dispose of specimens within the state, unless the director gives written approval to sell or dispose of the specimens;

(d) Keeps records on the specimens and make reports as the director requires; and

(e) Complies with the requirements in this section.

(8) **Retention or disposal of existing specimens lawfully in captivity prior to June 20, 1992:** A person who holds live Roosevelt and Rocky Mountain elk, mule deer and black-tailed deer, white-tailed deer, and moose may retain the specimens of the wildlife the person lawfully possessed prior to June 20, 1992, and the lawful progeny of that wildlife, provided the person complies with the requirements of this section, and:

(a) Reports to the director, in writing, the species, number, and location of the specimens as required;

(b) Confines the specimens to a secure facility at the location reported, and the facility meets the requirements listed in WAC 232-12-063;

(c) Does not propagate live specimens except at AZA-accredited facilities with the director's written permission or as otherwise authorized in writing by the director;

(d) Does not release live specimens, except with the director's written permission;

(e) Does not sell or transfer live specimens, except:

(i) Live specimens in lawful possession prior to June 20, 1992, and their lawful progeny may be permanently removed from Washington state or transported directly to slaughter in accordance with applicable law;

(ii) Federally listed endangered or threatened species may be transferred to AZA-accredited facilities in compliance with federal law;

(iii) Live specimens may be moved to the new primary residence of the possessor with the director's written approval, provided all other requirements of this section are satisfied and the total number of locations where animals are held is not increased; and

(iv) AZA-accredited facilities may sell and/or transfer live specimens within the state with the written permission of the director.

(f) Live specimens must be neutered, physically separated by sex, and/or rendered infertile by means of contraception, except at AZA-accredited facilities with the director's written permission.

(9) **Retention or disposal of existing specimens lawfully in captivity prior to February 13, 1993:** A person holding live specimens of wildlife newly listed in subsection (2) of this section by operation of this rule (Caribou (*Rangifer tarandus caribou*)), may retain the specimens of such wildlife the person lawfully possessed prior to February 13, 1993, provided:

(a) The person reports to the director in writing by March 31, 1993, and reports annually thereafter, or as otherwise required by the director, the species, number, and location of such specimens; and

(b) The person complies with subsection (8)(b) through (f) of this section and the other requirements of this section.

(10) The provisions of this section do not prohibit the importation, possession, propagation, sale, transfer, or release of live specimens of federally listed threatened or endangered species, their gametes or embryos, where in compliance with federal law.

(11) Escaped wildlife:

(a) Escaped wildlife is considered a public nuisance. The department or any peace officer may seize, capture, or destroy wildlife that have escaped the possessor's control. The former possessor is responsible for costs incurred by the department in recovering, maintaining, or disposing of such animals, as well as any damage to the state's wildlife or habitat.

(b) Possessors must report escaped wildlife to the department immediately.

(c) Possessors must report the recapture or death of escaped wildlife to the department immediately.

(12) Testing specimens:

(a) If the director issues a permit to allow any member of the Genus *Cervus*, identified in subsection (2) of this section, then prior to the animal's entry into Washington state, the person must submit records of genetic tests conducted by a professionally recognized laboratory to identify red deer genetic influence. Red deer genetic influence is genetic material from any member of any subspecies, race, or species of the elk-red deer-wapiti complex *Cervus elaphus* not indigenous to the state of Washington. Upon examination by department biologists, animals deemed to exhibit behavioral (vocalization), morphological (size, rump patch, color), or biochemical indications of such influence (hemoglobin, superoxide dismutase, transferrin and post-transferrin, or others to be developed) may not be imported.

(b) A person currently holding any member of the genus *Cervus elaphus* identified in subsection (2) of this section must immediately submit to the director records of genetic tests conducted by a professionally recognized laboratory to identify red deer genetic influence, as defined in (a) of this subsection, for each individual cervid. Genetic testing will be at the possessor's expense. Any animals identified as red deer or having nonindigenous genetic influence must be destroyed, removed from the state, or neutered immediately.

(c) The director may require wildlife listed in subsection (2) of this section that are lawfully held in captivity to be tested for brucellosis (*Brucella abortus*), tuberculosis (*Mycobacterium bovis* and *Mycobacterium tuberculosis*), meningeal worm (*Paralophostrongylus tenuis*), and muscle worm (*Elaphostrongylus cervis*) in accordance with the procedures specified in department of agriculture WAC 16-54-180. The director may also require testing for other diseases or parasites determined to pose a risk to wildlife. Results of those tests must be filed with the director as required.

(13) Reporting:

(a) A person holding wildlife listed in subsection (2) of this section in captivity must submit a completed report no later than March 30, 1993, and then no later than January 31 of each year, or as otherwise required by the director, on a form provided by the department.

(b) Persons possessing wildlife listed in subsection (2) of this section must notify the director within 10 days of any

change of such persons' address and/or location of the holding facility.

(14) **Inspection:** All holding facilities for captive wildlife located in the state are subject to inspection, conducted at a reasonable time, for compliance with the provisions of this section.

(15) Notification and disposition of diseased animals:

(a) Any person who has reason to believe that wildlife being held pursuant to this rule have contracted or been exposed to a dangerous or communicable disease or parasite must notify the department immediately.

(b) Upon reason to believe that wildlife held pursuant to this rule have contracted or been exposed to a dangerous or contagious disease or parasite, the director may order inspection of such animals by a licensed, accredited veterinarian, certified fish pathologist, or inspection agent. Inspection will be at the possessor's expense.

(c) The director will determine when destruction of wildlife or quarantine, disinfection, or sterilization of facilities is required at any facility holding wildlife pursuant to this rule. If the director determines that destruction of wildlife or quarantine, disinfection, or sterilization of facilities is required, he or she will issue a written order to the possessor describing the procedure to be followed and the time period for carrying out such actions. The destruction of wildlife or quarantine, disinfection, or sterilization of facilities will be at the possessor's expense.

(16) Quarantine area:

(a) Facilities holding wildlife listed in subsection (2) of this section must have an approved quarantine facility within its exterior boundary or submit an action plan to the director that guarantees access to an approved quarantine facility within the state of Washington.

(i) An approved quarantine facility is one that meets criteria set by the Washington department of agriculture in chapter 16-54 WAC.

(ii) The quarantine area must meet the tests of isolation, separate feed and water, escape security, and allowances for the humane holding and care of its occupants for extended periods of time.

(b) If quarantine becomes necessary, the possessor of any wildlife requiring quarantine must provide an on-site quarantine facility or make arrangements at the possessor's expense to transport his or her wildlife to an approved quarantine facility.

(17) Seizure:

(a) The department may seize any unlawfully possessed wildlife.

(b) The cost of any seizure or holding of wildlife may be charged to the possessor of the wildlife.

(18) Violation of this section is a misdemeanor punishable under RCW 77.15.750, Unlawful use of a department permit—Penalty.

AMENDATORY SECTION (Amending WSR 04-11-036, filed 5/12/04, effective 6/12/04)

WAC 232-12-271 Criteria for planting aquatic plants and releasing wildlife. (1) Release by persons other than the director. It is unlawful for persons other than the

director to plant aquatic plants or release any species, subspecies, or hybrids of animals which do not already exist in the wild in Washington. If such species, subspecies, or hybrid does already exist in the wild in Washington, it may be released within its established range by persons other than the director, but only after obtaining a permit from the director.

(a) Application for a permit must be made on a form provided by the department. It must be submitted at least thirty days prior to acquisition of the wildlife or aquatic plants intended for release or planting, and must provide all information indicated.

(b) Permits will only be issued if the director determines there will be no adverse impact on the wildlife or wildlife habitat of the state.

(c) Each permit shall require that at least thirty days prior to planting or release of wildlife or aquatic plants they must be made available for inspection by the director. It shall be the responsibility of the applicant to show that the wildlife will not pose a disease threat. If the director is not satisfied that the wildlife or aquatic plants do not pose a disease threat, they shall not be released or planted in the state. Director approval for release or planting may be withdrawn for cause.

(d) Each permit shall require that an applicant intending to release wildlife in the state shall report immediately to the director the outbreak of any disease among the wildlife intended to be released. If the director determines that such outbreak presents a threat to the wildlife of the state, the director may immediately order such action as necessary including quarantine or destruction of stock, sterilization of enclosures and facilities, cessation of activities, and disposal of wildlife in a manner satisfactory to the director.

(e) Each permit shall require that wildlife to be released shall not be branded, tattooed, tagged, fin clipped or otherwise marked for identification without approval of the director or as required in WAC 232-12-044.

(f) Legally acquired pheasant of the genus *Phasianus*; gray partridge of the genus *Perdix*; chukar of the genus *Alectoris*; quail of the genus *Callipepla* and *Colinus*; and mallards (*Anas platyrhynchos*) may be released without a permit for purposes of dog training, and hunting pursuant to WAC 232-12-044. Game birds of these species released for these purposes must be purchased from facilities that have been inspected by a certified veterinarian within the past twelve months. Rock doves and Eurasian collared doves may be released without a permit for purposes of bird dog training.

(2) Release by the director. The director may plant aquatic plants or release animal species, subspecies, or hybrids which have been planted or released previously in Washington if they do not pose a disease threat and if planting or release will not cause adverse impact on the wildlife or wildlife habitat of the state. Before releasing any species, subspecies, or hybrid of animal not already existing in the wild in Washington, the director shall report to the commission on the planned release, stating the basis for determining that the planned release fulfills the criteria set forth herein. The director may release nonnative species, subspecies, or hybrids not previously released in Washington only if the director in his or her sole discretion has determined that:

(a) There is no reasonable expectation of adverse impact on the wildlife or wildlife habitat of the state and there is an

adequate plan for evaluating such impact following the release;

(b) The commission has classified the species, subspecies, or hybrids to be released pursuant to RCW 77.12.020;

(c) Suitable habitat is available;

(d) The nonnative species, subspecies, or hybrids to be released are free of exotic pathogens;

(e) The release serves the public interest.

(3) This section does not apply to release of classified or unclassified fish or shellfish by persons who have caught or taken the fish or shellfish, provided the fish or shellfish are released into the water or on the tidelands at the approximate location where taken, except that fishing contest participants may release fish at a contest-designated location in the same body of water from which the fish were taken.

AMENDATORY SECTION (Amending WSR 06-11-032, filed 5/8/06, effective 6/8/06)

WAC 232-12-024 Requirements for sealing of pelts and collection of biological information for river otter, cougar, lynx, and bobcat. (1) It is unlawful to possess river otter, cougar, lynx, or bobcat taken in Washington without a department identification seal which has been attached to the raw pelt, on or off the carcass, prior to the pelt sealing deadline.

~~(2) ((Any river otter, cougar, or bobcat raw pelt must be presented by the person harvesting the animal, in such a manner that teeth and biological samples can be extracted, to an authorized department employee for sealing.~~

~~(3))~~ (3) The raw pelt of a bobcat or river otter must be ~~((sealed by))~~ presented to an authorized department employee, or authorized individual under permit with the department, for sealing within 20 days after the close of the appropriate hunting or trapping season in which it was killed.

~~((4))~~ (3) Any person who takes a cougar without the use of dogs must notify the department within 72 hours of kill (excluding legal state holidays) and provide the hunter's name, date and location of kill, and sex of animal. Any person who takes a cougar with the use of dogs must notify the department within 24 hours of kill (excluding legal state holidays) and provide the hunter's name, date and location of kill, and sex of animal. The raw pelt of a cougar must be ~~((sealed by))~~ presented to an authorized department employee for sealing within five days of the notification of kill.

Any person who takes a cougar must present the cougar skull, in such a manner that teeth and biological samples can be extracted, to an authorized department employee at the time of sealing.

~~((5))~~ (4) It is unlawful to transport or cause the transport out of Washington a raw pelt of river otter, cougar, lynx, or bobcat taken in Washington without a department seal attached to the pelt.

~~((6))~~ (5) The raw pelt of a river otter, cougar, lynx, or bobcat taken outside Washington and imported into the state must be identified by a tag ~~((and/or))~~, seal ~~((from the))~~ or permit consistent with federal, state or country of origin laws and be accompanied by an invoice ~~((or))~~, declaration or permit specifying the number of pelts in the shipment.

~~((7))~~ (6) It is unlawful to possess an unlocked, broken, or otherwise open department seal for river otter, cougar, lynx, or bobcat unless the seal wire or band has been cut through and removed from a pelt that has been received and invoiced by a licensed taxidermist or fur dealer for processing or removed from a pelt that has been processed, except that individuals authorized by the department to seal pelts may possess open, unbroken seals.

AMENDATORY SECTION (Amending WSR 01-10-048, filed 4/26/01, effective 5/27/01)

WAC 232-12-141 Wild animal trapping. (1) The trapping season authorizes the taking of furbearing animals for their hides and pelts only. Furbearers may not be taken from the wild and held alive for sale or personal use without a special permit ~~((pursuant to WAC 232-12-064))~~ from the director.

(2) Any wildlife trapped for which the season is not open shall be released unharmed. Any wildlife that cannot be released unharmed must be left in the trap, and the department of fish and wildlife must be notified immediately.

(3) Lawfully trapped wild animals must be lethally dispatched or immediately released. A firearm may be used to dispatch trapped animals.

(4) It is unlawful to trap for wild animals:

(a) With body-gripping traps ~~((, EXCEPT as provided for in subsection (b)).~~

~~(b) Conibear type traps in water, nonstrangling foot snares, and padded foot hold traps may be used for the following purposes with a permit issued by the director:~~

~~(i) To protect public health and safety, in consultation with the department of social and health services or the United States Department of Health and Human Services.~~

~~(ii) To abate damages caused to private property, domestic animals, livestock or timber, that cannot be reasonably abated by nonlethal control tools. Any person requesting a damage control permit must apply in writing, stating the threat or damages, the nonlethal control methods attempted or why they cannot be applied, and agree to use the above traps for no more than thirty days under the permit granted.~~

~~(iii) To protect threatened or endangered species, if such traps are used by department employees or agents.~~

~~(iv) To conduct wildlife research, EXCEPT that Conibear type traps are prohibited for this purpose.~~

~~(e)) without a special permit from the director.~~

(b) Unless kill traps are checked and animals removed within seventy-two hours.

~~((4))~~ (c) Unless animals captured in restraining traps (any nonkilling set) are removed within twenty-four hours of capture.

~~((5))~~ (d) Using game birds, game fish or game animals for bait, except nonedible parts of game birds, game fish or game animals may be used as bait.

~~((6))~~ (e) For purposes of this section, the meat of animals classified as furbearing animals in WAC 232-12-007 is not considered edible.

(e) Within thirty feet of any exposed meat bait or nonedible game parts which are visible to flying raptors.

(5) Game bird feathers may be used as an attractor.

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-12-242 Hunting restrictions. (1) It is unlawful to hunt wildlife during any modern firearm deer or elk season with any firearm 240 caliber or larger, or containing slugs or buckshot, unless the hunter has a valid license, permits and tags for modern firearm deer or elk seasons are in his or her possession.

(a) This subsection does not apply to people hunting bear, cougar, mountain goat, mountain sheep, or turkey.

(b) A violation of this subsection is punishable under RCW 77.15.410 or 77.15.430, depending on the circumstances of the violation.

(2)(a) It is unlawful to hunt any wildlife at night or wild animals, except rabbits and hares, with dogs (hounds) during the month~~((s))~~ of ~~((September,))~~ October~~((,))~~ or November ~~((in any area open to a))~~ during the dates established for eastern and western Washington modern firearm deer or elk general seasons. During the modern firearm deer and elk general seasons the hunting hours are one-half hour before sunrise to one-half hour after sunset. A violation of this subsection is punishable under RCW 77.15.430, Unlawful hunting of wild animals—Penalty.

(b) It is unlawful to use hounds to hunt black bear, cougar (EXCEPT as pursuant to RCW 77.15.245), coyote, and bobcat year-round. A violation of this subsection is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty, or RCW 77.15.430, depending on the circumstances of the violation.

AMENDATORY SECTION (Amending WSR 13-02-043, filed 12/21/12, effective 1/21/13)

WAC 232-12-288 Official hunting hours for big game animals, rabbits, hares, fox, and forest grouse. (1) The following tables show the lawful hunting hours (1/2 hour before sunrise to 1/2 hour after sunset) for big game animals, rabbits, hares, fox, and forest grouse (ruffed, blue, spruce) during established seasons.

(2) Exception~~((s))~~:

~~(a) Bobcat and raccoon are exempt from hunting hour restrictions during established bobcat and raccoon seasons. However, when the area is open to modern firearm hunting of deer or elk, hunting hours are one-half hour before sunrise to one-half hour after sunset.~~

~~(b))~~; Hunting hours for falconry seasons (except for migratory game bird seasons) are exempt from these hunting hours, except on designated pheasant release sites.

(3) OFFICIAL HUNTING HOURS
WHEN THE SEPTEMBER 1 - JANUARY 31 PERIOD BEGINS ON SUNDAY

				Western Washington from A.M. to P.M.		Eastern Washington from A.M. to P.M.	
Dates (Inclusive)							
Daylight Savings Time							
Sun.	Sept. 1	-	Sun.	Sept. 8	6:00	8:15	5:45 8:00
Mon.	Sept. 9	-	Sun.	Sept. 15	6:10	8:00	6:00 7:45
Mon.	Sept. 16	-	Sun.	Sept. 22	6:20	7:45	6:10 7:30
Mon.	Sept. 23	-	Sun.	Sept. 29	6:30	7:30	6:20 7:15
Mon.	Sept. 30	-	Sun.	Oct. 6	6:40	7:15	6:30 7:05
Mon.	Oct. 7	-	Sun.	Oct. 13	6:50	7:00	6:40 6:50
Mon.	Oct. 14	-	Sun.	Oct. 20	7:00	6:50	6:50 6:35
Mon.	Oct. 21	-	Sun.	Oct. 27	7:10	6:35	7:00 6:25
Mon.	Oct. 28	-	Sat.	Nov. 2	7:20	6:25	7:10 6:20
Pacific Standard Time							
			Sun.	Nov. 3	6:20	5:25	6:10 5:20
Mon.	Nov. 4	-	Sun.	Nov. 10	6:30	5:15	6:20 5:00
Mon.	Nov. 11	-	Sun.	Nov. 17	6:40	5:05	6:30 4:50
Mon.	Nov. 18	-	Sun.	Nov. 24	6:50	4:55	6:40 4:45
Mon.	Nov. 25	-	Sun.	Dec. 1	7:00	4:50	6:50 4:40
Mon.	Dec. 2	-	Sun.	Dec. 8	7:10	4:50	7:00 4:40
Mon.	Dec. 9	-	Sun.	Dec. 15	7:15	4:50	7:05 4:40
Mon.	Dec. 16	-	Sun.	Dec. 22	7:20	4:50	7:10 4:40
Mon.	Dec. 23	-	Sun.	Dec. 29	7:25	4:55	7:10 4:45
Mon.	Dec. 30	-	Sun.	Jan. 5	7:25	5:00	7:15 4:45
Mon.	Jan. 6	-	Sun.	Jan. 12	7:25	5:05	7:15 4:55
Mon.	Jan. 13	-	Sun.	Jan. 19	7:20	5:15	7:10 5:05
Mon.	Jan. 20	-	Sun.	Jan. 26	7:15	5:25	7:05 5:15
Mon.	Jan. 27	-	Fri.	Jan. 31	7:10	5:35	7:00 5:25

(4) OFFICIAL HUNTING HOURS
WHEN THE SEPTEMBER 1 - JANUARY 31 PERIOD BEGINS ON MONDAY

				Western Washington from A.M. to P.M.		Eastern Washington from A.M. to P.M.	
Dates (Inclusive)							
Daylight Savings Time							
Mon.	Sept. 1	-	Sun.	Sept. 7	6:00	8:15	5:50 8:00
Mon.	Sept. 8	-	Sun.	Sept. 14	6:10	8:00	6:00 7:50
Mon.	Sept. 15	-	Sun.	Sept. 21	6:20	7:45	6:10 7:35
Mon.	Sept. 22	-	Sun.	Sept. 28	6:30	7:30	6:15 7:20
Mon.	Sept. 29	-	Sun.	Oct. 5	6:40	7:15	6:30 7:05
Mon.	Oct. 6	-	Sun.	Oct. 12	6:50	7:00	6:40 6:55
Mon.	Oct. 13	-	Sun.	Oct. 19	7:00	6:50	6:50 6:40

				Western Washington from A.M. to P.M.	Eastern Washington from A.M. to P.M.	
Dates (Inclusive)						
Mon.	Oct. 20	-	Sun.	Oct. 26	7:10 6:40	7:00 6:25
Mon.	Oct. 27	-	Sat.	Nov. 1	7:20 6:25	7:15 6:15
				Pacific Standard Time		
			Sun.	Nov. 2	6:20 5:25	6:10 5:15
Mon.	Nov. 3	-	Sun.	Nov. 9	6:30 5:15	6:20 5:00
Mon.	Nov. 10	-	Sun.	Nov. 16	6:40 5:05	6:30 4:55
Mon.	Nov. 17	-	Sun.	Nov. 23	6:50 5:00	6:40 4:45
Mon.	Nov. 24	-	Sun.	Nov. 30	7:00 4:50	6:50 4:40
Mon.	Dec. 1	-	Sun.	Dec. 7	7:10 4:50	7:00 4:40
Mon.	Dec. 8	-	Sun.	Dec. 14	7:15 4:50	7:05 4:40
Mon.	Dec. 15	-	Sun.	Dec. 21	7:20 4:50	7:10 4:40
Mon.	Dec. 22	-	Sun.	Dec. 28	7:25 4:55	7:10 4:40
Mon.	Dec. 29	-	Sun.	Jan. 4	7:25 5:00	7:15 4:45
Mon.	Jan. 5	-	Sun.	Jan. 11	7:25 5:05	7:15 4:55
Mon.	Jan. 12	-	Sun.	Jan. 18	7:25 5:15	7:10 5:05
Mon.	Jan. 19	-	Sun.	Jan. 25	7:20 5:25	7:05 5:15
Mon.	Jan. 26	-	Fri.	Jan. 31	7:10 5:30	7:00 5:25

(5) OFFICIAL HUNTING HOURS
WHEN THE SEPTEMBER 1 - JANUARY 31 PERIOD BEGINS ON TUESDAY

				Western Washington from A.M. to P.M.	Eastern Washington from A.M. to P.M.	
Dates (Inclusive)						
				Daylight Savings Time		
Tues.	Sept. 1	-	Sun.	Sept. 6	6:00 8:15	5:50 8:05
Mon.	Sept. 7	-	Sun.	Sept. 13	6:10 8:05	6:00 7:50
Mon.	Sept. 14	-	Sun.	Sept. 20	6:20 7:50	6:05 7:35
Mon.	Sept. 21	-	Sun.	Sept. 27	6:30 7:35	6:15 7:20
Mon.	Sept. 28	-	Sun.	Oct. 4	6:40 7:20	6:25 7:05
Mon.	Oct. 5	-	Sun.	Oct. 11	6:45 7:05	6:35 6:55
Mon.	Oct. 12	-	Sun.	Oct. 18	6:55 6:50	6:45 6:40
Mon.	Oct. 19	-	Sun.	Oct. 25	7:05 6:40	6:55 6:30
Mon.	Oct. 26	-	Sat.	Oct. 31	7:20 6:25	7:05 6:15
				Pacific Standard Time		
			Sun.	Nov. 1	6:20 5:25	6:05 5:15
Mon.	Nov. 2	-	Sun.	Nov. 8	6:30 5:15	6:15 5:05
Mon.	Nov. 9	-	Sun.	Nov. 15	6:40 5:05	6:30 4:55
Mon.	Nov. 16	-	Sun.	Nov. 22	6:50 5:00	6:40 4:45
Mon.	Nov. 23	-	Sun.	Nov. 29	7:00 4:55	6:50 4:40
Mon.	Nov. 30	-	Sun.	Dec. 6	7:10 4:50	6:55 4:40
Mon.	Dec. 7	-	Sun.	Dec. 13	7:15 4:50	7:05 4:35
Mon.	Dec. 14	-	Sun.	Dec. 20	7:20 4:50	7:10 4:40

					Western Washington from A.M. to P.M.	Eastern Washington from A.M. to P.M.
Dates (Inclusive)						
Mon.	Dec. 21	-	Sun.	Dec. 27	7:25 4:50	7:15 4:40
Mon.	Dec. 28	-	Sun.	Jan. 3	7:30 5:00	7:15 4:45
Mon.	Jan. 4	-	Sun.	Jan. 10	7:25 5:05	7:15 4:55
Mon.	Jan. 11	-	Sun.	Jan. 17	7:25 5:15	7:10 5:00
Mon.	Jan. 18	-	Sun.	Jan. 24	7:20 5:25	7:05 5:10
Mon.	Jan. 25	-	Sat.	Jan. 31	7:10 5:30	7:00 5:20

(6) OFFICIAL HUNTING HOURS
WHEN THE SEPTEMBER 1 - JANUARY 31 PERIOD BEGINS ON WEDNESDAY

					Western Washington from A.M. to P.M.	Eastern Washington from A.M. to P.M.
Dates (Inclusive)						
Daylight Savings Time						
Wed.	Sept. 1	-	Sun.	Sept. 5	6:00 8:15	5:50 8:05
Mon.	Sept. 6	-	Sun.	Sept. 12	6:10 8:05	5:55 7:50
Mon.	Sept. 13	-	Sun.	Sept. 19	6:15 7:50	6:05 7:40
Mon.	Sept. 20	-	Sun.	Sept. 26	6:25 7:35	6:15 7:25
Mon.	Sept. 27	-	Sun.	Oct. 3	6:35 7:20	6:25 7:10
Mon.	Oct. 4	-	Sun.	Oct. 10	6:45 7:10	6:35 6:55
Mon.	Oct. 11	-	Sun.	Oct. 17	6:55 6:55	6:45 6:40
Mon.	Oct. 18	-	Sun.	Oct. 24	7:05 6:40	6:55 6:30
Mon.	Oct. 25	-	Sun.	Oct. 31	7:15 6:30	7:05 6:15
Mon.	Nov. 1	-	Sat.	Nov. 6	7:25 6:20	7:15 6:05
Pacific Standard Time						
			Sun.	Nov. 7	6:25 5:20	6:15 5:05
Mon.	Nov. 8	-	Sun.	Nov. 14	6:40 5:10	6:25 4:55
Mon.	Nov. 15	-	Sun.	Nov. 21	6:50 5:00	6:35 4:50
Mon.	Nov. 22	-	Sun.	Nov. 28	7:00 4:55	6:45 4:40
Mon.	Nov. 29	-	Sun.	Dec. 5	7:05 4:50	6:55 4:40
Mon.	Dec. 6	-	Sun.	Dec. 12	7:15 4:50	7:05 4:35
Mon.	Dec. 13	-	Sun.	Dec. 19	7:20 4:50	7:10 4:35
Mon.	Dec. 20	-	Sun.	Dec. 26	7:25 4:50	7:15 4:40
Mon.	Dec. 27	-	Sun.	Jan. 2	7:25 4:55	7:15 4:45
Mon.	Jan. 3	-	Sun.	Jan. 9	7:25 5:05	7:15 4:50
Mon.	Jan. 10	-	Sun.	Jan. 16	7:25 5:10	7:10 5:00
Mon.	Jan. 17	-	Sun.	Jan. 23	7:20 5:20	7:10 5:10
Mon.	Jan. 24	-	Mon.	Jan. 31	7:10 5:30	7:00 5:20

(7) OFFICIAL HUNTING HOURS
WHEN THE SEPTEMBER 1 - JANUARY 31 PERIOD BEGINS ON THURSDAY

				Western Washington from A.M. to P.M.		Eastern Washington from A.M. to P.M.	
Dates (Inclusive)							
				Daylight Savings Time			
Thurs.	Sept. 1	-	Sun.	Sept. 4	6:00	8:15	5:45 8:05
Mon.	Sept. 5	-	Sun.	Sept. 11	6:05	8:05	5:55 7:55
Mon.	Sept. 12	-	Sun.	Sept. 18	6:15	7:50	6:05 7:40
Mon.	Sept. 19	-	Sun.	Sept. 25	6:25	7:40	6:10 7:25
Mon.	Sept. 26	-	Sun.	Oct. 2	6:35	7:25	6:25 7:10
Mon.	Oct. 3	-	Sun.	Oct. 9	6:45	7:10	6:35 6:55
Mon.	Oct. 10	-	Sun.	Oct. 16	6:55	7:05	6:40 6:45
Mon.	Oct. 17	-	Sun.	Oct. 23	7:05	6:40	6:55 6:30
Mon.	Oct. 24	-	Sun.	Oct. 30	7:15	6:30	7:00 6:20
Mon.	Oct. 31	-	Sat.	Nov. 5	7:25	6:20	7:15 6:05
				Pacific Standard Time			
			Sun.	Nov. 6	6:25	5:20	6:15 5:05
Mon.	Nov. 7	-	Sun.	Nov. 13	6:35	5:10	6:25 4:55
Mon.	Nov. 14	-	Sun.	Nov. 20	6:45	5:00	6:35 4:50
Mon.	Nov. 21	-	Sun.	Nov. 27	6:55	4:55	6:45 4:40
Mon.	Nov. 28	-	Sun.	Dec. 4	7:05	4:50	6:55 4:40
Mon.	Dec. 5	-	Sun.	Dec. 11	7:15	4:50	7:00 4:35
Mon.	Dec. 12	-	Sun.	Dec. 18	7:20	4:50	7:10 4:35
Mon.	Dec. 19	-	Sun.	Dec. 25	7:25	4:50	7:10 4:40
Mon.	Dec. 26	-	Sun.	Jan. 1	7:25	4:55	7:15 4:45
Mon.	Jan. 2	-	Sun.	Jan. 8	7:25	5:00	7:15 4:50
Mon.	Jan. 9	-	Sun.	Jan. 15	7:25	5:10	7:10 5:00
Mon.	Jan. 16	-	Sun.	Jan. 22	7:20	5:20	7:10 5:10
Mon.	Jan. 23	-	Sun.	Jan. 29	7:15	5:30	7:00 5:20
Mon.	Jan. 30	-	Tues.	Jan. 31	7:10	5:35	6:55 5:25

(8) OFFICIAL HUNTING HOURS
WHEN THE SEPTEMBER 1 - JANUARY 31 PERIOD BEGINS ON FRIDAY

				Western Washington from A.M. to P.M.		Eastern Washington from A.M. to P.M.	
Dates (Inclusive)							
				Daylight Savings Time			
Fri.	Sept. 1	-	Sun.	Sept. 3	6:00	8:20	5:45 8:05
Mon.	Sept. 4	-	Sun.	Sept. 10	6:05	8:10	5:55 7:55
Mon.	Sept. 11	-	Sun.	Sept. 17	6:15	7:55	6:05 7:40
Mon.	Sept. 18	-	Sun.	Sept. 24	6:25	7:40	6:10 7:30
Mon.	Sept. 25	-	Sun.	Oct. 1	6:35	7:25	6:20 7:15
Mon.	Oct. 2	-	Sun.	Oct. 8	6:45	7:10	6:30 7:00
Mon.	Oct. 9	-	Sun.	Oct. 15	6:55	6:55	6:40 6:45
Mon.	Oct. 16	-	Sun.	Oct. 22	7:05	6:45	6:50 6:30

				Western Washington from A.M. to P.M.	Eastern Washington from A.M. to P.M.	
Dates (Inclusive)						
Mon.	Oct. 23	-	Sun.	Oct. 29	7:10 6:35	7:00 6:20
Mon.	Oct. 30	-	Sat.	Nov. 4	7:25 6:20	7:10 6:10
				Pacific Standard Time		
			Sun.	Nov. 5	6:25 5:20	6:10 5:10
Mon.	Nov. 6	-	Sun.	Nov. 12	6:35 5:10	6:25 5:00
Mon.	Nov. 13	-	Sun.	Nov. 19	6:45 5:00	6:35 4:50
Mon.	Nov. 20	-	Sun.	Nov. 26	6:55 4:55	6:45 4:45
Mon.	Nov. 27	-	Sun.	Dec. 3	7:05 4:50	6:55 4:40
Mon.	Dec. 4	-	Sun.	Dec. 10	7:15 4:50	7:00 4:35
Mon.	Dec. 11	-	Sun.	Dec. 17	7:20 4:50	7:10 4:35
Mon.	Dec. 18	-	Sun.	Dec. 24	7:25 4:50	7:10 4:40
Mon.	Dec. 25	-	Sun.	Dec. 31	7:25 4:55	7:15 4:40
Mon.	Jan. 1	-	Sun.	Jan. 7	7:30 5:00	7:15 4:50
Mon.	Jan. 8	-	Sun.	Jan. 14	7:25 5:10	7:15 5:00
Mon.	Jan. 15	-	Sun.	Jan. 21	7:20 5:20	7:10 5:10
Mon.	Jan. 22	-	Sun.	Jan. 28	7:15 5:30	7:00 5:20
Mon.	Jan. 29	-	Wed.	Jan. 31	7:10 5:35	6:55 5:20

(9) OFFICIAL HUNTING HOURS

WHEN THE SEPTEMBER 1 - JANUARY 31 PERIOD BEGINS ON SATURDAY

				Western Washington from A.M. to P.M.	Eastern Washington from A.M. to P.M.	
Dates (Inclusive)						
				Daylight Savings Time		
Sat.	Sept. 1	-	Sun.	Sept. 2	6:00 8:20	5:45 8:10
Mon.	Sept. 3	-	Sun.	Sept. 9	6:05 8:10	5:50 8:00
Mon.	Sept. 10	-	Sun.	Sept. 16	6:15 7:55	6:00 7:45
Mon.	Sept. 17	-	Sun.	Sept. 23	6:20 7:40	6:10 7:30
Mon.	Sept. 24	-	Sun.	Sept. 30	6:30 7:25	6:20 7:15
Mon.	Oct. 1	-	Sun.	Oct. 7	6:40 7:15	6:30 7:00
Mon.	Oct. 8	-	Sun.	Oct. 14	6:50 7:00	6:40 6:45
Mon.	Oct. 15	-	Sun.	Oct. 21	7:00 6:45	6:50 6:35
Mon.	Oct. 22	-	Sun.	Oct. 28	7:10 6:35	7:00 6:20
Mon.	Oct. 29	-	Sat.	Nov. 3	7:20 6:20	7:10 6:10
				Pacific Standard Time		
			Sun.	Nov. 4	6:20 5:20	6:10 5:10
Mon.	Nov. 5	-	Sun.	Nov. 11	6:35 5:10	6:20 5:00
Mon.	Nov. 12	-	Sun.	Nov. 18	6:45 5:05	6:30 4:50
Mon.	Nov. 19	-	Sun.	Nov. 25	6:55 4:55	6:40 4:45
Mon.	Nov. 26	-	Sun.	Dec. 2	7:05 4:50	6:50 4:40
Mon.	Dec. 3	-	Sun.	Dec. 9	7:10 4:50	7:00 4:35
Mon.	Dec. 10	-	Sun.	Dec. 16	7:20 4:50	7:05 4:35
Mon.	Dec. 17	-	Sun.	Dec. 23	7:25 4:50	7:10 4:35

Dates (Inclusive)				Western Washington from A.M. to P.M.	Eastern Washington from A.M. to P.M.
Mon.	Dec. 24	-	Sun. Dec. 30	7:25 4:55	7:15 4:40
Mon.	Dec. 31	-	Sun. Jan. 6	7:25 5:00	7:15 4:50
Mon.	Jan. 7	-	Sun. Jan. 13	7:25 5:10	7:15 4:55
Mon.	Jan. 14	-	Sun. Jan. 20	7:20 5:15	7:10 5:05
Mon.	Jan. 21	-	Sun. Jan. 27	7:15 5:25	7:05 5:15
Mon.	Jan. 28	-	Thur. Jan. 31	7:10 5:35	7:00 5:25

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-342 (~~(2012-13, 2013-14, 2014-15)~~) 2015-16, 2016-17, 2017-18 Small game and other wildlife seasons and regulations. Hunters must comply with the bag, possession, and season limits described in this section. Failure to do so constitutes a violation of RCW 77.15.245, 77.15.400, or 77.15.430, depending on the species hunted and the circumstances of the violation.

STATEWIDE SEASONS:

(1) FOREST GROUSE (BLUE, RUFFED, AND SPRUCE)

(a) DAILY BAG ((AND POSSESSION)) LIMIT((S)): 4 grouse per day, ~~((straight or mixed bag, with a total of 12 grouse in possession at any time.~~

~~((b))) to include not more than 3 Blue Grouse, 3 Spruce Grouse, and 3 Ruffed Grouse.~~

~~((b)) POSSESSION LIMIT: 12 grouse, to include not more than 9 Blue Grouse, 9 Spruce Grouse, and 9 Ruffed Grouse.~~

~~((c)) SEASON DATES:~~ Sept. 1 - Dec. 31(~~(, 2012, 2013, 2014)) during the current license year.~~

(2) BOBCAT

(a) BAG AND POSSESSION LIMITS: No limit.

(b) SEASON DATES: Sept. 1 - Mar. 15(~~(, 2012, 2013, 2014, 2015)) during the current license year.~~

(c) RESTRICTION: It is unlawful to hunt bobcat with dogs.

(3) RACCOON

(a) BAG AND POSSESSION LIMITS: No limit.

(b) OPEN AREA: Statewide, EXCEPT closed on Long Island within Willapa National Wildlife Refuge.

(c) SEASON DATES: Sept. 1 - Mar. 15(~~(, 2012, 2013, 2014, 2015)) during the current license year.~~

(4) FOX

(a) BAG AND POSSESSION LIMITS: No limit.

(b) OPEN AREA: Statewide, EXCEPT closed within the exterior boundaries of the Mount Baker-Snoqualmie, Okanogan, Wenatchee, and Gifford Pinchot National Forests (~~and GMUs 407 and 410~~).

(c) SEASON DATES: ~~((+))~~ Sept. 1(~~(, 2012)) - Mar. 15(~~(, 2013;~~~~

~~((ii)) Sept. 1, 2013 - Mar. 15, 2014; and~~

~~((iii)) Sept. 1, 2014 - Mar. 15, 2015)) during the current license year.~~

(5) COYOTE

(a) BAG AND POSSESSION LIMITS: No limit.

(b) OPEN AREA: Statewide.

(c) SEASON DATES: Year-round.

(d) RESTRICTION: It is unlawful to hunt coyote with dogs.

(6) COTTONTAIL RABBIT AND SNOWSHOE HARE (OR WASHINGTON HARE)

(a) BAG AND POSSESSION LIMITS: 5 cottontails or snowshoe hares per day, with a total of 15 in possession at any time, straight or mixed bag.

(b) SEASON DATES: ~~((+))~~ Sept. 1(~~(, 2012)) - Mar. 15(~~(, 2013;~~~~

~~((ii)) Sept. 1, 2013 - Mar. 15, 2014; and~~

~~((iii)) Sept. 1, 2014 - Mar. 15, 2015)) during the current license year.~~

(7) CROWS

(a) BAG AND POSSESSION LIMITS: No limit.

(b) SEASON DATES: ~~((+))~~ Sept. 1(~~(, 2012)) - Dec. 31(~~(, 2012;~~~~

~~((ii)) Sept. 1, 2013 - Dec. 31, 2013; and~~

~~((iii)) Sept. 1, 2014 - Dec. 31, 2014)) during the current license year.~~

(8) JACKRABBIT:

Closed statewide.

(9) PTARMIGAN, SAGE, AND SHARP-TAILED GROUSE:

Closed statewide.

(10) WILD TURKEY:

(a) YOUTH SEASON: Open only to youth hunters accompanied by an adult 18 years of age or older.

(i) LEGAL BIRD: Male turkeys and turkeys with visible beards only.

(ii) SEASON DATES:

(A) April (~~(7-8, 2012)) 4-5, 2015;~~

(B) April (~~(6-7, 2013)) 2-3, 2016;~~

(C) April (~~(5-6, 2014)) 1-2, 2017; and~~

(D) April (~~(4-5, 2015)) 7-8, 2018.~~

(b) SPRING SEASON

(i) LEGAL BIRD: Male turkeys and turkeys with visible beards only.

(ii) SEASON DATES: ~~((A))~~ April 15 - May 31(~~(, 2012;~~

~~(B) April 15 - May 31, 2013;~~

~~(C) April 15 - May 31, 2014; and~~

~~(D) April 15 - May 31, 2015)) during the current license year.~~

(iii) BAG LIMIT: The combined spring/youth season limit is 3 birds. Only 2 turkeys may be killed in Eastern Washington, except only one (1) may be killed in Chelan, Kittitas, or Yakima counties. One (1) turkey may be killed per year in Western Washington outside of Klickitat County. Two (2) turkeys may be killed in Klickitat County.

- (c) ~~((FALL NORTHEAST BEARDESS TURKEY SEASON~~
- ~~(i) LEGAL BIRD: Beardless only.~~
- ~~(ii) LEGAL HUNTER: Open to all hunters with a valid turkey tag.~~
- ~~(iii) OPEN AREA: GMUs 105-142.~~
- ~~(iv) SEASON DATES:~~
 - ~~(A) Sept. 22 - Oct. 12, 2012;~~
 - ~~(B) Sept. 21 - Oct. 11, 2013; and~~
 - ~~(C) Sept. 20 - Oct. 10, 2014.~~
- ~~(v) BAG LIMIT: Two (2) beardless turkeys (in addition to other fall turkey harvest).~~
- ~~(d)) EARLY FALL GENERAL SEASON~~
 - ~~(i) ((LEGAL BIRD: Either sex.~~
 - ~~(ii)) LEGAL HUNTER: Open to all hunters with a valid turkey tag.~~
 - ~~((iii)) (ii) OPEN AREA: GMUs 101((-124-142, 145))-154((-)) and 162-186.~~
 - ~~((iv)) (iii) SEASON DATES:~~
 - ~~(A) Sept. ((22)) 19 - Oct. ((42, 2012)) 16, 2015, Sept. ((24)) 17 - Oct. ((41, 2013)) 14, 2016, Sept. ((20)) 23 - Oct. ((40, 2014)) 13, 2017~~
 - ~~(B) Sept. ((21)) 17 - Oct. ((41, 2013)) 14, 2016; and~~

- (C) Sept. ((20)) 23 - Oct. ((40, 2014)) 13, 2017.
- ~~((iv)) (iv) BAG LIMIT: ((One (1))) Three (3) turkeys ((in addition to other fall turkey harvest).~~
- ~~(e)) during the early fall general season with the following area restrictions:~~

Game Management Units (GMUs)	Legal Bird and Limit
105-121	Two (2) beardless turkeys
101, 145-154, 162-186	One (1) either sex turkey
124-142	Two (2) beardless plus one (1) either sex turkey

- ~~(d) FALL PERMIT SEASONS~~
 - ~~(i) LEGAL BIRD: Either sex.~~
 - ~~(ii) LEGAL HUNTER: All hunters who are selected in the fall turkey special permit drawing and who also possess a valid turkey tag.~~

Hunt Name	Permit Season Dates	Special Restrictions	Boundary Description	Permits	Bag Limit*
Klickitat	Sept. ((22)) 19 - Oct. ((42, 2012)) 16, 2015, Sept. ((24)) 17 - Oct. ((41, 2013)) 14, 2016, Sept. ((20)) 23 - Oct. ((40, 2014)) 13, 2017	Either sex	GMUs 382, 388, 568-578	150	1
Methow	Nov. 15 - Dec. 15, ((2012, 2013, 2014)) 2015, 2016, 2017	Either sex	GMUs 218-231 and 242	50	1
Teanaway	Nov. 15 - Dec. 15, ((2012, 2013, 2014)) 2015, 2016, 2017	Either sex	GMU 335	50	1

- *BAG LIMIT: During the fall permit hunting seasons.
- ~~((f)) (e) LATE FALL SEASON~~
 - ~~(i) LEGAL BIRD: Either sex.~~
 - ~~(ii) LEGAL HUNTER: Open to all hunters with a valid turkey tag.~~
 - ~~(iii) OPEN AREA: GMUs 105-154, 162-186.~~
 - ~~(iv) SEASON DATES: ((A)) Nov. 20 - Dec. 15((-2012; (B) Nov. 20 - Dec. 15, 2013; and (C) Nov. 20 - Dec. 15, 2014)) during the current license year.~~
 - ~~(v) BAG LIMIT: One (1) turkey.~~
 - ~~((g)) (f) HUNTER EDUCATION INSTRUCTOR INCENTIVE PERMITS~~
 - ~~(i) LEGAL BIRD: Male turkeys and turkeys with visible beards only.~~
 - ~~(ii) LEGAL HUNTER: Qualified hunter education instructors who are selected through a random drawing. Hunter education instructors qualify if the instructor is certified and has~~

- ~~(Instructors who are drawn, accept a permit, and are able to participate in the hunt will not be eligible for a hunter education instructor incentive permit for 10 years after they are drawn for the incentive permit.)~~
- ~~(iii) OPEN AREA: Statewide.~~
- ~~(iv) SEASON DATES: April 1 - May 31((-2012, 2013, 2014, 2015)) during the current license year.~~
- ~~(v) PERMITS: 2 individuals will be drawn for this permit per year.~~
- ~~((h)) (vi) BAG LIMIT: 1 male turkey or turkey with visible beard in addition to other spring season turkey harvest.~~
- ~~(g) OFFICIAL HUNTING HOURS FOR WILD TURKEY:~~
 - ~~1/2 hour before sunrise to sunset during spring and fall seasons.~~

~~((†))~~ (h) SPECIAL RULES FOR WILD TURKEY:

(i) ~~(Turkey season is open for shotgun shooting #4 shot or smaller, archery, and muzzleloader shotgun shooting #4 shot or smaller.~~

~~((†))~~ (ii) It is unlawful to hunt turkey unless the hunter possesses a turkey tag.

~~((†))~~ (iii) It is unlawful to hunt turkeys with dogs.

~~((†))~~ (iv) It is unlawful to bait game birds.

EASTERN WASHINGTON SEASONS:

(11) RING-NECKED PHEASANT

(a) BAG AND POSSESSION LIMITS: Three (3) cock pheasants per day. Hunters may possess up to 15 cock pheasants at any one time.

(b) YOUTH SEASON DATES: Open only to youth hunters accompanied by an adult 18 years of age or older.

(i) Sept. ~~((22-23, 2012))~~ 19-20, 2015;

(ii) Sept. ~~((21-22, 2013))~~ 17-18, 2016; and

(iii) Sept. ~~((20-21, 2014))~~ 23-24, 2017.

(c) HUNTERS SIXTY-FIVE YEARS OF AGE OR OLDER SEASON DATES:

(i) Sept. ~~((24-28, 2012))~~ 21-25, 2015;

(ii) Sept. ~~((23-27, 2013))~~ 19-23, 2016; and

(iii) Sept. ~~((22-26, 2014))~~ 25-29, 2017.

(d) REGULAR SEASON DATES:

(i) Oct. ~~((20, 2012))~~ 17, 2015 - Jan. ~~((13, 2013))~~ 18, 2016;

(ii) Oct. ~~((19, 2013))~~ 15, 2016 - Jan. ~~((12, 2014))~~ 16, 2017; and

(iii) Oct. ~~((18, 2014))~~ 21, 2017 - Jan. ~~((11, 2015))~~ 15, 2018.

(12) CHUKAR

(a) BAG AND POSSESSION LIMITS: 6 chukar per day. Hunters may possess up to 18 chukar at any one time.

(b) YOUTH SEASON DATES: Open only to youth hunters accompanied by an adult 18 years of age or older.

(i) Sept. ~~((22-23, 2012))~~ 19-20, 2015;

(ii) Sept. ~~((21-22, 2013))~~ 17-18, 2016; and

(iii) Sept. ~~((20-21, 2014))~~ 23-24, 2017.

(c) REGULAR SEASON DATES:

(i) Oct. ~~((6, 2012))~~ 3, 2015 - Jan. ~~((21, 2013))~~ 18, 2016;

(ii) Oct. ~~((5, 2013))~~ 1, 2016 - Jan. ~~((20, 2014))~~ 16, 2017;

and

(iii) Oct. ~~((4, 2014))~~ 7, 2017 - Jan. ~~((19, 2015))~~ 15, 2018.

(13) GRAY (HUNGARIAN) PARTRIDGE

(a) BAG AND POSSESSION LIMITS: 6 gray partridges per day. Hunters may possess up to 18 gray partridges at any one time.

(b) YOUTH SEASON DATES: Open only to youth hunters accompanied by an adult 18 years of age or older.

(i) Sept. ~~((22-23, 2012))~~ 19-20, 2015;

(ii) Sept. ~~((21-22, 2013))~~ 17-18, 2016; and

(iii) Sept. ~~((20-21, 2014))~~ 23-24, 2017.

(c) REGULAR SEASON DATES:

(i) Oct. ~~((6, 2012))~~ 3, 2015 - Jan. ~~((21, 2013))~~ 18, 2016;

(ii) Oct. ~~((5, 2013))~~ 1, 2016 - Jan. ~~((20, 2014))~~ 16, 2017;

and

(iii) Oct. ~~((4, 2014))~~ 7, 2017 - Jan. ~~((19, 2015))~~ 15, 2018.

(14) MOUNTAIN QUAIL

Closed throughout Eastern Washington.

(15) CALIFORNIA (VALLEY) QUAIL AND NORTHERN BOBWHITE

(a) BAG AND POSSESSION LIMITS: 10 quail per day. Hunters may possess up to 30 quail at any one time, straight or mixed bag.

(b) YOUTH SEASON DATES: Open only to youth hunters accompanied by an adult 18 years of age or older.

(i) Sept. ~~((22-23, 2012))~~ 19-20, 2015;

(ii) Sept. ~~((21-22, 2013))~~ 17-18, 2016; and

(iii) Sept. ~~((20-21, 2014))~~ 23-24, 2017.

(c) REGULAR SEASON DATES:

(i) Oct. ~~((6, 2012))~~ 3, 2015 - Jan. ~~((21, 2013))~~ 18, 2016;

(ii) Oct. ~~((5, 2013))~~ 1, 2016 - Jan. ~~((20, 2014))~~ 16, 2017; and

(iii) Oct. ~~((4, 2014))~~ 7, 2017 - Jan. ~~((19, 2015))~~ 15, 2018.

WESTERN WASHINGTON SEASONS:

(16) RING-NECKED PHEASANT

(a) BAG AND POSSESSION LIMITS: 2 pheasants of either sex per day. Hunters may possess up to 15 pheasants at any one time.

(b) YOUTH SEASON DATES: Open only to youth hunters accompanied by an adult 18 years of age or older.

(i) Sept. ~~((22-23, 2012))~~ 19-20, 2015;

(ii) Sept. ~~((21-22, 2013))~~ 17-18, 2016; and

(iii) Sept. ~~((20-21, 2014))~~ 23-24, 2017.

(c) HUNTERS SIXTY-FIVE YEARS OF AGE OR OLDER SEASON DATES:

(i) Sept. ~~((24-28, 2012))~~ 21-25, 2015;

(ii) Sept. ~~((23-27, 2013))~~ 19-23, 2016; and

(iii) Sept. ~~((22-26, 2014))~~ 25-29, 2017.

(d) REGULAR SEASON DATES: 8:00 a.m. to 4:00 p.m.

(i) Sept. ~~((29))~~ 26 - Nov. 30, ~~((2012))~~ 2015;

(ii) Sept. ~~((28))~~ 24 - Nov. 30, ~~((2013))~~ 2016; and

(iii) Sept. ~~((27))~~ 30 - Nov. 30, ~~((2014))~~ 2017.

(e) EXTENDED SEASON DATES:

(i) Dec. 1-15, ~~((2012, 2013, 2014))~~ during the current license year.

(ii) 8 a.m. to 4 p.m. only at the following release sites: Belfair, Fort Lewis, Kosmos, Lincoln Creek, Scatter Creek, Skookumchuck, and all Whidbey Island release sites EXCEPT Bayview.

(iii) The department will not release pheasants during the extended season.

(f) SPECIAL RESTRICTION: Western Washington pheasant hunters must choose to hunt only on odd-numbered or even-numbered weekend days from 8:00 - 10:00 a.m. at all units of Lake Terrell, Tennant Lake, Snoqualmie, Skagit, Skookumchuck, and Scatter Creek Wildlife Areas, and all hunting sites on Whidbey Island. Hunters must indicate their choice of odd-numbered or even-numbered weekend days on the Western Washington Pheasant Permit by choosing "odd" or "even." Hunters who select the three day option, hunters 65 years of age or older, and youth hunters may hunt in the morning on both odd-numbered and even-numbered weekend days. Youth hunters must be accompanied by an adult 18 years of age or older, and the adult must have an appropriately marked pheasant permit if hunting.

(17) MOUNTAIN QUAIL

(a) BAG AND POSSESSION LIMITS: 2 mountain quail per day. Hunters may possess up to 4 mountain quail at any one time.

(b) SEASON DATES:

- (i) Sept. ~~((29))~~ 26 - Nov. 30, ~~((2012))~~ 2015;
- (ii) Sept. ~~((28))~~ 24 - Nov. 30, ~~((2013))~~ 2016; and
- (iii) Sept. ~~((27))~~ 30 - Nov. 30, ~~((2014))~~ 2017.

(18) CALIFORNIA (VALLEY) QUAIL AND NORTHERN BOBWHITE

(a) BAG AND POSSESSION LIMITS: 10 California (valley) quail or northern bobwhite per day. Hunters may possess up to 30 California (valley) quail or northern bobwhite at any one time, straight or mixed bag.

(b) SEASON DATES:

- (i) Sept. ~~((29))~~ 26 - Nov. 30, ~~((2012))~~ 2015;
- (ii) Sept. ~~((28))~~ 24 - Nov. 30, ~~((2013))~~ 2016; and
- (iii) Sept. ~~((27))~~ 30 - Nov. 30, ~~((2014))~~ 2017.

FALCONRY SEASONS:**(19) UPLAND GAME BIRD AND FOREST GROUSE - FALCONRY****(a) BAG AND POSSESSION LIMITS:**

- (i) 2 pheasants (either sex);
- (ii) 6 partridge;
- (iii) 5 California (valley) quail or northern bobwhite;
- (iv) 2 mountain quail (in Western Washington only);
- (v) 3 forest grouse (blue, ruffed, spruce) per day; and
- (vi) Possession limit is twice the daily bag limit.

(b) OPEN AREA: Statewide.

(c) SEASON DATES: ~~((+))~~ Aug. 1, ~~((2012))~~ - Mar. 15(~~(-)~~ 2013;

~~(ii) Aug. 1, 2013 - Mar. 15, 2014; and~~

~~(iii) Aug. 1, 2014 - Mar. 15, 2015))~~ during the current license year.

(20) TURKEY - FALCONRY

(a) A turkey tag is required to hunt turkey during the turkey falconry season.

(b) BAG AND POSSESSION LIMITS: One (1) turkey (either sex) per turkey tag, with a maximum of 2 turkeys. Hunters may possess up to 2 turkeys at any one time.

(c) OPEN AREA: Eastern Washington.

(d) SEASON DATES: ~~((+))~~ Sept. 1, ~~((2012))~~ - Feb. 15(~~(-)~~ 2013;

~~(ii) Sept. 1, 2013 - Feb. 15, 2014; and~~

~~(iii) Sept. 1, 2014 - Feb. 15, 2015))~~ during the current license year.

(21) MOURNING DOVE - FALCONRY

(a) BAG AND POSSESSION LIMITS: 3 mourning doves per day, straight bag or mixed bag with snipe, coots, ducks, and geese during established seasons. The possession limit is three times the daily limit.

(b) OPEN AREA: Statewide.

(c) SEASON DATES: Sept. 1 - Dec. 16(~~(-)~~ 2012, 2013, 2014) during the current license year.

(22) COTTONTAIL RABBIT AND SNOWSHOE HARE - FALCONRY

(a) BAG AND POSSESSION LIMITS: 5 cottontails or snowshoe hares per day, straight or mixed bag. Hunters may possess up to 15 cottontails or snowshoe hares at any one time, straight or mixed bag.

(b) OPEN AREA: Statewide.

(c) SEASON DATES: ~~((+))~~ Aug. 1, ~~((2012))~~ - Mar. 15(~~(-)~~ 2013;

~~(ii) Aug. 1, 2013 - Mar. 15, 2014; and~~

~~(iii) Aug. 1, 2014 - Mar. 15, 2015))~~ during the current license year.

OTHER SEASONS:**(23) CANADA GOOSE SEPTEMBER SEASON****(a) WESTERN WASHINGTON:****(i) BAG AND POSSESSION LIMITS:**

(A) 5 Canada geese per day; hunters may possess up to 15 Canada geese at any time, EXCEPT(~~(-)~~) as otherwise provided below.

(B) In Cowlitz and Wahkiakum counties and that part of Clark County north of the Washougal River: 3 Canada geese per day; hunters may possess up to 9 at any one time.

(C) In Pacific County: 15 Canada geese per day; hunters may possess up to 45 at any one time.

(ii) SEASON DATES: Sept. 10-15(~~(-)~~ 2012, 2013, and 2014) during the current license year, EXCEPT Pacific County: Sept. 1-15(~~(-)~~ 2012, 2013, and 2014) during the current license year.

(b) EASTERN WASHINGTON:

(i) BAG AND POSSESSION LIMITS: 3 Canada geese per day; hunters may possess up to 6 at any one time.

(ii) SEASON DATES: ~~((Sept. 14-15, 2012, 2013, and Sept. 13-14, 2014.))~~ Sept. 12-13, 2015; Sept. 10-11, 2016; Sept. 9-10, 2017.

(24) MOURNING DOVE

(a) BAG AND POSSESSION LIMITS: ~~((40))~~ 15 mourning doves per day. Hunters may possess up to ~~((30))~~ 45 mourning doves at any one time.

(b) OPEN AREA: Statewide.

(c) SEASON DATES: Sept. ~~((1-30, 2012, 2013, 2014))~~ 1 - Oct. 30 during the current license year.

(25) BAND-TAILED PIGEON

(a) BAG AND POSSESSION LIMITS: 2 band-tailed pigeons per day. Hunters may possess up to 6 band-tailed pigeons at any one time.

(b) OPEN AREA: Statewide.**(c) SEASON DATES: Sept. 15-23(~~(-)~~ 2012, 2013, 2014.**

~~(d) WRITTEN AUTHORIZATION IS REQUIRED TO HUNT BAND-TAILED PIGEONS:~~

~~(i) Hunters must possess a special migratory bird hunting authorization and harvest record card for band-tailed pigeons when hunting band-tailed pigeons. Immediately after taking a band-tailed pigeon into possession, hunters must record the required information in ink on the harvest record card. Hunters must report harvest information from band-tailed pigeon harvest record cards to the Washington department of fish and wildlife (WDFW) so that the department receives the information by September 30 following the current season. Every person issued a migratory bird hunting authorization and harvest record card must return the entire card to WDFW or report the card information at the designated internet site listed on the harvest record card. If a hunter fails to report his or her harvest by the reporting deadline, he or she is in violation of reporting requirements.~~

~~(ii) Beginning with the 2013 license year, hunters who do not report band-tailed pigeon hunting activity by the~~

reporting deadline for any harvest record card are required to pay a ten dollar administrative fee before any new migratory bird authorization and harvest record card is issued. A hunter may only be penalized a maximum of ten dollars during a license)) during the current license year.

(26) BIRD DOG TRAINING SEASON

(a) Wild upland game birds may be pursued during the dog-training season but may not be killed except during established hunting seasons. A small game license is required to train dogs on wild game birds. A Western Washington Pheasant Permit is required to train dogs on pheasants in Western Washington. Captive raised game birds may be released and killed during dog training if the hunter has proof of lawful acquisition (invoices) and the birds are appropriately marked (WAC 232-12-271 and 232-12-044).

(b) OPEN AREA: Statewide.

(c) SEASON DATES: Aug. 1(~~(, 2012)~~) - Mar. 31(~~(, 2013; Aug. 1, 2013 - Mar. 31, 2014; Aug. 1, 2014 - Mar. 31, 2015)~~) during the current license year.

(d) Only youth and seniors may train dogs during their respective seasons on designated Western Washington pheasant release sites.

(e) Bird dog training may be conducted year round on areas posted for bird dog training on portions of:

- (i) Region One - Espanola (T24N, R40E, E 1/2 of section 16);
- (ii) Region Three - South L. T. Murray Wildlife Area;
- (iii) Region Four - Skagit Wildlife Area, Lake Terrell Wildlife Area, and Snoqualmie Wildlife Area;
- (iv) Region Five - Shillapoo/Vancouver Lake Wildlife Area;
- (v) Region Six - Scatter Creek Wildlife Area, Fort Lewis Military Base.

(27) YAKAMA INDIAN RESERVATION:

The (~~2012-13, 2013-14, and 2014-15~~) 2015-16, 2016-17, and 2017-18 upland bird seasons within the Yakama Indian Reservation are the same as the season established by the Yakama Indian Nation.

(28) COLVILLE INDIAN RESERVATION:

The (~~2012-13, 2013-14, and 2014-15~~) 2015-16, 2016-17, and 2017-18 upland bird seasons within the Colville Indian Reservation are the same as the season established by the Colville Indian Tribe.

HIP REQUIREMENTS:

(29) All hunters of migratory game birds (duck, goose, coot, snipe, mourning dove, and band-tailed pigeon) age 16 and over are required to complete a Harvest Information Program (HIP) survey at a license dealer and possess a Washington Migratory Bird permit as evidence of compliance with this requirement when hunting migratory game birds.

(30) Youth hunters are required to complete a HIP survey and possess a free Washington Youth Migratory Bird permit as evidence of compliance with this requirement when hunting migratory game birds.

AMENDATORY SECTION (Amending WSR 09-09-083, filed 4/15/09, effective 5/16/09)

WAC 232-28-516 Trapping seasons and regulations.

(1) Statewide trapping seasons:

SPECIES	SEASON DATES
Badger, Beaver, Bobcat, Marten, Mink, Muskrat, Raccoon, Red Fox, River Otter(*), and Weasel	Nov. 1 - Mar. 31 during the current license year

(*River otter trapping season is closed in all Eastern Washington counties, except in Chelan, Ferry, Kliekikat, Kittitas, Okanogan, Pend Oreille, Spokane, Stevens, and Yakima counties, as well as in the Snake and Walla-Walla River drainages. The season bag limit is 12 river otter in the portions of Eastern Washington that are open to trapping.)

(2) Participation requirements:

(a) To be issued your first Washington state trapping license an individual must pass the Washington state trapper education exam.

(b) Licensed trappers must comply with reporting requirements in WAC 232-12-134.

WSR 15-04-098

PROPOSED RULES

DEPARTMENT OF FISH AND WILDLIFE

[Filed February 2, 2015, 5:25 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-118 on December 3, 2014.

Title of Rule and Other Identifying Information: WAC 232-12-078 Baiting for the purposes of hunting deer or elk, 232-12-079 Bait volume limits for the purposes of hunting deer or elk, 232-12-088 Baiting for the purposes of hunting deer or elk with exceptions, 232-28-248 Special closures and firearm restriction areas, 232-28-337 Elk area descriptions, 232-28-357 2015-2017 Deer general seasons and definitions, 232-28-358 2015-2017 Elk general seasons and definitions, 232-28-359 2015 Deer special permits, 232-28-360 2015 Elk special permits, and 232-28-624 Deer area descriptions.

Hearing Location(s): Civic Center, 411 South Balsam Street, Moses Lake, WA 98837, on March 20-21, 2015, at 8:00 a.m.

Date of Intended Adoption: On or after April 9, 2015.

Submit Written Comments to: Wildlife Program Commission Meeting Public Comments, 600 Capitol Way North, Olympia, WA 98501, e-mail wildthing@dfw.wa.gov, fax (360) 902-2162, by February 24, 2015.

Assistance for Persons with Disabilities: Contact Tami Lininger by March 1, 2015, TTY (800) 833-6388 or (360) 902-2267.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: WAC 232-12-078, the purpose of this proposal is to further the public discussion regarding hunting deer and elk using bait. If adopted the rule would make it unlawful to use bait to hunt deer or elk for all hunters.

WAC 232-12-079, the purpose of this proposal is to further the public discussion regarding hunting deer and elk using bait. If adopted the rule would make it unlawful to use

bait to hunt deer or elk if the bait volume exceeded 10 gallons (1.34 cubic feet).

WAC 232-12-088, the purpose of this proposal is to further the public discussion regarding hunting deer and elk using bait. If adopted the rule would make it unlawful to use bait to hunt deer or elk with some exceptions for youth hunters, elderly hunters, and hunters with disabilities while still imposing a volume restriction.

WAC 232-28-248, the purpose of the proposal is to change the special closures and firearm restriction areas; adjust the boundaries and dates of firearm restriction areas to better address safety issues while still accommodating hunting as a management tool. The proposal also recommends adding semi-auto handguns of .40 caliber or larger for the modern firearm season.

The proposed changes to the deer area descriptions will accommodate additional land acquired and added to the 4-O Wildlife Area since last year. The effect will be to better discern hunting boundaries.

The proposed changes to the elk area descriptions will accommodate additional land acquired and added to the 4-O Wildlife Area since last year. The proposal also recommends an adjustment to Elk Area 3911 which will remove a portion of public land. This change will allow better distribution of elk away from private agricultural lands. A boundary change is proposed for an elk area in Klickitat County to better address wildlife conflict and a new elk area is proposed in GMU 522 to create a new quality elk opportunity. In addition, boundary changes to an existing elk area and the creation of a new elk area are proposed to better address agricultural damage caused by elk in Pierce County.

WAC 232-28-337, the purpose of the proposal is to change the special closures and firearm restriction areas; adjust the boundaries and dates of firearm restriction areas to better address safety issues while still accommodating hunting as a management tool. The proposal also recommends adding semi-auto handguns of .40 caliber or larger for the modern firearm season.

The proposed changes to the deer area descriptions will accommodate additional land acquired and added to the 4-O Wildlife Area since last year. The effect will be to better discern hunting boundaries.

The proposed changes to the elk area descriptions will accommodate additional land acquired and added to the 4-O Wildlife Area since last year. The proposal also recommends an adjustment to Elk Area 3911 which will remove a portion of public land. This change will allow better distribution of elk away from private agricultural lands. A boundary change is proposed for an elk area in Klickitat County to better address wildlife conflict and a new elk area is proposed in GMU 522 to create a new quality elk opportunity. In addition, boundary changes to an existing elk area and the creation of a new elk area are proposed to better address agricultural damage caused by elk in Pierce County.

WAC 232-28-357, the purpose of this proposal is to retain general season deer hunting opportunity for the years 2015-2017. The purpose of this proposal is also to retain special permit deer hunting opportunity for 2015. In addition, the purpose of the proposal is to balance the hunting opportunity between user groups. The proposal also increases the oppor-

tunity when deer populations allow, and reduces the opportunity when declining deer numbers warrant a change.

WAC 232-28-358, the purpose of this proposal is to retain general season elk hunting opportunity for 2015-2017 and retain elk special permit hunting opportunity for 2015. The purpose is also to balance the elk hunting opportunity between user groups. The proposal also increases elk hunting opportunity when elk populations allow, and reduces elk hunting opportunity when declining elk numbers warrant a change.

WAC 232-28-359, the purpose of this proposal is to retain general season deer hunting opportunity for the years 2015-2017. The purpose of this proposal is also to retain special permit deer hunting opportunity for 2015. In addition, the purpose of the proposal is to balance the hunting opportunity between user groups. The proposal also increases the opportunity when deer populations allow, and reduces the opportunity when declining deer numbers warrant a change.

WAC 232-28-360, the purpose of this proposal is to retain general season elk hunting opportunity for 2015-2017 and retain elk special permit hunting opportunity for 2015. The purpose is also to balance the elk hunting opportunity between user groups. The proposal also increases elk hunting opportunity when elk populations allow, and reduces elk hunting opportunity when declining elk numbers warrant a change.

WAC 232-28-624, the purpose of the proposal is to change the special closures and firearm restriction areas; adjust the boundaries and dates of firearm restriction areas to better address safety issues while still accommodating hunting as a management tool. The proposal also recommends adding semi-auto handguns of .40 caliber or larger for the modern firearm season.

The proposed changes to the deer area descriptions will accommodate additional land acquired and added to the 4-O Wildlife Area since last year. The effect will be to better discern hunting boundaries.

The proposed changes to the elk area descriptions will accommodate additional land acquired and added to the 4-O Wildlife Area since last year. The proposal also recommends an adjustment to Elk Area 3911 which will remove a portion of public land. This change will allow better distribution of elk away from private agricultural lands. A boundary change is proposed for an elk area in Klickitat County to better address wildlife conflict and a new elk area is proposed in GMU 522 to create a new quality elk opportunity. In addition, boundary changes to an existing elk area and the creation of a new elk area are proposed to better address agricultural damage caused by elk in Pierce County.

Reasons Supporting Proposal: WAC 232-12-078, in the last two years the department has been approached by hunters and landowners that do not approve of the practice of baiting for the purposes of hunting deer or elk. Additional input was received as part of the three year hunting season package, public process.

The nonrandom input the department received via the web site indicated that twenty-three percent of hunters wanted a ban on baiting with an exception for food plots and agricultural operations. Fourteen percent of hunters wanted to disallow the use of bait by hunting guides and restrict the

manner and volume of baiting by hunters not using guides. A sixty-three percent majority of the hunters commenting wanted no change to the rules pertaining to baiting deer and elk.

In a random telephone survey of deer hunters, fifty-nine percent either opposed or strongly opposed baiting for deer. Deer hunters that strongly supported or supported baiting for deer made up twenty-one percent of the respondents. Eleven percent of those surveyed were neutral and nine percent didn't know.

In the same random telephone survey, sixty-eight percent of elk hunters either opposed or strongly opposed baiting for elk. Elk hunters that supported or strongly supported using bait to hunt elk were fourteen percent. Eleven percent of those surveyed were neutral and eight percent didn't know.

Although some potential exists, the department has no data at this time to suggest that the practice of baiting for deer and elk hunting has a negative population or natural resource effect. Therefore it is a social issue that the fish and wildlife commission will address.

WAC 232-12-079, in the last two years the department has been approached by hunters and landowners that do not approve of the practice of baiting for the purposes of hunting deer or elk. Additional input was received as part of the three year hunting season package, public process.

The nonrandom input the department received via the web site indicated that twenty-three percent of hunters wanted a ban on baiting with an exception for food plots and agricultural operations. Fourteen percent of hunters wanted to disallow the use of bait by hunting guides and restrict the manner and volume of baiting by hunters not using guides. A sixty-three percent majority of the hunters commenting wanted no change to the rules pertaining to baiting deer and elk.

In a random telephone survey of deer hunters, fifty-nine percent either opposed or strongly opposed baiting for deer. Deer hunters that strongly supported or supported baiting for deer made up twenty-one percent of the respondents. Eleven percent of those surveyed were neutral and nine percent didn't know.

In the same random telephone survey, sixty-eight percent of elk hunters either opposed or strongly opposed baiting for elk. Elk hunters that supported or strongly supported using bait to hunt elk were fourteen percent. Eleven percent of those surveyed were neutral and eight percent didn't know.

Although some potential exists, the department has no data at this time to suggest that the practice of baiting for deer and elk hunting is having a negative population or natural resource effect in Washington. Therefore it is a social issue that the fish and wildlife commission will address.

WAC 232-12-088, in the last two years the department has been approached by hunters and landowners that do not approve of the practice of baiting for the purposes of hunting deer or elk. Additional input was received as part of the three year hunting season package, public process.

The nonrandom input the department received via the web site indicated that twenty-three percent of hunters wanted a ban on baiting with an exception for food plots and agricultural operations. Fourteen percent of hunters wanted to disallow the use of bait by hunting guides and restrict the

manner and volume of baiting by hunters not using guides. A sixty-three percent majority of the hunters commenting wanted no change to the rules pertaining to baiting deer and elk.

In a random telephone survey of deer hunters, fifty-nine percent either opposed or strongly opposed baiting for deer. Deer hunters that strongly supported or supported baiting for deer made up twenty-one percent of the respondents. Eleven percent of those surveyed were neutral and nine percent didn't know.

In the same random telephone survey, sixty-eight percent of elk hunters either opposed or strongly opposed baiting for elk. Elk hunters that supported or strongly supported using bait to hunt elk were fourteen percent. Eleven percent of those surveyed were neutral and eight percent didn't know.

Although some potential exists, the department has no data at this time to suggest that the practice of baiting for deer and elk hunting is having a negative population or natural resource effect in Washington. Therefore it is a social issue that the fish and wildlife commission will address.

WAC 232-28-248, special closures and firearm restriction areas allow the fish and wildlife commission to restrict or close hunting activity in certain areas to optimize safety, discourage trespass on restricted lands, and protect sensitive species.

Deer areas and elk areas allow the fish and wildlife commission to adopt hunting seasons that can be conducted at a smaller scale than the GMU. Setting seasons at this scale allows for more strategic wildlife management using hunting as a tool to control populations and mitigate wildlife conflict.

WAC 232-28-337, special closures and firearm restriction areas allow the fish and wildlife commission to restrict or close hunting activity in certain areas to optimize safety, discourage trespass on restricted lands, and protect sensitive species.

Deer areas and elk areas allow the fish and wildlife commission to adopt hunting seasons that can be conducted at a smaller scale than the GMU. Setting seasons at this scale allows for more strategic wildlife management using hunting as a tool to control populations and mitigate wildlife conflict.

WAC 232-28-357, these proposals provide for recreational deer hunting opportunity and protect deer from over-harvest. The proposal would maintain sustainable general deer hunting season opportunities for 2015-2017. The proposal would also maintain sustainable deer special permit hunting season opportunities for 2015. The proposal helps address deer agricultural damage problems and provides for deer population control when needed.

WAC 232-28-358, this proposal provides for recreational elk hunting opportunity and protects elk from over-harvest. The proposal would maintain sustainable general elk hunting season opportunities for 2015-2017 and sustainable elk special permit hunting opportunity for 2015. The proposal helps address elk agricultural damage problems and provides for elk population control when needed.

WAC 232-28-359, these proposals provide for recreational deer hunting opportunity and protect deer from over-harvest. The proposal would maintain sustainable general deer hunting season opportunities for 2015-2017. The proposal would also maintain sustainable deer special permit

hunting season opportunities for 2015. The proposal helps address deer agricultural damage problems and provides for deer population control when needed.

WAC 232-28-360, this proposal provides for recreational elk hunting opportunity and protects elk from over-harvest. The proposal would maintain sustainable general elk hunting season opportunities for 2015-2017 and sustainable elk special permit hunting opportunity for 2015. The proposal helps address elk agricultural damage problems and provides for elk population control when needed.

WAC 232-28-624, special closures and firearm restriction areas allow the fish and wildlife commission to restrict or close hunting activity in certain areas to optimize safety, discourage trespass on restricted lands, and protect sensitive species.

Deer areas and elk areas allow the fish and wildlife commission to adopt hunting seasons that can be conducted at a smaller scale than the GMU. Setting seasons at this scale allows for more strategic wildlife management using hunting as a tool to control populations and mitigate wildlife conflict.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

Statute Being Implemented: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: When filing the permanent rule-making order (CR-103P), the WAC sections containing rule amendments will be consolidated into two or three order typing service (OTS) documents.

Name of Proponent: Washington department of fish and wildlife, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Nate Pamplin, Natural Resource[s] Building, (360) 902-2515; and Enforcement: Steven Crown, Natural Resource[s] Building, (360) 902-2373.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules apply to recreational hunting and do not affect small business.

A cost-benefit analysis is not required under RCW 34.05.328. This proposal does not involve hydraulics.

February 2, 2015

Joanna M. Eide

Rules Coordinator

NEW SECTION

WAC 232-12-078 Baiting for the purposes of hunting deer or elk. (1) For the purposes of this section:

(a) "Bait" is any salt, grain, fruit, hay or other food-based attractant that could serve as a lure or attraction for deer or elk.

(b) Commercial scent attractants and scent covers are not considered bait.

(2) Except as otherwise provided in this section, it is unlawful to hunt deer or elk using any type of bait placed, exposed, deposited, distributed, scattered, or otherwise used

for the purpose of attracting deer or elk to an area where one or more persons intend to hunt them.

(3) Exceptions: Hunting on or over the following is not considered an unlawful use of bait while hunting deer or elk:

(a) Farms or ranches where active agricultural operations including salt or mineral distribution for livestock, crop fields, orchards, vineyards, hay fields, haystacks, or pastures exist;

(b) Abandoned orchards or vineyards;

(c) Naturally occurring mineral deposits; or

(d) Food plots planted for wildlife and left undisturbed.

(4) A violation of this section is punishable as an infraction under RCW 77.15.160 (5)(b) if no animal has been shot or killed or RCW 77.15.410, Unlawful hunting of big game—Penalty, if an animal has been shot or killed.

NEW SECTION

WAC 232-12-079 Bait volume limits for the purpose of hunting deer or elk. (1) For the purposes of this section:

(a) "Bait" is any salt, grain, fruit, hay or other food-based attractant that could serve as a lure or attraction for deer or elk.

(b) Commercial scent attractants and scent covers are not considered bait.

(2) Except as otherwise provided in this section, it is unlawful to hunt for deer and elk using any type of bait placed, exposed, deposited, distributed, scattered, or otherwise used for the purpose of attracting deer or elk to an area where one or more persons intend to hunt them, if the volume of bait exceeds 10 gallons (1.34 cubic feet).

(3) Exceptions: Hunting on or over the following is not considered an unlawful use of bait while hunting deer or elk:

(a) Farms or ranches where active agricultural operations including salt or mineral distribution for livestock, crop fields, orchards, vineyards, hay fields, haystacks, or pastures exist;

(b) Abandoned orchards or vineyards;

(c) Naturally occurring mineral deposits; or

(d) Food plots planted for wildlife and left undisturbed.

(4) A violation of this section is punishable as an infraction under RCW 77.15.160 (5)(b) if no animal has been shot or killed and RCW 77.15.410, Unlawful hunting of big game—Penalty, if an animal has been shot or killed.

NEW SECTION

WAC 232-12-088 Baiting for the purposes of hunting deer or elk with exceptions. (1) For the purposes of this section:

(a) "Bait" is any salt, grain, fruit, hay or other food-based attractant that could serve as a lure or attraction for deer or elk.

(b) Commercial scent attractants and scent covers are not considered bait.

(2) Except as otherwise provided in this section, it is unlawful to hunt deer or elk using any type of bait placed, exposed, deposited, distributed, scattered, or otherwise used for the purpose of attracting deer or elk to an area where one or more persons intend to hunt them.

(3) Exceptions:

(a) Hunting on or over the following is not considered an unlawful use of bait while hunting deer or elk:

(i) Farms or ranches where active agricultural operations including salt or mineral distribution for livestock, crop fields, orchards, vineyards, hay fields, haystacks, or pastures exist;

(ii) Abandoned orchards or vineyards;

(iii) Naturally occurring mineral deposits; or

(iv) Food plots planted for wildlife and left undisturbed.

(b) Hunters that meet the requirements of a hunter with a disability and possessing a valid disabled hunter permit as provided in RCW 77.32.237 and 77.32.238; or is sixty-five years old or older; or qualifies as a youth hunter and possesses a youth license; can use bait for the purposes of hunting deer or elk if the volume of bait present is 10 gallons (1.34 cubic feet) or less.

(c) Hunters may use bait while hunting deer or elk on private lands with the express permission of the landowner if those lands are designated as within an urban growth area or a firearm restriction area by a county or municipal government and the volume of bait present is 10 gallons (1.34 cubic feet) or less.

(4) A violation of this section is punishable as an infraction under RCW 77.15.160 (5)(b) if no animal has been shot or killed or RCW 77.15.410, Unlawful hunting of big game—Penalty, if an animal has been shot or killed.

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-248 Special closures and firearm restriction areas. (1) RESTRICTED HUNTING AREAS.

It is unlawful to hunt in the following restricted hunting areas unless otherwise provided:

(a) Parker Lake (GMU 117, Pend Oreille County): All lands south of Ruby Creek Road (USFS Road 2489), north of Tacoma Creek Road (USFS Road 2389), and west of Bonneville Power Administration power lines are designated as "CLOSED AREA" to hunting wild animals and wild birds year-round except for special hunts adopted by the fish and wildlife commission. The Parker Lake closure provides a protected area for the U.S. Air Force Military Survival Training Program.

(b) Columbia River: The Columbia River, all islands except privately owned, in the river, the Benton County shoreline below the high water mark, Central Hanford Department of Energy property, and any peninsula originating on the Benton County shoreline, between Vernita Bridge on Highway 24 downstream to the Richland city limits are designated as a "CLOSED AREA" to hunting wild animals and wild birds except waterfowl hunting is open below the high water mark between the old Hanford townsite power line crossing (wooden towers) in Section 24, T 13 N, R 27 E, and the Richland city limits.

(c) Green River (GMU 485): Except for special permit hunters, who may also take a black bear and/or cougar with the appropriate license/tag options, all lands within GMU 485 are designated as a "CLOSED AREA" to hunting big game year-round. During the general westside elk season and general

and late deer seasons, all lands within GMU 485 year-round are also designated as a "CLOSED AREA" to hunting all wild animals, including wild birds, year-round. The city of Tacoma enforces trespass within GMU 485 year-round on lands owned or controlled by the city.

(d) McNeil Island (part of GMU 652): Closed to hunting all wild animals, including wild birds, year-round.

(e) Loo-wit (GMU 522): Closed to hunting and trapping, except for elk hunting by special permit holders during established seasons and in designated areas.

(2) A violation of subsection (1) of this section is punishable under RCW 77.15.400, 77.15.410, or 77.15.430, depending on the species hunted.

(3) CLOSED BIG GAME HUNTING AREAS.

It is unlawful to hunt big game in the following closed areas, unless otherwise specified:

(a) Clark, Cowlitz, Pacific, and Wahkiakum counties: Closed to hunting for Columbian whitetail deer.

(b) Cathlamet: Except for special permits issued by the department for nonendangered deer and elk, this area is closed to all deer and elk hunting to protect the Columbian whitetail deer. This area's boundaries are described as:

Beginning in the town of Skamokawa; then east along SR 4 to Risk Road; then south and east along Risk Road to Foster Road; then south along the Foster Road to the Elochoman River; then upstream along the Elochoman River to Elochoman Valley Road (old SR 407); then west along the Elochoman Valley Road to SR 4; then east along SR 4 to SR 409; then south along SR 409 to the Cathlamet Channel of the Columbia River; then east along the north shore of the Cathlamet Channel to Cape Horn; then south in the Columbia River to the state line; then west along the state line to a point directly south of the mouth of Skamokawa Creek; then north on Skamokawa Creek to SR 4 and the point of beginning.

(c) Walla Walla Mill Creek Watershed (GMU 157): All lands in the Mill Creek Watershed are designated as a "CLOSED AREA" to hunting all wild animals, including wild birds. The only exception is for deer or elk hunting by holders of GMU-157 special deer or elk permits during the established open season. These permit holders must have a U.S. Forest Service permit to enter the hunt area, and the area is closed to motorized vehicles. No entry into the Mill Creek Watershed is allowed at other times.

(d) Westport: Closed to hunting all big game animals on the part of Westport Peninsula lying north of State Highway 105 from the Elk River Bridge west end and the Schafer Island Road to the ocean beach.

(e) Cottonwood and Howard islands (GMU 564): Closed to all deer hunting.

(4) A violation of subsection (3) of this section is a gross misdemeanor or a class C felony punishable under RCW 77.15.410, depending on the circumstances of the violation.

(5) FIREARM RESTRICTION AREAS.

(a) It is unlawful to hunt wildlife in the following firearm restriction areas with centerfire or rimfire rifles, or to fail to comply with additional firearm restrictions, except as established below:

COUNTY	AREA	COUNTY	AREA
Chelan	That portion of GMU 251 (Mission) beginning at the intersection of the Duncan Road and Highway 2; south on Duncan Road to Mountain Home Road; south along Mountain Home Road to the Icicle Irrigation Ditch; south and west along the Icicle Irrigation Ditch to the Snow Lake Trail; west and north along the Snow Lake Trail and across the Icicle River to Icicle River Road; east and north along Icicle River Road to the Wenatchee River; northwest along the Wenatchee River to Highway 2; north and east on Highway 2 to Duncan Road and the point of beginning.		<u>to its merge with Oakville Road; west on Oakville Road to its merge with South Bank Road; northwest along South Bank Road to Wakefield Road; north on Wakefield Road to the Chehalis River; west along the Chehalis River to Highway 107 bridge; north on Highway 107 to Highway 12 to the point of beginning.</u>
		Island	GMUs 421 (Camano) and 420 (Whidbey).
		Jefferson	Indian and Marrowstone islands.
		King	The area west of Highway 203 (Monroe-Fall City, then Fall City-Preston Road) to Interstate 90 (I-90), I-90 to Highway 18, Highway 18 to Interstate 5 (I-5), I-5 to the Pierce-King County line; and GMU 422 (Vashon-Maury).
Clallam	That portion of GMU 624 (Coyle) located within Clallam County.		This area is restricted to archery only: The following portion of GMU 652 (Puyallup): Beginning at the intersection of State Highway 410 and the southeast Mud Mountain Dam Road near the King/Pierce County line north of Buckley; then east along the southeast Mud Mountain Road to 284th Avenue Southeast; then north along 284th Avenue Southeast to State Highway 410; then west along Highway 410 to the point of the beginning.
Clark	GMU 564 (Battleground) That portion of GMU 554 in Clark County.		
Cowlitz	GMU 554 (Yale) GMU 504 (Stella) That portion of GMU 564 (Battleground) in Cowlitz County.		
Grays Harbor	That portion of GMU 658 (North River) beginning at Bay City; then west along Highway 105 to Twin Harbors State Park; then south along Highway 105 to Grayland Grocery; then east on Cranberry Road to Turkey Road; then east and north on Turkey Road to Bayview Logging Road; then north and east along Bayview Logging Road to Mallard Slough; then east and south along the Bayview Road to Andrews Creek; then north along main channel of Andrews Creek to Grays Harbor; then north and west along the main navigation channel to Bay City and point of beginning.	Kitsap	East of State Highway 16 originating at the Tacoma Narrows Bridge to Gorst, and east of Highway 3 to Newbury Hill Road, north of Newbury Hill Road and the Bremerton-Seabeck Highway to Big Beef Creek Bridge; all of Bainbridge Island, and Bangor Military Reservation.
		Kittitas	GMU 334 (Ellensburg) Closed to centerfire rifles during deer and elk seasons except for those areas designated in writing by WDFW wildlife conflict staff.
Grays Harbor	The following Chehalis Valley restriction applies only during <u>modern firearm</u> elk seasons: That portion of GMU 660 (Minot Peak) described as follows: Beginning at Highway 12 and Highway 107 junction near Montesano; east and south on Highway 12 to <u>State Street in Oakville</u> ; south on ((the Oakville Brooklyn Road to a point one mile west of South Bank Road; north west along a line one mile southwest of the South Bank Road to Delzene Road; north along Delzene Road to)) <u>State Street</u>	Klickitat	Elk Area 5062 (Trout Lake) closed to centerfire rifles, handguns, and muzzleloaders October 1 to ((December 15)) <u>January 30</u> .
		Mason	GMU 633 (Mason Lake) south of Hammersley Inlet; and all of Harstine Island.
		Pacific	GMU 684 (Long Beach) ((west of Sand Ridge Road)) <u>The following Long Beach Peninsula restriction applies only during modern firearm deer and elk seasons: Beginning at the end of Outer Harbor Way in the City of Ilwaco to U.S. Highway</u>

COUNTY	AREA	COUNTY	AREA
	<p><u>101, west and north on Highway 101 to Sandridge Road; north on Sandridge Road to 95th Street; west on 95th Street to Tarlatt Slough; out Tarlatt Slough to Willapa Bay, north along the shoreline of Willapa Bay, then west to the Pacific Ocean. South along the west coast of the peninsula to Cape Disappointment State Park; east along state park boundary to Baker Bay; east along Baker Bay to the point of beginning.</u></p> <p>The portion of GMU 658 (North River) south and west of State Highway 105 and Airport Road between Raymond and North River Bridge.</p> <p>GMU 681 (between) (<u>Chinook Valley</u>) <u>Beginning at confluence of Wallacut River, east along the Columbia River to the Astoria-Megler bridge; west along U.S. Highway 101(;) to Houtchen Road, north on Houtchen Road to the Chinook River; west on the Chinook River to the Chinook Valley Road (and the Columbia River from Astoria-Megler bridge to the Wallacut River); west on the Chinook Valley Road to Highway 101 and Wallacut River bridge; southwest on Wallacut River to point of beginning.</u></p>	Skamania	That portion of GMU 564 (Battle Ground) in Skamania County.
		Thurston	GMU 666 (Deschutes) north of U.S. Highway 101 and Interstate 5 between Oyster Bay and the mouth of the Nisqually River.
		Whatcom	All mainland areas and islands of Whatcom County that are west of I-5. This restriction applies to big game hunting only.
			(b) Archery tag holders may only hunt during established archery seasons with archery equipment as defined under WAC 232-12-054.
			(c) Muzzleloader tag holders may only hunt during established muzzleloader seasons with muzzleloader equipment <u>or archery equipment</u> as defined by department rule.
			(d) Modern firearm tag holders may hunt during established modern firearm seasons with bows and arrows; crossbows; muzzleloaders; revolver-type handguns; <u>semiautomatic handguns of .40 (10 mm) caliber or larger</u> ; or shotguns, so long as the equipment and ammunition complies with department rules.
			(6) A violation of subsection (5) of this section is punishable under RCW 77.15.400, 77.15.410, or 77.15.430, depending on the species hunted.
			AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)
			WAC 232-28-337 Elk area descriptions. The following areas are defined as elk areas:
			Elk Area No. 1008 West Wenaha (Columbia County): That part of GMU 169 west of USFS trail 3112 from Tepee Camp (east fork of Butte Creek) to Butte Creek, and west of Butte Creek to the Washington-Oregon state line.
			Elk Area No. 1009 East Wenaha (Columbia, Garfield, Asotin counties): That portion of GMU 169 east of USFS trail 3112 from Tepee Camp (east fork Butte Creek) to Butte Creek, and east of Butte Creek to the Washington-Oregon state line.
			Elk Area No. 1010 (Columbia County): GMU 162 excluding National Forest land and the Rainwater Wildlife Area.
			Elk Area No. 1011 (Columbia County): That part of GMU 162 east of the North Touchet Road, excluding National Forest land.
			Elk Area No. 1012 (Columbia County): That part of GMU 162 west of the North Touchet Road, excluding National Forest land and the Rainwater Wildlife Area.
			Elk Area No. 1013 (Asotin County): GMU 172, excluding National Forest lands <u>and the 4-O Ranch Wildlife Area</u> .
			Elk Area No. 1015 Turnbull (Spokane County): Located in GMU 130, designated areas within the boundaries of Turnbull National Wildlife Refuge.
Pierce	<p>GMU 652 (Ketron Island), GMU 655 (Anderson) limited to archery, shotgun, and muzzleloader. McNeil Island closed to hunting.</p> <p>See GMU 652 restriction area outlined for King County.</p> <p>GMU 627 (Kitsap) south of Highway 302 on the Longbranch Peninsula is a firearm restriction area.</p>		
San Juan	All San Juan County, including GMUs 411 (Orcas), 412 (Shaw), 413 (San Juan), 414 (Lopez), 415 (Blakely), 416 (Decatur), and those portions of GMU 410 (Islands) that occur in San Juan County.		
Snohomish	All areas west of Highway 9, until the intersection of Highway 9 and Highway 2, then east along Highway 2 to Highway 203, then all areas west of Highway 203 to the Snohomish/King County line.		
Skagit	All mainland areas and islands, including GMU 419 (Guemes), in Skagit County west of I-5 and north of the Skagit/Snohomish County line, except Cypress Island. This restriction applies to big game hunting only.		

Elk Area No. 1016 (Columbia County): GMU-162 Dayton, excluding the Rainwater Wildlife Area.

Elk Area No. 1040 (Asotin County): That area within GMU 172 designated as the WDFW-owned lands (~~((associated with))~~ **managed as** the 4-O Ranch Wildlife Area. ~~((Also includes those portions of Section 1, Township 6N, Range 43E, east of Wenatchee (a.k.a. Menatchee) Creek. Excludes those portions of Section 35, Township 7N, Range 43E, west of Wenatchee (a.k.a. Menatchee) Creek.))~~

Elk Area No. 2032 Malaga (Kittitas and Chelan counties): Beginning at the mouth of Davies Canyon on the Columbia River; west along Davies Canyon to the cliffs above (north of) the North Fork Tarpiscan Creek; west and north along the cliffs to the Bonneville Power Line; southwest along the power line to the North Fork Tarpiscan Road in Section 9, Township 20N, Range 21E; north and west along North Fork Tarpiscan Road to Colockum Pass Road (Section 9, Township 20N, Range 21E); south and west on Colockum Pass Road to section line between Sections 8 & 9; north along the section line between Sections 8 and 9 as well as Sections 4 & 5 (T20N, R21E) & Sections 32 & 33 (T21N, R21E) to Moses Carr Road; west and north on Moses Carr Road to Jump Off Road; south and west on Jump Off Road to Shaller Road; north and west on Shaller Road to Upper Basin Loop Road; north and west on Upper Basin Loop Road to Wheeler Ridge Road; north on Wheeler Ridge Road to the Basin Loop Road (pavement) in Section 10 (T21N, R20E); north on Basin Loop Road to Wenatchee Heights Road; west on Wenatchee Heights Road to Squilchuck Road; south on Squilchuck Road to Beehive Road (USFS Rd 9712); northwest on Beehive Road to USFS Rd 7100 near Beehive Reservoir; north and west on USFS Rd 7100 to Peavine Canyon Road (USFS Rd 7101); north and east on Peavine Canyon Road to Number Two Canyon Road; north on Number Two Canyon Road to Crawford Street in Wenatchee; east on Crawford Street to the Columbia River; south and east along the Columbia River to Davies Canyon and point of beginning. (Naneum Green Dot, Washington Gazetteer, Wenatchee National Forest)

Elk Area No. 2033 Peshastin (Chelan County): Starting at the Division St bridge over the Wenatchee River in the town of Cashmere; S on Aplets Way then Division St to Pioneer St; W on Pioneer St to Mission Creek Rd; S on Mission Creek Rd to Binder Rd; W on Binder Rd to Mission Creek Rd; S on Mission Creek Rd to Tripp Canyon Rd; W on Tripp Canyon Rd to where Tripp Canyon Rd stops following Tripp Creek; W on Tripp Creek to its headwaters; W up the drainage, about 1000 feet, to US Forest Service (USFS) Rd 7200-160; W on USFS Rd 7200-160 to Camas Creek Rd (USFS Rd 7200); W on Camas Creek Rd (USFS 7200 Rd) (excluding Camas Land firearm closure*) to US Hwy 97; N on US Hwy 97 to Mountain Home Rd (USFS 7300 Rd); N on Mountain Home Rd to the Wenatchee River in the town of Leavenworth; S on the Wenatchee River to the Division St bridge in Cashmere and the point of beginning.

Elk Area No. 2051 Tronsen (Chelan County): All of GMU 251 except that portion described as follows: Beginning at the junction of Naneum Ridge Road (WDFW Rd 9) and Ingersol Road (WDFW Rd 1); north and east on Ingersol

Road to Colockum Road (WDFW Rd 10); east on Colockum Road and Colockum Creek to the intersection of Colockum Creek and the Columbia River; south on the Columbia River to mouth of Tarpiscan Creek; west up Tarpiscan Creek and Tarpiscan Road (WDFW Rd 14) and North Fork Road (WDFW Rd 10.10) to the intersection of North Fork Road and Colockum Road; southwest on Colockum Road to Naneum Ridge Road; west on Naneum Ridge Road to Ingersol Road and the point of beginning.

Elk Area No. 3681 Ahtanum (Yakima County): That part of GMU 368 beginning at the power line crossing on Ahtanum Creek in T12N, R16E, Section 15; west up Ahtanum Creek to South Fork Ahtanum Creek; southwest up South Fork Ahtanum Creek to its junction with Reservation Creek; southwest up Reservation Creek and the Yakama Indian Reservation boundary to the main divide between the Diamond Fork drainage and Ahtanum Creek drainage; north along the crest of the main divide between the Diamond Fork drainage and the Ahtanum Creek drainage to Darland Mountain; northeast on US Forest Service Trail 615 to US Forest Service Road 1020; northeast on US Forest Service Road 1020 to US Forest Service Road 613; northeast on US Forest Service Road 613 to US Forest Service Trail 1127; northeast on US Forest Service Trail 1127 to US Forest Service Road 1302 (Jump Off Road), southeast of the Jump Off Lookout Station; northeast on US Forest Service Road 1302 (Jump Off Road) to Highway 12; northeast on Highway 12 to the Naches River; southeast down the Naches River to Cowiche Creek; west up Cowiche Creek and South Fork Cowiche Creek to Summitview Avenue; northwest on Summitview Avenue to Cowiche Mill Road; west on Cowiche Mill Road to the power line in the northeast corner of T13N, R15E, SEC 13; southeast along the power line to Ahtanum Creek and the point of beginning.

Elk Area No. 3721 Corral Canyon (Benton and Yakima counties): That part of GMU 372 beginning at the Yakima River Bridge on SR 241 just north of Mabton; north along SR 241 to the Rattlesnake Ridge Road (mile post #19); east on Rattlesnake Ridge Road to the Hanford Reach National Monument's (HRNM) southwest corner boundary; east and south along the HRNM boundary to SR 225; south on SR 225 to the Yakima River Bridge in Benton City; west (upstream) along Yakima River to point of beginning (SR 241 Bridge).

Elk Area No. 3722 Blackrock (Benton and Yakima counties): That part of GMU 372 beginning at southern corner of the Yakima Training Center border on Columbia River, northwest of Priest Rapids Dam; southeast on southern shore of Columbia River (Priest Rapids Lake) to Priest Rapids Dam; east along Columbia River to the Hanford Reach National Monument's (HRNM) western boundary; south along the HRNM boundary to the Rattlesnake Ridge Road; west on Rattlesnake Ridge Road to SR 241; south on SR 241 to the Yakima River Bridge just north of Mabton; west along Yakima River to SR 823 (Harrison Road) south of town of Pomona; east along SR 823 (Harrison Road) to SR 821; southeast on SR 821 to Firing Center Road at I-82; east on Firing Center Road to main gate of Yakima Training Center; south and east along Yakima Training Center boundary to

southern corner of Yakima Training Center boundary on Columbia River and point of beginning.

Elk Area No. 3911 Fairview (Kittitas County): Beginning at the intersection of the BPA Power Lines in T20N, R14E, Section 36 and Interstate 90; east along the power lines to Highway 903 (Salmon La Sac Road); northwest along Highway 903 to Pennsylvania Avenue; northeast along Pennsylvania Avenue to No. 6 Canyon Road; northeast along No. 6 Canyon Road to Cle Elum Ridge Road; north along Cle Elum Ridge Road to Carlson Canyon Road; northeast along Carlson Canyon Road to West Fork Teanaway River; east along West Fork Teanaway River to North Fork Teanaway River; north along North Fork Teanaway River to Teanaway Road; southeast on Teanaway Road to Ballard Hill Road; east on Ballard Hill Rd and Swauk Prairie Road to Hwy 970; northeast on Hwy 970 to Hwy 97; south on Hwy 97 to the power lines in T20N, R17E, Section 34; east on the power lines to Naneum Creek; south on Naneum Creek approximately 1/2 mile to power lines in T19N, R19E, Section 20; east along BPA power lines to Colockum Pass Road in T19N, R20E, Section 16; south on Colockum Pass Road to BPA power lines in T18N, R20E, Section 6; east and south along power lines to ((~~Parke Creek; north on Parke Creek to Whiskey Jim Creek; east on Whiskey Jim Creek to the Wild Horse Wind Farm Boundary; south and East on Wild Horse Wind Farm boundary to the Vantage Highway; east along the Vantage Highway to the first power line crossing; southwest along the power lines to where they intersect with the second set of BPA power lines in T17N, R21E, Section 18; southeast along the BPA power lines to I-90; west along I-90 to~~) the Yakima Training Center boundary; south and west along the Yakima Training Center boundary to I-82; north on I-82 to Thrall Road; west on Thrall Road to Wilson Creek; south on Wilson Creek to Yakima River; north on Yakima River to gas pipeline crossing in T17N, R18E, Section 25; south and west on the gas pipeline to Umtanum Creek; west on Umtanum Creek to the Durr Road; north on the Durr Road to Umtanum Road; north on Umtanum Road to South Branch Canal; west on South Branch Canal to Bradshaw/Hanson Road; west on Bradshaw Road to the elk fence; north and west along the elk fence to power line crossing in T19N, R16E, Section 10; west along the power line (south branch) to Big Creek; north on Big Creek to Nelson Siding Road; west and north on Nelson Siding Road to I-90; east on I-90 to point of beginning.

Elk Area No. 3912 Old Naches (Yakima County): Starting at the elk fence and Roza Canal along the south boundary T14N, R19E, Section 8; following the elk fence to the big-horn sheep feeding site in T15N, R16E, Section 36; south on the feeding site access road to the Old Naches Highway; west and south on the Old Naches Highway to State Route 12 and the Naches River; down the Naches River to the Tieton River; up the Tieton River approximately 2 miles to the intersection of the metal footbridge and the elk fence at the south end of the bridge in T14N, R16E, Section 3; south along the elk fence to the top of the cliff/rimrock line; southwest along the top of the cliff/rimrock line to the irrigation canal in T14N, R16E, Section 9; southwest along the irrigation canal to the elk fence in T14N, R16E, Section 8; south along the elk fence to the township line between T12N, R15E and T12N,

R16E; south along the township line to the South Fork Ahtanum Creek; downstream along the South Fork Ahtanum Creek and Ahtanum Creek to the Yakima River; upstream along the Yakima River to Roza Canal and point of beginning.

Elk Area No. 4601 North Bend (King County): That portion of GMU 460 beginning at the interchange of State Route (SR) 18 and I-90; W on I-90 to SE 82nd St, Exit 22, at the town of Preston; N on SE 82nd Street to Preston Fall City Rd SE (Old SR 203); N on Preston Fall City Rd SE to SE Fall City Snoqualmie Rd (SR 202) at the town of Fall City; E on SE Fall City Snoqualmie Rd to the crossing of Tokul Creek; N and E up Tokul Creek to its crossing with Tokul Rd SE; S on SE Tokul Rd to SE 53rd Way; E on SE 53rd Way where it turns into 396th Dr SE then S on 396th Dr SE to SE Reinig Rd; E on SE Reinig Rd to 428th Ave SE; N on 428th Ave SE to where it turns into North Fork Rd SE; N and E on North Fork Rd SE to Ernie's Grove Rd; E on Ernie's Grove Rd to SE 70th St; N on SE 70th St to its ends at Fantastic Falls on the North Fork Snoqualmie River; SW down the North Fork Snoqualmie River to Fantastic Falls and the Mt Si Natural Resource Conservation Area boundary then S and E along the southern boundary of the Mt Si NRCA to the "School Bus" turnaround at SE 114th St; S on 480th Ave SE to SE 130th St; S and E on SE 130th St to its end; SSE overland from the end of SE 130th St, over the Middle Fork Snoqualmie River, to the end of 486th Ave SE; S on 486th Ave SE to the intersection with SE Middle Fork Road; Due S, from said intersection, up Grouse Mountain toward its peak, to the logging road adjacent to Grouse Mountain Peak; S down the logging road to Grouse Ridge Access Rd; W on Grouse Ridge Access Road which becomes SE 146th St; W on SE 146th St to I-90 then east along I-90 to the W boundary of Olallie/Twin Falls State Park then S along the state park western boundary to its most western boundary where it intersects with the boundary of the Iron Horse State Park; W along the boundary of Iron Horse State Park to the boundary of the Rattlesnake Lake Recreation Area; W along the boundary of the Rattlesnake Lake Recreation Area to Cedar Falls Rd SE; N along the Cedar Falls Rd to SE 174th Way; W on SE 174th Way to SE 174th St; W on SE 174th St to SE 173rd St; W on SE 173rd St to SE 170th Pl; W on SE 170th Pl to SE 169th St; W on SE 169th St to 424th Ave SE; N on 424th Ave SE to SE 168th St; W on SE 168th St to 422 Ave SE; N on 422 Ave SE to 426th Way SE; S on 426th Way SE to SE 164th St; E on SE 164th St to Uplands Way SE; W on Uplands Way SE to the crossing with the Power Transmission Lines; W along the Power Transmission Lines to the Winery Rd; NW on the Winery Rd to SE 99th Rd; W and N on SE 99th Rd to the I-90 interchange, at Exit 27; SW on I-90 to the interchange with SR 18 and the point of beginning.

Elk Area No. 4941 Skagit River (Skagit County): That portion of GMU 437 beginning at the intersection of State Route 9 and State Route 20; east on State Route 20 to Concrete-Sauk Valley Road; south on Concrete-Sauk Valley Road over The Dalles Bridge (Skagit River) to the intersection with the South Skagit Highway; west on South Skagit Highway to State Route 9; north on State Route 9 and the point of beginning.

Elk Area No. 5029 Toledo (Lewis and Cowlitz counties): Beginning at the Cowlitz River and State Highway 505 junction; east along the Cowlitz River to the Weyerhaeuser 1800 Road; south along Weyerhaeuser 1800 Road to Cedar Creek Road; east along Cedar Creek Road to Due Road; south on Due Road to Weyerhaeuser 1823 Road; south along Weyerhaeuser 1823 Road to the Weyerhaeuser 1945 Road; south along the Weyerhaeuser 1945 Road to the Weyerhaeuser 1900 Road; south along the Weyerhaeuser 1900 Road to the North Fork Toutle River; west along the North Fork Toutle River to the Toutle River; west on the Toutle River to the Cowlitz River; North along the Cowlitz River to the junction of State Highway 505 and the point of beginning.

Elk Area No. 5049 Ethel (Lewis County): That part of GMU 505 beginning at the intersection of Jackson Highway and Highway 12; south along Jackson Highway to Buckley Road; south on Buckley Road to Spencer Road; east on Spencer Road to Fuller Road; north on Fuller Road to Highway 12; east on Highway 12 to Stowell Road; north on Stowell Road to Gore Road; west on Gore Road to Larmon Road; west on Larmon Road to Highway 12; west on Highway 12 to Jackson Highway and point of beginning.

Elk Area No. 5050 Newaukum (Lewis County): That part of GMU 505 beginning at the intersection of Interstate 5 and Highway 12; east on Highway 12 to Larmon Road; east on Larmon Road to Leonard Road; north on Leonard Road through the town of Onalaska to Degler Road; north on Degler Road to Middle Fork Road; east on Middle Fork Road to Beck Road; north on Beck Road to Centralia-Alpha Road; west on Centralia-Alpha Road to Logan Hill Road; south then west on Logan Hill Road to Jackson Highway; south on Jackson Highway to the Newaukum River; west along the Newaukum River to Interstate 5; south on Interstate 5 to Highway 12 and point of beginning.

Elk Area No. 5051 Green Mountain (Cowlitz County): Beginning at the junction of the Cowlitz River and the Toutle River; east along the Toutle River to the North Fork Toutle River; east along the North Fork Toutle River to the Weyerhaeuser 1900 Road; south along the Weyerhaeuser 1900 Road to the Weyerhaeuser 1910 Road; south along the Weyerhaeuser 1910 Road to the Weyerhaeuser 2410 Road; south along the Weyerhaeuser 2410 Road to the Weyerhaeuser 4553 Road; south along the Weyerhaeuser 4553 Road to the Weyerhaeuser 4500 Road; south along the Weyerhaeuser 4500 Road to the Weyerhaeuser 4400 Road; south along the Weyerhaeuser 4400 Road to the Weyerhaeuser 4100 Road; east along the Weyerhaeuser 4100 Road to the Weyerhaeuser 4700 Road; south along the Weyerhaeuser 4700 Road to the Weyerhaeuser 4720 Road; west along the Weyerhaeuser 4720 Road to the Weyerhaeuser 4730 Road; west along the Weyerhaeuser 4730 Road to the Weyerhaeuser 4732 Road; west along the Weyerhaeuser 4732 Road to the Weyerhaeuser 4790 Road; west along the Weyerhaeuser 4790 Road to the Weyerhaeuser 1390 Road; south along the Weyerhaeuser 1390 Road to the Weyerhaeuser 1600 Road; west along the Weyerhaeuser 1600 Road to the Weyerhaeuser Logging Railroad Tracks at Headquarters; west along the Weyerhaeuser Logging Railroad Track to Ostrander Creek; west along

Ostrander Creek to the Cowlitz River; north along the Cowlitz River to the Toutle River and point of beginning.

Elk Area No. 5052 Mossyrock (Lewis County): Beginning at the intersection of Winston Creek Road and State Highway 12; east on State Highway 12 to the Cowlitz River; east on the Cowlitz River to Riffe Lake; southeast along the south shore of Riffe Lake to Swofford Pond outlet creek; south on Swofford Pond outlet creek to Green Mountain Road; west on Green Mountain Road to Perkins Road; west on Perkins Road to Longbell Road; south on Longbell Road to Winston Creek Road; north on Winston Creek Road to State Highway 12 and the point of beginning. (All lands owned and managed by the Cowlitz Wildlife Area are excluded from this Elk Area.)

Elk Area No. 5053 Randle (Lewis County): Beginning at the town of Randle and the intersection of U.S. Highway 12 and State Route 131 (Forest Service 23 and 25 roads); south on State Route 131 to Forest Service 25 Road; south on Forest Service 25 Road to the Cispus River; west along the Cispus River to the Champion 300 line bridge; south and west on the Champion 300 line to the Champion Haul Road; north along the Champion Haul Road to Kosmos Road; north on Kosmos Road to U.S. Highway 12; east on U.S. Highway 12 to Randle and point of beginning. (All lands owned and managed by the Cowlitz Wildlife Area are excluded from this Elk Area.)

Elk Area No. 5054 Boistfort (Lewis County): Beginning at the town of Vader; west along State Highway 506 to the Wildwood Road; north along the Wildwood Road to the Abernathy 500 line gate (Section 20, T11N, R3W, Willamette Meridian); northwest along the 500, 540, and 560 lines to the Weyerhaeuser 813 line; northwest along the 813, 812, 5000J, 5000 and 4000 lines to the Pe Ell/McDonald Road (Section 15, T12N, R4W); west along the Pe Ell/McDonald Road to the Lost Valley Road; northeast along the Lost Valley Road to the Boistfort Road; north along the Boistfort Road to the King Road; east along the King Road to the town of Winlock and State Highway 603; south along Highway 505 to Interstate 5; south along Interstate 5 to State Hwy 506; west along State Hwy 506 to the town of Vader and the point of beginning.

Elk Area No. 5056 Grays River Valley (Wahkiakum County): That area in GMU 506 on or within 1.5 miles of agricultural land in the Grays River Valley and Eden Valley within the following sections: T11N, R08W, Section 36; T11N, R07W, Sections 31, 32, 33; T10N, R7W, Sections 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 22, 28, 29, 30, 31, 32; T10N, R8W, Sections 1, 2, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, 28, 32, 33, 34, 35, 36; T09N, R08W, Sections 1, 2, 3, 4, 5, 9, 10, 11, 12, 14, 15; T09N, R07W, Sections 5, 6, 7, 8.

Elk Area No. 5057 Carlton (Lewis County): That part of 513 (South Rainier) lying east of Highway 123 and north of Highway 12.

Elk Area No. 5058 West Goat Rocks (Lewis County): Goat Rocks Wilderness west of the Pacific Crest Trail.

Elk Area No. 5059 Mt. Adams Wilderness (Skamania and Yakima counties): The Mt. Adams Wilderness.

Elk Area No. 5060 Merwin (Cowlitz County): Begin at the State Route 503 and the Longview Fibre Road WS-8000 junction; north and west on the Longview Fibre Road WS-8000 to Day Place Road; west on Day Place Road to Dubois Road; south on Dubois Road to State Route 503; east on State Route 503 to the State Route 503 and the Longview Fibre Road WS-8000 junction and point of beginning.

Elk Area No. 5061 Wildwood (Lewis County): Beginning at the junction of the Pacific West Timber (PWT) 600 Road and the Wildwood Road (SE1/4 S29 T11N R3W); southwest on the 600 Road to the 800 Road (NW1/4 S36 T11N R4W); southwest on the 800 Road to the 850 Road (SW1/4 S3 T10N R4W); northwest on the 850 Road to the Weyerhaeuser 4720 Road (S20 T11N R4W); north on the Weyerhaeuser 4720 Road to the Weyerhaeuser 4700 Road (S17 T11N R4W); east on the Weyerhaeuser 4700 Road to the Weyerhaeuser 5822 Road (NW1/4 S16 T11N R4W); east on the Weyerhaeuser 5822 Road to the Weyerhaeuser 5820 Road (NW1/4 S10 T11N R4W); southeast on the Weyerhaeuser 5820 Road to the PWT 574 Road (SE1/4 S10 T11N R4W); south on the PWT 574 Road to the 570 Road (NW1/4 S14 T11N R4W); south on the 570 Road to the 500 Road (NW1/4 S14 T11N R4W); northeast on the 500 Road to the 560 Road (SW1/4 S12 T11N R4W); east on the 560 Road to the 540 Road (SE1/4 S12 T11N R4W); east and south on the 540 Road to the 500 Road (SE1/4 S18 T11N R3W); east on the PWT 500 Road to the Wildwood Road (N1/2 S20 T11N R3W); south on the Wildwood Road to the point of beginning, the PWT 600 Road junction (SE1/4 S29 T11N R3W).

Elk Area No. 5062 Trout Lake (Klickitat County): Those portions of ((GMUs 560 (Lewis River) and 578 (West Klickitat) beginning at the intersection of SR 141 and Sunnyside Road; north on Sunnyside Road to Mount Adams Recreational Area Road; north on Mount Adams Recreational Area Road to USFS Road 23; north on USFS Road 23 to DNR T-4300 Road; west on DNR T-4300 Road to Trout Lake Creek Road; south on Trout Lake Creek Road to SR 141; east and south on SR 141 to the intersection of)) GMU 578 (West Klickitat) beginning at the intersection of SR 141 and Sunnyside Road; north on Sunnyside Road to Mount Adams Recreational Area Road; (including agricultural land on the Trout Lake Valley floor north of Sunnyside Road within T06N R10E in Sections 13 and 14); south on Mount Adams Recreational Area Road to the intersection of SR 141 and south on SR 141 and Sunnyside Road to the point of beginning.

Elk Area No. 5063 Pumice Plain (Cowlitz and Skamania counties): That part of GMU 522 beginning at the confluence of the N. Fork Toutle River and Castle Creek; East along the N. Fork Toutle River to USFS trail 207; south along USFS trail 207 to USFS trail 216E; southwest along USFS trail 216E to USFS trail 216; west along USGS trail 216 to USGS 216G; northwest along USFS trail 216G to USGS trail 221; north along USFS 221 to Castle Creek; northwest along Castle Creek to N. Fork Toutle River and point of beginning.

Elk Area No. 5064 Upper Smith Creek (Skamania County): That part of GMU 522 beginning at the U.S. Forest Service Rd. 99 and U.S. Forest Service Trail 225 (Smith Creek Trail) junction; south on Trail 225 to Ape Canyon Creek; south and west up Ape Canyon Creek to U.S. Forest Service Trail 216 (Loowit Trail); north on Trail 216 to U.S. Forest Service Trail 216D (Abraham Trail); north on Trail 216D to U.S. Forest Service Trail 207 (Truman Trail); north and east on Trail 207 to U.S. Forest Service Rd. 99; north and east on U.S. Forest Service Rd. 99 to the junction of U.S. Forest Service Rd. 99 and U.S. Forest Service Trail 225 and the point of beginning.

Elk Area No. 5065 Mount Whittier (Skamania County): That part of GMU 522 beginning at the U.S. Forest Service Trail 1 (Boundary Trail) and U.S. Forest Service Trail 214 (Whittier Ridge Trail) junction; west on the U.S. Forest Service Trail 1 to U.S. Forest Service Trail 230 (Coldwater Trail); north on U.S. Forest Service Trail 230 to U.S. Forest Service Trail 211 (Lakes Trail); east on Trail 211 to U.S. Forest Service Trail 214; south on U.S. Forest Service Trail 214 to the junction of U.S. Forest Service Trail 214 and U.S. Forest Service Trail 1 and the point of beginning.

Elk Area No. 5066 Norway Pass (Lewis and Skamania counties): That part of GMU 522 beginning at the US Forest Service (USFS) Trail 211 (Lakes Trail) and USFS Trail 230 (Coldwater Trail) junction; N to Minnie Peak; W to the USFS property boundary in the SE 1/4 of Section 20, T10N, R5E; N along the USFS property boundary to the Green River; E up the Green River to the USFS Rd 2612; E on the USFS Rd 2612 to USFS Rd 26; S on USFS Rd 26 to USFS Trail 1 (Boundary Trail); W on USFS Trail 1 to USFS Trail 214 (Whittier Trail); N on USFS Trail 214 to USFS Trail 211 (Lakes Trail); W on USFS Trail 211 to the USFS Trail 211, Trail 230 junction and point of beginning.

Elk Area No. 5090 JBH (Wahkiakum County): The mainland portion of the Julia Butler Hansen National Wildlife Refuge, as administered by the U.S. Fish and Wildlife Service as described: Beginning at the junction of State Route 4 and Steamboat Island Slough Road, northwest on Steamboat Island Slough Road to Brooks Slough Road, east on Brooks Slough Road to State Route 4, south on State Route 4 to Steamboat Slough Road and point of beginning.

Elk Area No. 5099 Mudflow (Cowlitz County): That part of GMU 522 beginning on the North Fork Toutle River at the mouth of Hoffstadt Creek; SE up the North Fork Toutle River to Deer Creek; SE up Deer Creek to Weyerhaeuser (Weyco) 3020 line; NW along Weyco 3020 line to Weyco 3000 line; E along Weyco 3000 line to Weyco 3000P line; E on the 3000P line to Weyco 5600 Line to the Mount Saint Helens National Volcanic Monument Boundary; N on the Mount Saint Helens National Volcanic Monument Boundary to SR 504; W on SR 504 to Hoffstadt Creek Bridge on Hoffstadt Creek; S and W down Hoffstadt Creek to the North Fork Toutle River and point of beginning.

Elk Area No. 6010 Mallis (Pacific County): That part of GMUs 506, 672, and 673 within one and one-half mile either side of SR 6 between the east end of Elk Prairie Rd and the

Mallis Landing Rd, and all lands within a half mile of Elk Creek Rd bounded on the south by Monohon Landing Rd.

Elk Area No. 6011 Centralia Mine (Lewis County): That portion of GMU 667 within Centralia Mine property boundary.

Elk Area No. 6012 Tri Valley (Grays Harbor and Mason counties): Those portions of GMUs 648 (Wynoochee) and 651 (Satsop) within one mile of Brady-Matlock Road from State Highway 12 north to the junction with Schaefer State Park Road (east Satsop Road) and all lands within one mile of Wynoochee Valley Road from State Highway 12 north to the junction with Cougar Smith Road, and all lands within one mile of Wishkah Valley Road from north Aberdeen city limit to mile post 16 and all lands within 2 miles north of SR 12 between the Satsop River and Schouweiler and Hurd roads and then a line north from the end of Hurd Road to a point 2 miles north of SR 12.

Elk Area No. 6013 (Pierce County): That part of GMU 652 beginning at the intersection of Highway 167 and Highway 410; north on Highway 167 to Highway 18; east on Highway 18 to Highway 164; southeasterly on Highway 164 (~~to Highway 410; westerly on Highway 410 to Highway 167~~) to intersection with power transmission line in T20 R6 Section 18(?). West along power transmission line to intersection with 226th Ave E(?). South on 226th Ave East to intersection with 40th St E, east on 40th St E to 230th Ave E, South on 230th Ave E to Radke Road. Southwest on Radke to Barkubine Road, South on Barkubine Road to Connells Prairie; West on Connells Prairie Rd to 214th Ave E, South on 214th Ave E to Highway 410; westerly on Highway 410 to Highway 167 and the point of beginning.

Elk Area No 6014 (Pierce County): Starting at Highway 164 intersection with power transmission line in T20 R6 Section 18; W along power transmission line to intersection with 226th Ave E; S on 226th Ave East to intersection with 40th St E; E on 40th St E to 230th Ave E; S on 230th Ave E to Radke Rd; SW on Radke to Barkubine Rd; S on Barkubine Rd to Connells Prairie; W on Connells Prairie Rd to 214th Ave E; S on 214th Ave E to South Prairie Road; SE on South Prairie Road to Highway 162; E on Hwy 162 to Hwy 165; NE on Hwy 165 to Hwy 410; NE on Hwy 410 to White River; SE along White River to intersection with power transmission lines in T19N R7E S(?); NE on power transmission lines to intersection with Hwy 410 West on SR 410 to Hwy 164; NW on Highway 164 to starting point.

Elk Area No. 6054 Puyallup River (Pierce County): That portion of GMU 654 beginning at the intersection of Mount Rainier National Park's western boundary and State Route (SR) 706; W on SR 706 to 278th Ave E; N on 278th Ave E to WA Dept of Natural Resources' (DNR) 1300 Rd; NW on DNR 1300 Rd to Scott Turner Rd; NW on Scott Turner Rd to Alder Cutoff Rd; W and NE on Alder Cutoff Rd to Center St SE in the town of Eatonville; NW on Center St SE to SR 161; N and W on SR 161 to Orville Rd E; N on Orville Rd E, past Lake Ohop and Lake Kapowsin, to the bridge crossing the Puyallup River; SE up the Puyallup River to Mount Rainier National Park's western boundary; S on Mount Rainier

National Park's western boundary to SR 706 and the point of beginning.

Elk Area No. 6061 Twin Satsop Farms (Mason County): That portion of GMU 651 starting at the junction of the Deckerville Road and the Brady-Matlock Road; southwest to the junction with the West Boundary Road; north on West Boundary Road to the Deckerville Road; east on the Deckerville Road to the junction of Brady-Matlock Road and point of beginning. In addition, the area within a circle with a radius of two miles centered on the junction of State Route 108 and the Eich Road.

Elk Area No. 6062 South Bank (Grays Harbor County): That portion of GMU 660 (Minot Peak) described as follows: Beginning at Highway 12 and Wakefield Road Junction (South Elma); south on Wakefield Road, across the Chehalis River to the South Bank Road; southeast on the South Bank Road to Delezene Road; south on the Delezene Road to a point one mile from the South Bank Road; southeast along a line one mile southwest of the South Bank Road to the Oakville-Brooklyn Road; east on the Oakville-Brooklyn Road to Oakville and Highway 12; northwest on Highway 12 to Wakefield Road to Elma and the point of beginning.

Elk Area No. 6063 (Grays Harbor and Jefferson counties): Private lands within Elk Area 6064 east of Highway 101.

Elk Area No. 6064 Quinault Valley (Grays Harbor and Jefferson counties): That portion of GMU 638 (Quinault) within the Quinault River watershed east of Gatton Creek and Lake Quinault excluding US Forest Service (USFS) Colonel Bob Wilderness Area.

Elk Area No. 6066 Chehalis Valley (Grays Harbor County): That portion of GMU 660 (Minot Peak) beginning at Highway 12 and Highway 107 junction near Montesano; east and south on Highway 12 to Oakville; south on Oakville-Brooklyn Road to a point one mile west of South Bank Road; northwest along a line one mile southwest of South Bank Road to Delezene Road; north along Delezene Road to South Bank Road; northwest along South Bank Road to Wakefield Road; north on Wakefield Road to Chehalis River; west on Chehalis River to Highway 107 bridge; north on Highway 107 to Highway 12 and the point of beginning.

~~((Elk Area No. 6067 North Minot (Grays Harbor County): The portion of GMU 660 (Minot Peak) beginning at the junction on State Route 107 and the Melbourne A-line; on the Melbourne A-line to the Vesta F-line; south on Vesta F-line to Vesta H-line (Vesta Creek Road); south on Vesta Creek Road to the North River Road; south and east on North River Road to the Brooklyn Road; east on Brooklyn Road to the Garrard Creek Road; east and north on Garrard Creek Road to the South Bank Road; east on South Bank to South State Street (Oakville); north on South State Street to U.S. 12; northwest and west on U.S. 12 to State Route 107; south and southwest on SR 107 to the Melbourne A-line and the point of beginning.))~~

Elk Area No. 6068 Willapa (Grays Harbor County): That part of GMU 658 south of SR 105 between the intersection of

SR 105 and Hammond Road and the SR 105 bridge over Smith Creek; and within one mile north of SR 105 west from Hammond Road and east of the SR 105 bridge over Smith Creek.

Elk Area No. 6069 Hanaford (Lewis and Thurston counties): That part of GMU 667 (Skookumchuck) beginning at the intersection of Salzer Valley Rd and S Pearl St (Centralia); N on S Pearl St to N Pearl St; N on N Pearl St to State Hwy 507; W and N on State Hwy 507 to Skookumchuck Rd; E on Skookumchuck Rd to the first bridge over the Skookumchuck River; E along the Skookumchuck River to the Skookumchuck Rd bridge; E on Skookumchuck Rd to the steel tower power line; SW along the power line to Big Hanaford Rd; E and S along Big Hanaford Rd to the intersection with the main stem of Hanaford Creek; SE along Hanaford Creek to the range line between Range 1W and Range 1E of Township 14N; S on the range line between Range 1W and Range 1E of Township 14N to Mitchell Creek; SW on Mitchell Creek to the North Fork of the Newaukum River; SW on the North Fork of the Newaukum River to North Fork Rd; W on North Fork Rd to Centralia-Alpha Rd; W on Centralia-Alpha Rd to Salzer Valley Rd and the point of beginning.

Elk Area No. 6071 Dungeness (Clallam County): Portions of GMUs 621 (Olympic) and 624 (Coyle) beginning at the mouth of the Dungeness River; east and south along the coast of the Strait of Juan de Fuca to the mouth of ~~((Jimmycomelately))~~ Dean Creek on Sequim Bay; south and west up ~~((Jimmycomelately))~~ Dean Creek to ~~((US Hwy 101))~~ the power transmission line; ~~((east))~~ west on ~~((US Hwy 101 to Chicken Coop Road; east and north on Chicken Coop Road to the Clallam Jefferson county line; south and west along the Clallam Jefferson county line to the Olympic National Park boundary; north and west along the Olympic Park boundary to McDonald Creek; north along McDonald Creek to US Hwy 101; east along US Hwy 101))~~ the power transmission line to the Dungeness River; north down the Dungeness River to its mouth and the point of beginning.

Elk Area No. 6072 Sol Duc Valley (Clallam County): That portion of GMU 607 (Sol Duc) between the Sol Duc River and Hwy 101 from a point at the Sol Duc River bridge over Hwy 101 approximately 2 miles north of Forks to the westernmost Sol Duc River bridge over Hwy 101 at a point approximately 1 mile east of Lake Pleasant.

Elk Area No. 6073 Clearwater Valley (Jefferson County): That portion of GMU 615 (Clearwater) within one mile of the Clearwater Road from the Quinault Indian Reservation boundary to a point 4 miles to the north.

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-357 ((2012-2014)) 2015-2017 Deer general seasons and definitions. It is unlawful to fail to comply with the bag, possession, and season limits described below. Violations of this section are punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

Bag Limit: One (1) deer per hunter during the license year except where otherwise permitted by department rule.

Hunting Method: Hunters must select one of the hunting methods: Modern firearm, archery, or muzzleloader.

Any Buck Deer Seasons: Open only to the taking of deer with visible antlers (buck fawns illegal).

Antler Point: To qualify as an antler point, the point must be at least one inch long, measured on the longest side.

Antler Restrictions: APPLIES TO ALL HUNTERS DURING ANY GENERAL SEASON AND DESIGNATED SPECIAL PERMIT SEASONS. Buck deer taken in antler restricted game management units (GMUs) must meet minimum antler point requirements. Minimum antler point requirements are antler points on one side only. Eye guards are antler points when they are at least one inch long.

~~((2-point Minimum GMUs: 437, 636, 654, and 681-))~~

3-point Minimum GMUs: All mule deer in 100, 200, and 300 series GMUs; white-tailed deer in GMUs 127, 130, 133, 136, 139, 142, 145, 149, 154, 162, 163, 166, 169, 172, 175, 178, 181, 186, and black-tailed deer in GMU 578.

4-point Minimum GMUs: All white-tailed deer in GMUs 117 and 121.

Permit-only Units: The following GMUs require a special permit to hunt deer: 157 (Mill Creek Watershed), 290 (Desert), 329 (Quilomene), 371 (Alkali), and 485 (Green River).

GMUs Closed to Deer Hunting: 490 (Cedar River) and 522 (Loo-wit).

Types of deer that a person may legally hunt in Washington:

Black-tailed Deer: Any member of black-tailed/mule deer (species *Odocoileus hemionus*) found west of a line drawn from the Canadian border south on the Pacific Crest Trail and along the Yakama Indian Reservation boundary in Yakima County to the Klickitat River; south down Klickitat River to the Columbia River.

Mule Deer: Any member of black-tailed/mule deer (species *Odocoileus hemionus*) found east of a line drawn from the Canadian border south on the Pacific Crest Trail and along the Yakama Indian Reservation boundary in Yakima County to the Klickitat River; south down Klickitat River to the Columbia River.

White-tailed Deer: Any white-tailed deer (member of the species *Odocoileus virginianus*), except the Columbian whitetail deer (species *Odocoileus virginianus leucurus*).

MODERN FIREARM DEER SEASONS

License Required: A valid big game hunting license, which includes a deer species option.

Tag Required: A valid modern firearm deer tag for the area hunted.

Hunting Method: Modern firearm deer tag hunters may use rifle, handgun, shotgun, bow, crossbow, or muzzleloader, but only during modern firearm seasons.

Hunt Season	(2012) 2015 Dates	(2013) 2016 Dates	(2014) 2017 Dates	Game Management Units (GMUs)	Legal Deer
HIGH BUCK HUNTS					
	Sept. 15-25	Sept. 15-25	Sept. 15-25	Alpine Lakes, Mount Baker, Glacier Peak, Pasayten, Olympic Peninsula, and Henry Jackson Wilderness Areas and Lake Chelan Recreation Area	3 pt. min.
GENERAL SEASON					
Western Washington Black-tailed Deer	Oct. ((13-31)) 17-31	Oct. ((12-31)) 15-31	Oct. ((11-31)) 14-31	407, 418, 426, 437 , 448, 450, 454, 460, 466, 501 through 520, 524 through 556, 560, 568, 572, 574, 601 through ((633, 638 through 653, 658 through 673, 684)) 621, 624 (except Deer Area 6020), 627 through 654, 658 through 699	Any buck
				410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 564, 655, Deer Area 6020	Any deer
				578	3 pt. min.
				((437, 636, 654, 681))	2 pt. min.))
Eastern Washington White-tailed Deer	Oct. ((13-26)) 17-30	Oct. ((12-25)) 15-28	Oct. ((11-24)) 14-27	101, 105, 108, 111, 113, 124	Any white-tailed buck
	Oct. ((13-21)) 17-27	Oct. ((12-20)) 15-25	Oct. ((11-19)) 14-24	203 through 284	Any white-tailed buck
	Oct. ((13-21)) 17-27	Oct. ((12-20)) 15-25	Oct. ((11-19)) 14-24	127 through 154, 162 through 186 (except Deer Area 1040)	White-tailed, 3 pt. min.
	Oct. 17-27	Oct. 15-25	Oct. 14-24	373, 379, 381	Any white-tailed deer
	((Oct. 13-26))	Oct. 12-25	Oct. 11-24	373	Any white-tailed deer))
(Option A) Eastern Washington White-tailed Deer in GMUs 117 and 121	Oct. ((13-26)) 17-30	Oct. ((12-25)) 15-28	Oct. ((11-24)) 14-27	117, 121	White-tailed, 4 pt. min.
(Option B) Eastern Washington White-tailed Deer in GMUs 117 and 121	Oct. 17-30	Oct. 15-28	Oct. 14-27	117, 121	Any white-tailed buck
Eastern Washington Mule Deer	Oct. ((13-21)) 17-27	Oct. ((12-20)) 15-25	Oct. ((11-19)) 14-24	101 through 154, 162 through 169, 172 (except Deer Area 1040), 175 through 186, 203 through 284, 328, 330 through 368, 372, 373, 379, 381, 382, 388	Mule deer, 3 pt. min.
	((Oct. 13-26))	Oct. 12-25	Oct. 11-24	373, 382, 388))	Mule deer, 3 pt. min.
LATE GENERAL SEASON					
Western Washington Black-tailed Deer	Nov. ((15-18)) 19-22	Nov. ((14-17)) 17-20	Nov. ((13-16)) 16-19	407, 454, 466, 501 through 520, 524 through 560, 568, 572, 601 through ((633, 638 through 653,)) 621, 624 (except Deer Area 6020), 627 through 654, 658 through ((673, 684 and)) 699	Any buck
				((636, 654, 681))	2 pt. min.))
	Nov. ((15-18)) 19-22	Nov. ((14-17)) 17-20	Nov. ((13-16)) 16-19	410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 564, 655, Deer Area 6020	Any deer
Eastern Washington White-tailed Deer	Nov. ((10-19)) 7-19	Nov. ((9-19)) 5-19	Nov. ((8-19)) 11-19	105, 108, 111, 113, 124	Any white-tailed buck
(Option A) Eastern Washington White-tailed Deer in GMUs 117 and 121	Nov. ((10-19)) 7-19	Nov. ((9-19)) 5-19	Nov. ((8-19)) 11-19	117, 121	White-tailed, 4 pt. min.

Hunt Season	(2012) 2015 Dates	(2013) 2016 Dates	(2014) 2017 Dates	Game Management Units (GMUs)	Legal Deer
<u>(Option B)</u> <u>Eastern Washington White-tailed Deer in GMUs 117 and 121</u>	Nov. 7-19	Nov. 5-19	Nov. 11-19	117, 121	Any white-tailed buck
HUNTERS 65 AND OVER, DISABLED, OR YOUTH GENERAL SEASONS					
Eastern Washington White-tailed Deer	Oct. ((13-26)) 17-30	Oct. ((12-25)) 15-28	Oct. ((11-24)) 14-27	101, 105, 108, 111, 113, 124	Any white-tailed deer
	((Oct. 18-21	Oct. 17-20	Oct. 16-19	101, 105, 108, 111, 113	Any white-tailed deer))
	Nov. ((10-19)) 7-19	Nov. ((9-19)) 5-19	Nov. ((8-19)) 11-19	Deer Area 1050	Any white-tailed deer
	Nov. ((10-19)) 7-19	Nov. ((9-19)) 5-19	Nov. ((8-19)) 11-19	Deer Areas 1060, 1070, 1080	White-tailed, antlerless only
	Oct. ((13-21)) 17-27	Oct. ((12-20)) 15-25	Oct. ((11-19)) 14-24	127 through 142, 145, 149, 154, Deer Area 1010, and 178	White-tailed, 3 pt. min. or antlerless
<u>HUNTERS 65 AND OVER AND DISABLED</u>					
<u>Eastern Washington White-tailed Deer</u>	Oct. 17-30	Oct. 15-28	Oct. 14-27	117, 121	Antlerless white-tailed deer
<u>YOUTH GENERAL SEASONS</u>					
<u>(Option A)</u> <u>Eastern Washington White-tailed Deer in GMUs 117 and 121</u>	Oct. ((18-21)) 17-30	Oct. ((17-20)) 15-28	Oct. ((16-19)) 14-27	117, 121	White-tailed, 4 pt. min. or antlerless
<u>(Option B)</u> <u>Eastern Washington White-tailed Deer in GMUs 117 and 121</u>	Oct. 17-30	Oct. 15-28	Oct. 14-27	117, 121	Any white-tailed deer

ARCHERY DEER SEASONS

License Required: A valid big game hunting license, which includes a deer species option.

Tag Required: A valid archery deer tag for the area hunted.

Special Notes: Archery tag holders can only hunt during archery seasons with archery equipment (WAC 232-12-054).

Hunt Area	(2012) 2015 Dates	(2013) 2016 Dates	(2014) 2017 Dates	Game Management Units (GMUs)	Legal Deer
EARLY ARCHERY GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	Sept. ((1-28)) 1-30	Sept. ((1-27)) 1-30	Sept. ((1-26)) 1-29	407 through 426, 437, 448, 450, 454, 466, 501, 504, 505, ((510, 513, 520)) 524, 554, 564, 568, 621 through ((633, 642)) 636, 648 through 652, ((655, 658)) 654 through ((672)) 673, 684 ((and 699))	Any deer
				460, 503, 574, 601 ((, 603, 615,)) through 618, ((673)) 638, 642, 653, 681 and 699	Any buck
				((437, 636, 654, 681	2-pt. min. or antlerless))
				578	3 pt. min.
	Sept. ((1-23)) 1-27	Sept. ((1-22)) 1-25	Sept. ((1-21)) 1-24	510, 513, 516, ((524,)) 520, 556 ((, 638, 653))	Any deer
			506, 530, 550, 560, 572 ((, 574, 602, 607, 612))	Any buck	
Eastern Washington Mule Deer	Sept. ((1-28)) 1-30	Sept. ((1-27)) 1-30	Sept. ((1-26)) 1-29	105 through 121, 166, 169, 172 (except Deer Area 1040), 175, 181, 243, 334	3 pt. min.

Hunt Area	(2012) 2015 Dates	(2013) 2016 Dates	(2014) 2017 Dates	Game Management Units (GMUs)	Legal Deer
				124 through 142, 145, 149, 186, 244 through 247, 249, 250, 260, 372, 373, 379, 381, 382, 388	3 pt. min. or antlerless
	Sept. ((1-23)) 1-27	Sept. ((1-22)) 1-25	Sept. ((1-21)) 1-24	154, 178	3 pt. min. or antlerless
	Sept. ((1-23)) 1-27	Sept. ((1-22)) 1-25	Sept. ((1-21)) 1-24	162, 163, 251, 328, 335, 336, 340, ((342;)) 346, 352, 356, 360, 364, 368	3 pt. min.
	Sept. 1-15	Sept. 1-15	Sept. 1-15	101, 204 through 242, 248, 254, 262, 266, 269, 272, 278, 284	3 pt. min.
	Sept. ((16-28)) 16-30	Sept. ((16-27)) 16-30	Sept. ((16-26)) 16-29	101, 204 through 242, 248, 254, 262, 266, 269, 272, 278, 284	3 pt. min. or antlerless
Eastern Washington White-tailed Deer	Sept. ((1-28)) 1-30	Sept. ((1-27)) 1-30	Sept. ((1-26)) 1-29	101, 105, 108, 111, 113	Any white-tailed ((buck)) deer
	Sept. ((1-28)) 1-30	Sept. ((1-27)) 1-30	Sept. ((1-26)) 1-29	124, 204 through 250, 254 through 284, 373, 379, 381	Any white-tailed deer
	Sept. ((1-28)) 1-30	Sept. ((1-27)) 1-30	Sept. ((1-26)) 1-29	127 through 149, 166, 172 (except Deer Area 1040), 181, 186	White-tailed, 3 pt. min. or antlerless
	Sept. ((1-23)) 1-27	Sept. ((1-22)) 1-25	Sept. ((1-21)) 1-24	154, 162, 163, 178	White-tailed, 3 pt. min. or antlerless
	Sept. ((1-23)) 1-27	Sept. ((1-22)) 1-25	Sept. ((1-26)) 1-24	169, ((172 (except Deer Area 1040;))) 175	White-tailed, 3 pt. min.
<u>(Option A)</u> Eastern Washington White-tailed Deer in GMUs 117 and 121	Sept. ((1-28)) 1-30	Sept. ((1-27)) 1-30	Sept. ((1-26)) 1-29	117, 121	White-tailed, 4 pt. min. or antlerless
<u>(Option B)</u> Eastern Washington White-tailed Deer in GMUs 117 and 121	Sept. 1-30	Sept. 1-30	Sept. 1-29	117, 121	Any white-tailed deer
LATE ARCHERY GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	((Nov. 21 – Dec. 8	Nov. 27 – Dec. 8	Nov. 26 – Dec. 8	437, 636, 654, 681	2 pt. min. or antlerless))
	Nov. ((24)) 25 - Dec. 15	Nov. ((27)) 23 - Dec. 15	Nov. ((26)) 22 - Dec. 15	437, 466, 510 through 520, 524, 556 ((, 638, 648, and 699))	Any deer
	Nov. ((24)) 25 - Dec. 15	Nov. ((27)) 23 - Dec. 15	Nov. ((26)) 22 - Dec. 15	448, 460, 506, 530, 560, 572, 601, ((607)) 603 through 618, 638, 642, 681, and 699	Any buck
	((Nov. 21 – Dec. 31	Nov. 27 – Dec. 31	Nov. 26 – Dec. 31	603, 624, 652, 655	Any buck))
	Nov. ((24)) 25 - Dec. 31	Nov. ((27)) 23 - Dec. 31	Nov. ((26)) 22 - Dec. 31	407, 410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 454, 505, 564, 624, 627, ((633, 642;)) 636, 648, 652, 654, 655, 660 through 672	Any deer
Eastern Washington Mule Deer	Nov. 21-30	Nov. 21-30	Nov. 21-30	209, 215, 233, 243, 250	3 pt. min.
	Nov. ((24)) 25 - Dec. 8	Nov. ((27)) 23 - Dec. 8	Nov. ((26)) 22 - Dec. 8	336, 342, 346, 352, 364, 388, Deer Area 3682	3 pt. min.
	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	145, 163, 178, 272, 278, 373	3 pt. min. or antlerless
	((Nov. 21 – Dec. 8	Nov. 27 – Dec. 8	Nov. 26 – Dec. 8	272, 278, 373	3 pt. min. or antlerless))
	Dec. 9-31	Dec. 9-31	Dec. 9-31	Deer Area 1021	Antlerless only
Eastern Washington White-tailed Deer	Nov. 10 - Dec. 15	Nov. 10 - Dec. 15	Nov. 10 - Dec. 15	101	Any white-tailed deer
	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	((105, 108;)) 124	Any white-tailed deer
	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	127	White-tailed, 3 pt. min. or antlerless

Hunt Area	(2012) 2015 Dates	(2013) 2016 Dates	(2014) 2017 Dates	Game Management Units (GMUs)	Legal Deer
	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	145, 163, 178, <u>272, 278</u>	White-tailed, 3 pt. min. or antlerless
	Nov. ((24)) <u>25</u> - Dec. 15	Nov. ((27)) <u>23</u> - Dec. 15	Nov. ((26)) <u>22</u> - Dec. 15	<u>105, 108, 204, 209, 215, 233, 243, ((272,-278;)) 373</u>	Any white-tailed deer
<u>(Option A)</u> Eastern Washington White-tailed Deer in GMUs 117 and 121	Nov. 25 - Dec. ((9)) <u>15</u>	Nov. ((25)) <u>23</u> - Dec. ((9)) <u>15</u>	Nov. ((25)) <u>22</u> - Dec. ((9)) <u>15</u>	117, 121	White-tailed, 4 pt. min. or antlerless
	((Dec. 10-15))	Dec. 10-15	Dec. 10-15	117, 121	White-tailed, 4 pt. min. or antlerless))
<u>(Option B)</u> Eastern Washington White-tailed Deer in GMUs 117 and 121	Nov. 25 - Dec. 15	Nov. 23 - Dec. 15	Nov. 22 - Dec. 15	117, 121	Any white-tailed deer

MUZZLELOADER DEER SEASONS

License Required: A valid big game hunting license, which includes a deer species option.

Tag Required: A valid muzzleloader deer tag for the area hunted.

Hunting Method: Muzzleloader only.

Special Notes: Muzzleloader tag holders can only hunt during muzzleloader seasons and must hunt with muzzleloader equipment (WAC 232-12-051) or archery equipment (WAC 232-12-054).

Hunt Area	(2012) 2015 Dates	(2013) 2016 Dates	(2014) 2017 Dates	Game Management Units (GMUs)	Legal Deer
High Buck Hunts	Sept. 15-25	Sept. 15-25	Sept. 15-25	Alpine Lakes, Glacier Peak, Pasayten, Mount Baker, Olympic Peninsula, and Henry Jackson Wilderness areas, and Lake Chelan Recreation Area	3 pt. min.
EARLY MUZZLELOADER GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	((Sept. 29 - Oct. 7)) Oct. 3-11	((Sept. 28 - Oct. 6)) Oct. 1-9	Sept. ((27)) <u>30</u> - Oct. ((5)) <u>8</u>	407, 418, 426, 448, 450, 501, <u>503, 504, 505, 506, 510, 513, 516, 520, 530, 554, 556, 560, 568, 572, 574, 603, 607, 612, 615, 624 (except Deer Area 6020), 636, 638, 642, 648, 660, 663, 672, 673((-684))</u>	Any buck
				410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 454, 564, 627, 652, 655, 666, 684, and Deer Area 6020	Any deer
				437((-636))	2 pt. min.
				578	3 pt. min.
Eastern Washington White-tailed Deer	((Sept. 29 - Oct. 7)) Oct. 3-11	((Sept. 28 - Oct. 6)) Oct. 1-9	Sept. ((27)) <u>30</u> - Oct. ((5)) <u>8</u>	((101, 105, 108, 111, 113, 124;)) 203, 204, 209, 215, 231, 233, 239, 242, 243, 244, 245, 246, 248, 250, 251, 260, 272, 278, 284	White-tailed, any buck
				<u>101, 105, 108, 111, 113, 124</u>	Any white-tailed deer
				<u>127, 142, 145, 149</u>	White-tailed, 3 pt. min. or antlerless
				((127;)) 130, 133, 136, 139, 175, 181, 186 373, 379	White-tailed, 3 pt. min. Any white-tailed, ((any)) deer
<u>(Option A)</u> Eastern Washington White-tailed Deer in GMUs 117 and 121	((Sept. 29 - Oct. 7)) Oct. 3-11	((Sept. 28 - Oct. 6)) Oct. 1-9	Sept. ((27)) <u>30</u> - Oct. ((5)) <u>8</u>	117, 121	White-tailed, 4 pt. min. or antlerless
<u>(Option B)</u> Eastern Washington White-tailed Deer in GMUs 117 and 121	Oct. 3-11	Oct. 1-9	Sept. 30 - Oct. 8	117, 121	Any white-tailed deer

Hunt Area	((2012)) 2015 Dates	((2013)) 2016 Dates	((2014)) 2017 Dates	Game Management Units (GMUs)	Legal Deer
Eastern Washington Mule Deer	((Sept. 29 - Oct. 7)) Oct. 3-11	((Sept. 28 - Oct. 6)) Oct 1-9	Sept. ((27)) 30 - Oct. ((5)) 8	101 through 149, 175, 181, 186, 203, 204, 209, 215, 231, 233, 239, 242, 243, 244, 245, 246, 248, 250, 251, 254, 260, 262, 266, 269, 272, 278, 284, 328, 330 through 342, 352 through ((360,)) 368, 373, 379 ((,382))	Mule deer, 3 pt. min.
LATE MUZZLELOADER GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	Nov. ((22)) 25 - Dec. 15	Nov. ((28)) 23 - Dec. 15	Nov. ((27)) 22 - Dec. 15	407, 410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 454, 501, 504, 564, ((627,)) 633, 666, 684, and Deer Area 6020	Any deer
				((654	2 pt. min.))
				448, 460, 550, 602, 621, 651, 654, 658, 667, and 673	Any buck
	((Nov. 22 - Dec. 6	Nov. 28 - Dec. 6	Nov. 27 - Dec. 6	667, 673	Any buck
	Dec. 7-15	Dec. 7-15	Dec. 7-15	673	Any deer))
Eastern Washington White-tailed Deer	Nov. 25 - Dec. 8	Nov. ((25)) 23 - Dec. 8	Nov. ((25)) 22 - Dec. 8	113	Any white-tailed buck
	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	130, 133, 136, 139	White-tailed, 3 pt. min. or antlerless
	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	172 (except Deer Area 1040), 181	White-tailed, 3 pt. min. or antlerless
	Nov. 20-30	Nov. 20-30	Nov. 20-30	379, 381	Any white-tailed deer
Eastern Washington Mule Deer	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	130	Antlerless
	Nov. 20-30	Nov. 20-30	Nov. 20-30	381	3 pt. min. or antlerless
	Nov. 20-30	Nov. 20-30	Nov. 20-30	379, 382	3 pt. min.

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-358 ((2012-2014)) 2015-2017 Elk general seasons and definitions. It is unlawful to fail to comply with bag, possession, and season limits described below. A violation of this section is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

Bag Limit: One (1) elk per hunter during the license year, except where otherwise permitted by department rule. Any combination of seasons, tags, and permits set by the department will not exceed a maximum of two (2) elk per hunter during the license year.

Hunting Method: Elk hunters must select only one of the hunting methods: Modern firearm, archery, or muzzleloader.

Elk Tag Areas: Elk hunters must choose either Eastern or Western Washington to hunt in and buy the appropriate tag for that area.

Any Bull Elk Seasons: Open only to the taking of elk with visible antlers; bull calves are illegal.

Antler Point: To qualify as an antler point, the point must be at least one inch long, measured on the longest side.

Branch: A branch is defined as any projection off the main antler beam that is at least one inch long, measured on the longest side, and longer than it is wide.

Spike Bull Antler Restrictions: Bull elk taken in spike-only game management units (GMUs) must have at least one ant-

ler with no branches originating more than 4 inches above where the antler attaches to the skull.

Spike-only GMUs: 145-154, 162-186, 249, and 336-368.

True Spike - Bull Antler Restrictions: Neither antler of bull elk taken in GMUs 251, and 328-335 can have branching originating more than 4 inches above where the antlers attach to the skull. Under the true-spike restriction, taking an elk that has two points on one side or antler points within one inch of the definitions regarding length of point, or point of origination, is an infraction under RCW 77.15.160. All other types of violations of the true-spike restriction are subject to current penalties and assessments under RCW 77.15.410 and 77.15.420.

True-spike GMUs: 251, 328-335.

3-point Antler Restrictions: Legal bull elk must have at least 3 antler points on one side, with at least 2 antler points above the ear. Eye guards are antler points when they are at least one inch long. Antler restrictions apply to all hunters during any open season.

3-point GMUs: All of Western Washington, except for GMUs 448, 454, 564, 652 for archers, 666, 684, and Elk Area 4941.

Permit-only Units: The following GMUs are closed to elk hunting during general elk seasons: 157, 371, 418, 485, 522, ~~((524,))~~ 556, 621, 636, and 653.

GMUs Closed to Elk Hunting: 437 (except for Elk Area 4941) and 490.

Areas with Special Restrictions: There are modern firearm restrictions in GMU 334 and portions of GMU 660. GMU 554 is open only for early archery and muzzleloader seasons. Elk Area 6064 in GMU 638 (Quinalt) is open to master hunters only.

Elk Tag Areas

Eastern Washington: All 100, 200, and 300 GMUs.

EA - Eastern Washington Archery Tag

EF - Eastern Washington Modern Firearm General Elk Tag

EM - Eastern Washington Muzzleloader Tag

Western Washington: All 400, 500, and 600 GMUs.

WA - Western Washington Archery Tag

WF - Western Washington Modern Firearm General Elk Tag

WM - Western Washington Muzzleloader Tag

Modern Firearm General Elk Seasons

License Required: A valid big game hunting license with an elk tag option.

Tag Required: A valid modern firearm elk tag as listed below for the area hunted.

Hunting Method: May use modern firearm, bow and arrow, crossbow, or muzzleloader, but only during modern firearm seasons.

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	((2012)) 2015 Dates	((2013)) 2016 Dates	((2014)) 2017 Dates	Legal Elk
Eastern Washington	EF	101, 105, 108, 111, 113, 117, 121, 204	Oct. ((27)) 31 - Nov. ((4)) 8	Oct. ((26)) 29 - Nov. ((3)) 6	Oct. ((25)) 28 - Nov. ((2)) 5	Any bull
		145 through 154, 162 through 169, 172 (except Elk Area 1040), 175 through 186, 249, 336 through 368	Oct. ((27)) 31 - Nov. ((4)) 8	Oct. ((26)) 29 - Nov. ((3)) 6	Oct. ((25)) 28 - Nov. ((2)) 5	Spike bull
		251, 328, 329, 334, 335	Oct. ((27)) 31 - Nov. ((4)) 8	Oct. ((26)) 29 - Nov. ((3)) 6	Oct. ((25)) 28 - Nov. ((2)) 5	True spike bull
		Elk Area 3722*	Sept. 8-23	Sept. 7-22	Sept. 6-21	Antlerless only
		124 through 142, 372, 382, 388	Oct. ((27)) 31 - Nov. ((4)) 8	Oct. ((26)) 29 - Nov. ((3)) 6	Oct. ((25)) 28 - Nov. ((2)) 5	Any elk
		203, 209 through 248, 250, 254 through 290, 373, 379, 381	Oct. ((27)) 31 - Nov. 15	Oct. ((26)) 29 - Nov. 15	Oct. ((25)) 28 - Nov. 15	Any elk
		Elk Area 2033	Sept. 4-30	Sept. 3-30	Sept. 2-30	Antlerless only
		Master Hunters Only: 371, Elk Area 3912	Aug. 1 - Jan. 20, 2013	Aug. 1 - Jan. 20, 2014	Aug. 1 - Jan. 20, 2015	Antlerless only
		Master Hunters Only: Elk Area 3911**	Nov. ((40)) 14 - Dec. ((46)) 15	Nov. ((9)) 12 - Dec. 15	Nov. ((8)) 11 - Dec. ((14)) 15	Antlerless only
		Master Hunters Only: Elk Area 3911** 2nd tag.	Aug. 1 - Oct. ((26)) 30	Aug. 1 - Oct. ((25)) 28	Aug. 1 - Oct. ((24)) 27	Antlerless only
Master Hunters Only: 127, 130	Dec. 9-31	Dec. 9-31	Dec. 9-31	Antlerless only		
*GMU 372 and Elk Area 3722 are mainly private property. Hunters are not advised to try hunting these areas without making prior arrangements for access.						
**Master Hunters who hunt in Elk Area 3911 may purchase a master hunter, Elk Area 3911, second elk transport tag. Only one (1) antlerless elk may be taken from Elk Area 3911 unless drawn for an antlerless elk special permit. Any legal weapon may be used. Master hunter, Elk Area 3911, second elk transport tags will be valid only for Elk Area 3911 from August 1 - October ((26, 2012)) 30, 2015, August 1 - October ((25, 2013)) 28, 2016, and August 1 - October ((24, 2014)) 27, 2017. All hunters participating in the Elk Area 3911 hunt must wear hunter orange.						
Western Washington	WF	460, 466, 503, 505 through 520, 524 , 530, 550, 560, 568, 572, 574, 578, 601 through 618, 624 (except for Elk Area 6071), 627 ((through)) , 633, 638 through ((652)) 651, 652 (except for Elk Area 6014), 654 through 684. Except master hunters only in Elk Area 6064 portion of GMU 638.	Nov. ((3-14)) 7-18	Nov. ((2-13)) 5-16	Nov. ((1-12)) 4-15	3 pt. min.
		501, 504, Elk Area 6014	Nov. ((3-14)) 7-18	Nov. ((2-13)) 5-16	Nov. ((1-12)) 4-15	3 pt. min. or antlerless
		407, 448, 564, 666	Nov. ((3-14)) 7-18	Nov. ((2-13)) 5-16	Nov. ((1-12)) 4-15	Any elk
		454	Nov. ((3-14)) 7-18	Nov. ((2-13)) 5-16	Nov. ((1-12)) 4-15	Any bull

Archery General Elk Seasons

License Required: A valid big game hunting license with an elk tag option.

Tag Required: A valid archery elk tag as listed below for the area hunted.

Hunting Method: Bow and arrow only, as defined under WAC 232-12-054.

Special Notes: Archery tag holders can hunt only during archery seasons and must hunt with archery equipment (WAC 232-12-054). Archery elk hunters may apply for special bull permits. Please see permit table for tag eligibility for all elk permits.

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	(2012) 2015 Dates	(2013) 2016 Dates	(2014) 2017 Dates	Legal Elk
Early Archery General Elk Seasons						
Eastern Washington	EA	101 through 142, 243, 247, 249, 250, 373, 379, 381, 388	Sept. ((4-16)) <u>12-24</u>	Sept. ((3-15)) <u>10-22</u>	Sept. ((2-14)) <u>9-21</u>	Any elk
		162, 166, 169, 172 (except Elk Area 1040), 186	Sept. ((4-16)) <u>12-24</u>	Sept. ((3-15)) <u>10-22</u>	Sept. ((2-14)) <u>9-21</u>	Spike bull
		((328, 329	Sept. 4-16	Sept. 3-15	Sept. 2-14	True spike-bull))
		<u>328, 329, 335</u>	<u>Sept. 12-24</u>	<u>Sept. 10-22</u>	Sept. ((2-14)) <u>9-21</u>	True spike bull or antlerless
		145, 149, 154, Elk Area 1010, Elk Area 1013, 163, 175, 178, 181, 334, 336, 340, 352, 356, 364	Sept. ((4-16)) <u>12-24</u>	Sept. ((3-15)) <u>10-22</u>	Sept. ((2-14)) <u>9-21</u>	Spike bull or antlerless
Western Washington	WA	448, 454, 564, 652 (except Elk area 6013), 666, 684	Sept. ((4-16)) <u>12-24</u>	Sept. ((3-15)) <u>10-22</u>	Sept. ((2-14)) <u>9-21</u>	Any elk
		407	N/A	Sept. ((3-27)) <u>10-22</u>	Sept. ((2-26)) <u>9-21</u>	Any elk
		501 through 505, 520, 550, 554, 560, 568, 572, 574, 578, 624(;) (except for Elk Area 6071), Elk Area 6061, 654, 660, 667 through 673, 681, ((684,)) 699	Sept. ((4-16)) <u>12-24</u>	Sept. ((3-15)) <u>10-22</u>	Sept. ((2-14)) <u>9-21</u>	3 pt. min. or antlerless
		460, 466, 506, 510, 513, 516, 524, 530, 601((-602, 603, 607, 612)) through 618, 627, 633, 638 (except Master Hunters only in Elk Area 6064), 642 through ((648,)) 651, 658, 663((-Master hunters only in Elk Area 6064,))	Sept. ((4-16)) <u>12-24</u>	Sept. ((3-15)) <u>10-22</u>	Sept. ((2-14)) <u>9-21</u>	3 pt. min.
Late Archery General Elk Seasons						
Eastern Washington	EA	101, 105, 108, 117, 121, 204	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Any bull
		124, 127, 373, 388	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Any elk
		178	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Antlerless only
		Elk Area 1010, 163	Dec. 9 - Jan. 30, 2013	Dec. 9 - Jan. 30, 2014	Dec. 9 - Jan. 30, 2015	Antlerless only
		203, 209 through 248, 250, 254 through 290, 379, 381. Must wear hunter orange.	Oct. ((24)) <u>31</u> - Nov. 15	Oct. ((27)) <u>29</u> - Nov. 15	Oct. ((25)) <u>28</u> - Nov. 15	Any elk
		Master Hunters Only: 371, Elk Area 3912. Must wear hunter orange.	Aug. 1 - Jan. 20, 2013	Aug. 1 - Jan. 20, 2014	Aug. 1 - Jan. 20, 2015	Antlerless only
		Master Hunters Only: Elk Area 3911**. Must wear hunter orange.	Nov. ((40)) <u>14</u> - Dec. ((+6)) <u>15</u>	Nov. ((9)) <u>12</u> - Dec. 15	Nov. ((8)) <u>11</u> - Dec. ((14)) <u>15</u>	Antlerless only
		Master Hunters Only: Elk Area 3911** 2nd tag. Must wear hunter orange.	Aug. 1 - Oct. ((26)) <u>30</u>	Aug. 1 - Oct. ((25)) <u>28</u>	Aug. 1 - Oct. ((24)) <u>27</u>	Antlerless only
		Master Hunters Only: 127, 130	<u>Dec. 9-31</u>	Dec. 9-31	Dec. 9-31	Antlerless only

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	(2012) 2015 Dates	(2013) 2016 Dates	(2014) 2017 Dates	Legal Elk
		328, 334, 335	Nov. ((21)) 25 - Dec. 8	Nov. ((27)) 23 - Dec. 8	Nov. ((26)) 22 - Dec. 8	True spike bull or antlerless
		336, 342, 346, 352, 364, Elk Area 3681	Nov. ((21)) 25 - Dec. 8	Nov. ((27)) 23 - Dec. 8	Nov. ((26)) 22 - Dec. 8	Spike bull or antlerless
Western Washington	WA	Elk Area 4601, 503, 505, 652 (except Elk Area 6013), 667, 672, 681, and 699. Master hunters only in Elk Area 6064 portion of GMU 638.	Nov. ((21)) 25 - Dec. 15	Nov. ((27)) 23 - Dec. 15	Nov. ((26)) 22 - Dec. 15	3 pt. min. or antlerless
		407, 448, 454, 564, 666	Nov. ((21)) 25 - Dec. 15	Nov. ((27)) 23 - Dec. 15	Nov. ((26)) 22 - Dec. 15	Any elk
		603, 612, 615, 638 (except for Elk Area 6064), 648	Nov. ((21)) 25 - Dec. 15	Nov. ((27)) 23 - Dec. 15	Nov. ((26)) 22 - Dec. 15	3 pt. min.
		506, 520, 530	Nov. ((21)) 25 - Dec. 15	Nov. ((27)) 23 - Dec. 15	Nov. ((26)) 22 - Dec. 15	Antlerless only
		<p>*GMU 372 and Elk Area 3722 are mainly private property. Hunters are not advised to try hunting these areas without making prior arrangements for access.</p> <p>**Master Hunters who hunt in Elk Area 3911 may purchase a master hunter, Elk Area 3911, second elk transport tag. Only one (1) antlerless elk may be taken from Elk Area 3911 unless drawn for an antlerless elk special permit. Any legal weapon may be used. Master hunter, Elk Area 3911, second elk transport tags will be valid only for Elk Area 3911 from August 1 - October ((26, 2012)) 30, 2015, August 1 - October ((25, 2013)) 28, 2016, and August 1 - October ((24, 2014)) 27, 2017. All hunters participating in the Elk Area 3911 hunt must wear hunter orange.</p>				

Muzzleloader General Elk Seasons

License Required: A valid big game hunting license with an elk tag option.

Tag Required: A valid muzzleloader elk tag as listed below for the area hunted.

Hunting Method: Muzzleloader, as defined under WAC 232-12-051, or bow and arrow, as defined under WAC 232-12-054.

Special Notes: Muzzleloader tag holders can only hunt during the muzzleloader seasons. Only hunters with tags identified in the Special Elk Permits tables may apply for special elk permits.

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	(2012) 2015 Dates	(2013) 2016 Dates	(2014) 2017 Dates	Legal Elk
Early Muzzleloader General Elk Seasons						
Eastern Washington	EM	101 through 121, 247	Oct. ((6-12)) 3-9	Oct. ((5-11)) 1-7	Oct. ((4-10)) 7-13	Any bull
		124 through 142, 245, 250	Oct. ((6-12)) 3-9	Oct. ((5-11)) 1-7	Oct. ((4-10)) 7-13	Any elk
		145, 149, 154, 162, 163, 166, 172 (except Elk Area 1040), 175, 178, 336 through 342, 352 through ((360,)) 368	Oct. ((6-12)) 3-9	Oct. ((5-11)) 1-7	Oct. ((4-10)) 7-13	Spike bull
		328, 329, 335, Elk Area 2051	Oct. ((6-12)) 3-9	Oct. ((5-11)) 1-7	Oct. ((4-10)) 7-13	True spike bull
Western Washington	WM	407	N/A	((Sept. 28-)) Oct. ((11)) 1-7	((Sept. 27-)) Oct. ((10)) 7-13	Any elk
		Elk Area 4601	N/A	N/A	((Sept. 27-)) Oct. ((10)) 7-13	3 pt. min. or antlerless
		448, 454, 564, 666, 684	Oct. ((6-12)) 3-9	Oct. ((5-11)) 1-7	Oct. ((4-10)) 7-13	Any elk
		460, 466, 505, 506, 510, 513, 516, 520, 524, 530, 550, 554, 560, 568, 572, 574, 578, 602, 603, 607, 612, 615, 624 (except for Elk Area 6071), 627, 633, 638 (except for Elk Area 6064), 642, 648, 660, 663, 672, 673, 681	Oct. ((6-12)) 3-9	Oct. ((5-11)) 1-7	Oct. ((4-10)) 7-13	3 pt. min.
		501, 503, 504, 652((;)) (except Elk Area 6013 closed to antlerless), 654, 667	Oct. ((6-12)) 3-9	Oct. ((5-11)) 1-7	Oct. ((4-10)) 7-13	3 pt. min. or antlerless

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	((2012)) 2015 Dates	((2013)) 2016 Dates	((2014)) 2017 Dates	Legal Elk
Late Muzzleloader General Elk Seasons						
Eastern Washington	EM	130 through 142	Nov. 25 - Dec. 8	Nov. ((25)) 23 - Dec. 8	Nov. ((25)) 22 - Dec. 8	Any elk
		204. <u>Must wear hunter orange.</u>	Oct. ((27)) 31 - Nov. 15	Oct. ((26)) 29 - Nov. 15	Oct. ((25)) 28 - Nov. 15	Any bull
		203, 209 through 248, 250, 254 through 290, 373, 379, 381. <u>Must wear hunter orange.</u>	Oct. ((27)) 31 - Nov. 15	Oct. ((26)) 29 - Nov. 15	Oct. ((25)) 28 - Nov. 15	Any elk
		Master Hunters Only: 371, Elk Area 3912. <u>Must wear hunter orange.</u>	Aug. 1 - Jan. 20, 2013	Aug. 1 - Jan. 20, 2014	Aug. 1 - Jan. 20, 2015	Antlerless only
		Master Hunters Only: Elk Area 3911**. <u>Must wear hunter orange.</u>	Nov. ((40)) 14 - Dec. ((46)) 15	Nov. ((9)) 12 - Dec. 15	Nov. ((8)) 11 - Dec. ((44)) 15	Antlerless only
		Master Hunters Only: Elk Area 3911** 2nd tag. <u>Must wear hunter orange.</u>	Aug. 1 - Oct. ((26)) 30	Aug. 1 - Oct. ((25)) 28	Aug. 1 - Oct. ((24)) 27	Antlerless only
		Master Hunters Only: 127, 130	Dec. 9-31	Dec. 9-31	Dec. 9-31	Antlerless only
Western Washington	WM	407	((N/A)) Nov. 25 - Dec. 15	Nov. ((27)) 23 - Dec. 15	Nov. ((26)) 22 - Dec. 15	3 pt. min. or antlerless
		501, 503, 504, 505, 652 (except Elk Area 6013 closed to antlerless).	Nov. ((21)) 25 - Dec. 8	Nov. ((27)) 23 - Dec. 8	Nov. ((26)) 22 - Dec. 8	3 pt. min. or antlerless
		448, 454, 564, 666, 684	Nov. ((21)) 25 - Dec. 15	Nov. ((27)) 23 - Dec. 15	Nov. ((26)) 22 - Dec. 15	Any elk
		568, 574, 578	Nov. ((21-30)) 25-30	Nov. ((27-30)) 23-30	Nov. ((26-30)) 22-30	3 pt. min.
		((550,)) 601, 618, <u>651</u> , 658, 667	Nov. ((21)) 25 - Dec. 15	Nov. ((27)) 23 - Dec. 15	Nov. ((26)) 22 - Dec. 15	3 pt. min.
		**Master Hunters who hunt in Elk Area 3911 may purchase a master hunter, Elk Area 3911, second elk transport tag. Any legal weapon may be used. Only one (1) antlerless elk may be taken from Elk Area 3911 unless drawn for an antlerless elk special permit. Master hunter, Elk Area 3911, second elk transport tags will be valid only for Elk Area 3911 from August 1 - October ((26, 2012)) 30, 2015, August 1 - October ((25, 2013)) 28, 2016, and August 1 - October ((24, 2014)) 27, 2017. All hunters participating in the Elk Area 3911 hunt must wear hunter orange.				

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-360 ~~((2014))~~ 2015 Elk special permits. It is unlawful to fail to comply with the bag, possession, and season limits described below. A violation of this section is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

Special Elk Permit Hunting Seasons (Open to Permit Holders Only)

Hunters must purchase an elk hunting license prior to purchasing a permit application. Hunters may only apply for permits consistent with the tag required for the hunt choice; however, Multiple Season Permit holders may apply for Eastern or Western Washington archery, muzzleloader, or modern firearm permit hunts. Applicants must have purchased the proper tag for these hunts. The elk tag prefixes required to apply for each hunt are shown in the following table. Hunters drawn for a special permit hunt must comply with weapon restrictions, dates, and other conditions listed for the hunt. Hunters drawn for a special permit designated "**Any tag**" under the "**Weapon/Tag**" restriction must use equipment consistent with the requirements of their transport tag and license.

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Turnbull	EA, EF, EM	Any	Oct. 20 - Nov. 24	Any bull	Elk Area 1015	1
Prescott	EF	Any	Sept. ((22-26)) 28 - Oct. 2	Any bull	GMU 149	1
Prescott	EF	Any	Oct. ((20)) 26 - Nov. ((2)) 8	Any bull	GMU 149	2
Blue Creek	EF	Any	Sept. ((22-26)) 28 - Oct. 2	Any bull	GMU 154	1
Blue Creek	EF	Any	Oct. ((20)) 26 - Nov. ((2)) 8	Any bull	GMU 154	4

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Watershed	EA, EF, EM	Any	Oct. ((25)) <u>31</u> - Nov. ((2)) <u>8</u>	3 pt. min.	GMU 157	35
Dayton	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMU 162	12
Ten Ten	EF	Any	Sept. ((22-26)) <u>28</u> - Oct. <u>2</u>	Any bull	Elk Area 1010, GMU 163	1
Ten Ten	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	Elk Area 1010, GMU 163	5
Tucannon	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMU 166	10
Wenaha West	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	Elk Area 1008	9
Wenaha East	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	Elk Area 1009	13
Mountain View	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMU 172, EXCEPT Elk Area 1040	14
Ten Forty	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	Elk Area 1040	((+)) <u>2</u>
Lick Creek	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMU 175	5
Peola	EF	Any	Sept. ((22-26)) <u>28</u> - Oct. <u>2</u>	Any bull	GMU 178	1
Peola	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMU 178	1
Couse	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMU 181	3
Mission	EF	Any	Sept. 16-20	Any bull	GMU 251	1
Colockum	EF	Any	Sept. 25 - Oct. 2	Any bull	GMUs 328, 329, 335	<u>1</u>
Colockum	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMUs 328, 329, 335	6
((Colockum	EF	Any	Sept. 22-26	Any bull	GMUs 328, 329, 335	+))
Teanaway	EF	Any	Sept. ((22-26)) <u>25</u> - Oct. <u>2</u>	Any bull	GMU 335	3
Peaches Ridge	EF	Any	Sept. ((22-26)) <u>25</u> - Oct. <u>2</u>	Any bull	GMUs 336, 346	3
Observatory	EF	Any	Sept. ((22-26)) <u>25</u> - Oct. <u>2</u>	Any bull	GMUs 340, 342	3
Little Naches	EF	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 346	((+)) <u>15</u>
Goose Prairie	EF	Any	Sept. ((22-26)) <u>25</u> - Oct. <u>2</u>	Any bull	GMUs 352, 356	3
Bethel	EF	Any	Sept. ((22-26)) <u>25</u> - Oct. <u>2</u>	Any bull	GMU 360	3
Rimrock	EF	Any	Sept. ((22-26)) <u>25</u> - Oct. <u>2</u>	Any bull	GMU 364	3
Cowiche	EF	Any	Sept. ((22-26)) <u>25</u> - Oct. <u>2</u>	Any bull	GMU 368	3
Nooksack	WF	Any	Oct. ((11 - Nov. 16)) <u>10 - Nov. 15</u>	Any bull	GMU 418 and Elk Area 4941	5
Green River	WF	Any	((Oct. 25-31)) <u>TBD</u>	Any bull	GMU 485	((6)) <u>TBD</u>
Wahkiakum	WF	Any	Sept. ((16-30)) <u>28</u> - Oct. <u>2</u>	Any bull	GMUs 506, 530	1
((Packwood	WF	Any	Sept. 16-30	Any bull	GMU 516	+))
South Rainier	WF	Any	Sept. 28 - Oct. 2	Any bull	GMUs 510, 513	<u>1</u>
Packwood	WF	Any	Sept. 28 - Oct. 2	Any bull	GMU 516	<u>1</u>
Winston	WF	Any	Sept. 28 - Oct. 2	Any bull	GMU 520	<u>1</u>
Coweeman	WF	Any	Sept. 28 - Oct. 2	Any bull	GMU 550	<u>1</u>
Toutle	WF	Any	Sept. ((22-26)) <u>28</u> - Oct. <u>2</u> and Nov. ((1-12)) <u>7-18</u>	Any bull	GMU 556	4
Toutle	WF	Any	Nov. ((1-12)) <u>7-18</u>	Any bull	GMU 556	((73)) <u>66</u>
Lewis River	WF	Any	Sept. ((16-30)) <u>28</u> - Oct. <u>2</u>	Any bull	GMU 560	2
Siouxon	WF	Any	Sept. ((16-30)) <u>28</u> - Oct. <u>2</u>	Any bull	GMU 572	2

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Carlton	WF	Any	Sept. ((16-30)) <u>28 - Oct. 2</u>	Any bull	Elk Area 5057	5
West Goat Rocks	WF	Any	Sept. ((16-30)) <u>28 - Oct. 2</u>	Any bull	Elk Area 5058	5
Mt. Adams	WF	Any	Sept. ((16-30)) <u>28 - Oct. 2</u>	Any bull	Elk Area 5059	5
Mudflow	WF	Any	Nov. ((1-7)) <u>7-18</u>	Any bull	Elk Area 5099	5
Peninsula	WF	Any	Sept. ((22-26)) <u>27 - Oct. 2</u>	3 pt. min.	GMUs 602, 607, 612	1
Clearwater	WF	Any	((Oct. 6-10) <u>Sept. 27 - Oct. 2</u>	3 pt. min.	GMU 615	2
Matheny	WF	Any	<u>Sept. 27 - Oct. ((1-10)) 2</u>	3 pt. min.	GMU 618	3
Quinault	WF	Any	Sept. ((22-26)) <u>27 - Oct. 2</u>	3 pt. min.	GMU 638	5
Wynoochee	WF	Any	<u>Sept. 27 - Oct. ((6-10)) 2</u>	3 pt. min.	GMU 648	1
((Satsop	WF	Any	Oct. 6-10	3 pt. min.	GMU 651	1)
White River	WF	Any	Sept. ((22-26)) <u>27 - Oct. 2</u>	Any bull	GMU 653	((1)) <u>2</u>
Prescott	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	GMU 149	1
Blue Creek	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	GMU 154	2
Dayton	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	GMU 162	7
Ten Ten	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	Elk Area 1010, GMU 163	3
Tucannon	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	GMU 166	8
Wenaha West	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	Elk Area 1008	3
Wenaha East	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	Elk Area 1009	5
Mountain View	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	GMU 172, EXCEPT Elk Area 1040	12
Ten Forty	EA	Any	Sept. ((13-26)) <u>12-25</u>	Any bull	Elk Area 1040	1
Lick Creek	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	GMU 175	16
Peola	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	GMU 178	3
Couse	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	GMU 181	2
Colockum	EA	Any	Sept. ((2-14)) <u>12-24</u>	Any bull	GMUs 328, 329, 335	5
Peaches Ridge	EA	Any	Sept. ((2-14)) <u>12-24</u>	Any bull	GMUs 336, 346	134
Observatory	EA	Any	Sept. ((2-14)) <u>12-24</u>	Any bull	GMUs 340, 342	131
Goose Prairie	EA	Any	Sept. ((2-14)) <u>12-24</u>	Any bull	GMUs 352, 356	69
Bethel	EA	Any	Sept. ((2-14)) <u>12-24</u>	Any bull	GMU 360	37
Rimrock	EA	Any	Sept. ((2-14)) <u>12-24</u>	Any bull	GMU 364	96
Cowiche	EA	Any	Sept. ((2-14)) <u>12-24</u>	Any bull	GMU 368	32
Nooksack	WA	Any	((Sept. 1-21) <u>Aug. 31 - Sept. 20</u> and Dec. 1-31	Any bull	GMU 418 and Elk Area 4941	3
Toutle	WA	Any	Sept. ((6-21)) <u>12-24</u> and Dec. 1-15	Any bull	GMU 556	((49)) <u>44</u>
Mudflow	WA	Any	Sept. ((2-8)) <u>12-18</u>	Any bull	Elk Area 5099	5
White River	WA	Any	Sept. ((3-15)) <u>12-24</u>	Any bull	GMU 653	((13)) <u>28</u>
Prescott	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 149	1
Blue Creek	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 154	1
Dayton	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 162	3
Ten Ten	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	Elk Area 1010, GMU 163	2
Tucannon	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 166	2
Wenaha West	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	Elk Area 1008	2
Wenaha East	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	Elk Area 1009	2
Mountain View	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 172, EXCEPT Elk Area 1040	4
Ten Forty	EM	Any	<u>Sept. 30 - Oct. ((1-10)) 9</u>	Any bull	Elk Area 1040	1
Lick Creek	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 175	1

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Peola	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 178	1
Couse	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 181	1
Mission	EM	Any	Sept. 30 - Oct. 9	Any bull	GMU 251	1
Colockum	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMUs 328, 329, 335	2
Peaches Ridge	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMUs 336, 346	27
Observatory	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMUs 340, 342	22
Goose Prairie	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMUs 352, 356	13
Bethel	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 360	14
Rimrock	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 364	12
Cowiche	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 368	9
Nooksack	WM	Any	Sept. ((24)) <u>23</u> - Oct. ((5)) <u>4</u> and Nov. ((22-30)) <u>21-29</u>	Any bull	GMU 418	3
Toutle	WM	Any	Oct. ((4-10)) <u>3-9</u>	Any bull	GMU 556	((15)) <u>13</u>
Mudflow	WM	Any	Oct. ((4-10)) <u>3-9</u>	Any bull	Elk Area 5099	5

Bulls						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Prescott	EF, EM	Any	Nov. ((3-16)) <u>9-18</u>	Any bull	GMU 149	2
Prescott	EF, EM	Any	Nov. ((17-30)) <u>19-30</u>	Any bull	GMU 149	2
Prescott	EF	Any	Dec. 1-15	Any bull	GMU 149	2
Prescott	EF	Any	Dec. 16-31	Any bull	GMU 149	2
Ten Forty	EF	Any	Oct. ((25)) <u>31</u> - Nov. ((2)) <u>8</u>	Spike bull only	Elk Area 1040	2
Grande Ronde	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMU 186	1
Mission	EF	Any	Oct. 20 - Nov. 2	Any bull	GMU 251	1
Teanaway	EF	Any	Dec. 17-31	Any bull	GMU 335	11
Peaches Ridge	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMUs 336, 346	125
Observatory	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMUs 340, 342	72
Goose Prairie	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMUs 352, 356	73
Bethel	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMU 360	59
Rimrock	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMU 364	130
Cowiche	EF	Any	Oct. ((20)) <u>26</u> - Nov. ((2)) <u>8</u>	Any bull	GMU 368	24
Alkali	EF	Any	Oct. ((1-31)) <u>12-31</u>	Any bull	GMU 371	15
Nooksack	WF	Any	Oct. ((11)) <u>10</u> - Nov. ((18)) <u>17</u>	Spike bull only	GMU 418 and Elk Area 4941	6
((Margaret	WF	Any	Sept. 22-30 and Nov. 1-12	Any bull	GMU 524	4
Margaret	WF	Any	Nov. 1-12	Any bull	GMU 524	72))
Upper Smith Creek	WF	Any	Oct. ((18-24)) <u>17-23</u>	Any bull	Elk Area 5064	2
Mount Whittier	WF	Any	Oct. ((11-17)) <u>17-23</u>	Any bull	Elk Area 5065	1
Norway Pass	WF	Any	Oct. 17-23	Any bull	Elk Area 5066	3
Olympic	WF	Any	Nov. ((1-10)) <u>7-18</u>	3 pt. min.	GMU 621, EXCEPT for Elk Area 6071	16
Skokomish	WF	Any	Nov. ((1-10)) <u>7-18</u>	3 pt. min.	GMU 636	3

Bulls						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
White River	WF	Any	Nov. ((1-10)) <u>7-18</u>	Any bull	GMU 653	((21)) <u>45</u>
Ten Forty	EA	Any	Sept. ((4-14)) <u>5-13</u>	Spike bull only	Elk Area 1040	2
Grande Ronde	EA	Any	Sept. ((1-19)) <u>5-24</u>	Any bull	GMU 186	1
Teanaway	EA	Any	Nov. ((21)) <u>25</u> - Dec. 8	Any bull	GMU 335	10
Alkali	EA	Any	Sept. ((1-20)) <u>1-24</u>	Any bull	GMU 371	10
Nooksack	WA	Any	((Sept. 1-21)) <u>Aug. 31 - Sept. 20</u> and Dec. 1-31	Spike bull only	GMU 418 and Elk Area 4941	3
((Margaret	WA	Any	Sept. 6-21 and Dec. 1-15	Any bull	GMU 524	46))
Upper Smith Creek	WA	WA	Oct. ((4-10)) <u>1-7</u>	Any bull	Elk Area 5064	2
Mount Whittier	WA	Any	<u>Oct. 1-7</u>	Any bull	Elk Area 5065	<u>1</u>
Norway Pass	WA	Any	<u>Oct. 1-7</u>	Any bull	Elk Area 5066	<u>3</u>
Lewis River	WA	Any	Nov. ((26)) <u>25</u> - Dec. 8	3 pt. min.	GMU 560	5
Siouxon	WA	Any	Nov. ((26)) <u>25</u> - Dec. 8	3 pt. min.	GMU 572	5
Olympic	WA	Any	Sept. ((3-15)) <u>12-24</u>	3 pt. min.	GMU 621, EXCEPT Elk Area 6071	9
Skokomish	WA	Any	Sept. ((3-15)) <u>12-24</u>	3 pt. min.	GMU 636	2
Ten Forty	EM	Any	<u>Sept. 30 - Oct. ((1-10)) 9</u>	Spike bull only	Elk Area 1040	1
Grande Ronde	EM	Any	Oct. ((1-10)) <u>3-11</u>	Any bull	GMU 186	1
Teanaway	EM	Any	Dec. 9-16	Any bull	GMU 335	13
Alkali	EM	Any	Sept. ((21)) <u>25</u> - Oct. ((10)) <u>11</u>	Any bull	GMU 371	15
Nooksack	WM	Any	Sept. ((24)) <u>23</u> - Oct. ((5)) <u>4</u> and Nov. ((22-30)) <u>21-29</u>	Spike bull only	GMU 418 and Elk Area 4941	3
((Margaret	WM	Any	<u>Oct. 4-10</u>	Any bull	GMU 524	28))
Upper Smith Creek	WM	Any	Oct. ((11-17)) <u>9-15</u>	Any bull	Elk Area 5064	2
Mount Whittier	WM	Any	Oct. ((4-10)) <u>9-15</u>	Any bull	Elk Area 5065	1
Norway Pass	WM	Any	<u>Oct. 9-15</u>	Any bull	Elk Area 5066	<u>3</u>
Yale	WM	Any	Nov. ((26)) <u>25</u> - Dec. 15	3 pt. min.	GMU 554	15
Olympic	WM	Any	Oct. ((4-10)) <u>3-9</u>	3 pt. min.	GMU 621, EXCEPT for Elk Area 6071	4
Skokomish	WM	Any	Oct. ((4-10)) <u>3-9</u>	3 pt. min.	GMU 636	2
White River	WM	Any	Oct. ((4-10)) <u>3-9</u>	Any bull	GMU 653	((6)) <u>13</u>

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
North Half	EF	Any	Oct. ((20)) <u>31</u> - Nov. ((2)) <u>8</u>	Antlerless	GMUs 101, 105, 204	10
Stevens	EF	Any	Oct. ((20)) <u>31</u> - Nov. ((2)) <u>8</u>	Antlerless	GMUs 108, 121	10
Aladdin	EF	Any	Oct. ((20)) <u>31</u> - Nov. ((2)) <u>8</u>	Antlerless	GMU 111	((15)) <u>10</u>
Selkirk	EF	Any	Oct. ((20)) <u>31</u> - Nov. ((2)) <u>8</u>	Antlerless	GMU 113	((20)) <u>10</u>
49 Degrees North	EF	Any	Oct. ((20)) <u>31</u> - Nov. ((2)) <u>8</u> and Dec. 16-31	Antlerless	GMU 117	((20)) <u>10</u>
((Turnbull	EF	Any	<u>Oct. 21-26</u>	Antlerless	Elk Area 1015	6))
Turnbull	EF	Any	Oct. ((28)) <u>27</u> - Nov. ((2)) <u>1</u>	Antlerless	Elk Area 1015	6
Turnbull	EF	Any	Nov. ((4-9)) <u>3-8</u>	Antlerless	Elk Area 1015	6
Mayview-Peola	EF	Any	Oct. ((11-19)) <u>17-25</u>	Antlerless	GMUs 145, 178	10

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Mayview-Peola	EF	Any	Oct. ((25)) <u>31</u> - Nov. ((2)) <u>8</u>	Antlerless	GMUs 145, 178	((40)) <u>35</u>
Prescott	EF	Any	Oct. 31 - Nov. 8	Antlerless	GMU 149	20
Blue Creek	EF	Any	Oct. ((11-19)) <u>17-25</u>	Antlerless	GMU 154	10
((Prescott	EF	Any	Oct. 25 - Nov. 2	Antlerless	GMU 149	20))
Blue Creek	EF	Any	Oct. ((25)) <u>31</u> - Nov. ((2)) <u>8</u>	Antlerless	GMU 154	10
Marengo-Dayton	EF	Any	Oct. ((25)) <u>31</u> - Nov. ((2)) <u>8</u>	Antlerless	GMU 163 and Elk Area 1010	((75)) <u>100</u>
Mountain View	EF	Any	Oct. ((25)) <u>31</u> - Nov. ((2)) <u>8</u>	Antlerless	Elk Area 1013	((25)) <u>40</u>
Dayton	EF	Any	Oct. ((25)) <u>31</u> - Nov. ((2)) <u>8</u>	Antlerless	Elk Area 1016	25
Lick Creek	EF	Any	Oct. ((25)) <u>31</u> - Nov. ((2)) <u>8</u>	Antlerless	GMU 175	15
Couse	EF	Any	Aug. ((23 - Sept. 1)) <u>22-</u> <u>30</u>	Antlerless	GMU 181	30
Couse	EF	Any	Oct. 1-10	Antlerless	GMU 181	((30)) <u>35</u>
Malaga	EF	Any	Sept. 11-21	Antlerless	Elk Area 2032	10
Malaga	EF	Any	Nov. 4 - Dec. 31	Antlerless	Elk Area 2032	30
Colockum	EF	Any	((Oct. 29 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMUs 328, 329	((425)) <u>400</u>
West Bar	EF	Any	Oct. ((25-29)) <u>31</u> - Nov. <u>3</u>	Antlerless	GMU 330	5
West Bar	EF	Any	((Oct. 30 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMU 330	5
Teanaway	EF	Any	((Dec. 17-31)) <u>Aug. 1 -</u> <u>Sept. 11</u>	Antlerless	GMU 335	30
Taneum	EF	Any	((Oct. 29 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMU 336	((400)) <u>340</u>
Manastash	EF	Any	((Oct. 29 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMU 340	((400)) <u>340</u>
Umtanum	EF	Any	((Oct. 29 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMU 342	((350)) <u>300</u>
Little Naches	EF	Any	((Oct. 29 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMU 346	((500)) <u>425</u>
Nile	EF	Any	((Oct. 29 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMU 352	40
Bumping	EF	Any	((Oct. 29 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMU 356	60
Bethel	EF	Any	((Oct. 29 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMU 360	25
Rimrock	EF	Any	((Oct. 29 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMU 364	((250)) <u>210</u>
Cowiche	EF	Any	((Oct. 29 -)) Nov. ((2)) <u>4-8</u>	Antlerless	GMU 368	((250)) <u>210</u>
Alkali	EF	Any	Oct. ((11-31)) <u>12-31</u>	Antlerless	GMU 371	20
North Bend	WF	Any	Nov. 1-12	Antlerless	Elk Area 4601	5
Mossyrock	WF	Any	Nov. ((1-12)) <u>7-18</u>	Antlerless	GMU 505	50
Willapa Hills	WF	Any	Nov. ((1-12)) <u>7-18</u>	Antlerless	GMU 506	((35)) <u>25</u>
Winston	WF	Any	Nov. ((1-12)) <u>7-18</u>	Antlerless	GMU 520	40
Margaret	WF	Any	Nov. ((18-26)) <u>7-18</u>	Antlerless	GMU 524	((70)) <u>40</u>

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Ryderwood	WF	Any	Nov. ((4-12)) 7-18	Antlerless	GMU 530	((50)) 35
Coweman	WF	Any	Nov. ((4-12)) 7-18	Antlerless	GMU 550	((120)) 75
Toutle	WF	Any	Nov. ((18-26)) 23-30	Antlerless	GMU 556	((120)) 35
Lewis River	WF	Any	Nov. ((4-12)) 7-18	Antlerless	GMU 560	((75)) 60
Washougal	WF	Any	Nov. ((4-12)) 7-18	Antlerless	GMU 568	((50)) 35
Siouxon	WF	Any	Nov. ((4-12)) 7-18	Antlerless	GMU 572	20
Wind River	WF	Any	Nov. ((4-12)) 7-18	Antlerless	GMU 574	((50)) 40
West Klickitat	WF	Any	Nov. ((4-12)) 7-18	Antlerless	GMU 578	((100)) 75
((Toledo-	WF	Any	Nov. 1-12	Antlerless	Elk Area 5029	30
Green Mt.	WF	Any	Nov. 1-12	Antlerless	Elk Area 5051	10
Boistfort	WF	Any	Nov. 1-12	Antlerless	Elk Area 5054	75
Wildwood-	WF	Any	Jan. 16-30, 2015	Antlerless	Elk Area 5061	20))
Grays River	WF	Any	Nov. ((4-12)) 7-18	Antlerless	Elk Area 5056	10
Upper Smith Creek	WF	Any	Oct. ((18-24)) 17-23	Antlerless	Elk Area 5064	4
Mount Whittier	WF	Any	Oct. ((11-17)) 17-23	Antlerless	Elk Area 5065	2
Norway Pass	WF	Any	Oct. 17-23	Antlerless	Elk Area 5066	5
Mudflow	WF	Any	Nov. ((4-7)) 7-18	Antlerless	Elk Area 5099	10
Raymond	WF	Any	Dec. 16-31	Antlerless	Elk Area 6010	10
Raymond	WF	Any	Jan. 1-20, 2015	Antlerless	Elk Area 6010	((5)) 20
((Raymond	WF	Any	Feb. 1-28, 2015	Antlerless	Elk Area 6010	5))
Puyallup	WF ((WA-WM))	Any	Jan. 1-20, 2015	Antlerless	Elk Area ((6013)) 6014	10
((North Minot	WF	Any	Oct. 20-31	Antlerless	Elk Area 6067	5))
Puyallup	WF	Any	Jan. 21 - Feb. 10	Antlerless	Elk Area 6014	10
Puyallup	WF	Any	Feb. 11-28	Antlerless	Elk Area 6014	10
Hanaford	WF	Any	Nov. ((3-14)) 7-18	Antlerless	Elk Area 6069	5
((North River	WF	Any	Nov. 5-10	Antlerless	GMU 658	10))
Deschutes	WF	Any	Jan. 10-20, 2015	Antlerless	GMU 666	10
Williams Creek	WF	Any	Nov. ((5-12)) 7-18	Antlerless	GMU 673	((50)) 45
Long Beach	WF	Any	Nov. 7-18	Antlerless	GMU 684	20
Turnbull	EA	Any	Sept. ((2-14)) 12-24	Antlerless	Elk Area 1015	14
Dayton	EA	Any	Sept. ((4-16)) 12-24	Antlerless	Elk Area 1016	15
Malaga	EA	Any	Aug. 31 - Sept. 6	Antlerless	Elk Area 2032	15
((Coloekum	EA	Any	Sept. 2-14	Antlerless	GMUs 328, 329	475))
Alkali	EA	Any	Sept. ((1-20)) 1-24	Antlerless	GMU 371	5
Margaret	WA	Any	Sept. ((6-21)) 12-24 and Dec. 1-15	Antlerless	GMU 524	((35)) 30
Toutle	WA	Any	Sept. ((6-21)) 12-24 and Dec. 1-15	Antlerless	GMU 556	50
Upper Smith Creek	WA	Any	Oct. ((4-10)) 1-7	Antlerless	Elk Area 5064	4
Norway Pass	WA	Any	Oct. 1-7	Antlerless	Elk Area 5066	3
Mudflow	WA	Any	Sept. ((2-8)) 19-24	Antlerless	Elk Area 5099	10
Lewis River	WA	Any	Nov. ((26)) 25 - Dec. 8	Antlerless	GMU 560	10
Siouxon	WA	Any	Nov. ((26)) 25 - Dec. 8	Antlerless	GMU 572	5

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Wynoochee	WA	Any	Nov. ((24)) <u>25</u> - Dec. 15	Antlerless	GMU 648	((150)) <u>135</u>
Willapa NWR	WA	Any	Sept. 2-8	Antlerless	Designated areas on Willapa Natl. Wildlife Refuge	<u>3</u>
Willapa NWR	WA	Any	Sept. 9-15	Antlerless	Designated areas on Willapa Natl. Wildlife Refuge	<u>3</u>
North Half	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMUs 101, 105, 204	10
Stevens	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMUs 108, 121	10
Aladdin	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 111	10
Selkirk	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 113	10
49 Degrees North	EM	Any	Oct. ((4-10)) <u>3-9</u> and Dec. 16-31	Antlerless	GMU 117	20
Turnbull	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	Elk Area 1015	9
Turnbull	EM	Any	Nov. ((25)) <u>21</u> - Dec. ((8)) <u>4</u>	Antlerless	Elk Area 1015	9
Dayton	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	Elk Area 1016	25
Blue Creek	EM	Any	Dec. 9 - Jan. 20, ((2015)) <u>2016</u>	Antlerless	GMU 154	25
Mountain View	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	Elk Area 1013	5
Lick Creek	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 175	10
Mayview-Peola	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMUs 145, 178	20
Couse	EM	Any	Dec. 1-31	Antlerless	GMU 181	30
Malaga	EM	Any	Oct. 12-25	Antlerless	Elk Area 2032	35
Colockum	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMUs 328, 329	((90)) <u>80</u>
West Bar	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 330	5
Teanaway	EM	Any	Oct. 3-9	Antlerless	GMU 335	<u>10</u>
Taneum	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 336	((400)) <u>340</u>
Manastash	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 340	((400)) <u>340</u>
Umtanum	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 342	((400)) <u>340</u>
Nile	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 352	((20)) <u>15</u>
Bumping	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 356	((30)) <u>25</u>
Bethel	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 360	((25)) <u>20</u>
Cowiche	EM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 368	((200)) <u>100</u>
Alkali	EM	Any	Sept. ((24)) <u>25</u> - Oct. ((10)) <u>11</u>	Antlerless	GMU 371	10
((Teanaway	EM	Any	Dec. 9-16	Antlerless	GMU 335	10))
Stella	WM	Any	Jan. 1-15, ((2015)) <u>2016</u>	Antlerless	GMU 504	75
((Toledo-	WM	Any	Dec. 8-20	Antlerless	Elk Area 5029	25
Mossyrock-	WM	Any	Jan. 1-15, 2015	Antlerless	Elk Area 5052	8
Boistfort-	WM	Any	Jan. 1-15, 2015	Antlerless	Elk Area 5054	75))
Willapa Hills	WM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 506	15
((Green Mt.-	WM	Any	Jan. 1-15, 2015	Antlerless	Elk Area 5051	5
Wildwood-	WM	Any	Jan. 1-15, 2015	Antlerless	Elk Area 5061	20))
Mudflow	WM	Any	Oct. ((4-10)) <u>10-16</u>	Antlerless	Elk Area 5099	10

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Winston	WM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 520	((40)) <u>20</u>
Margaret	WM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 524	((35)) <u>20</u>
Ryderwood	WM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 530	30
Coweeman	WM	Any	((Nov. 26 – Dec. 8)) <u>Oct. 3-9</u>	Antlerless	GMU 550	((45)) <u>40</u>
Yale	WM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 554	40
Yale	WM	Any	Nov. ((26)) <u>25</u> - Dec. 15	Antlerless	GMU 554	35
Toutle	WM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 556	((50)) <u>40</u>
Lewis River	WM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 560	((35)) <u>20</u>
Washougal	WM	Any	Nov. ((26)) <u>25</u> - Dec. 8	Antlerless	GMU 568	35
Siouxon	WM	Any	Oct. ((4-10)) <u>3-9</u>	Antlerless	GMU 572	10
Wind River	WM	Any	Nov. ((26)) <u>25</u> - Dec. 8	Antlerless	GMU 574	50
West Klickitat	WM	Any	Nov. ((26)) <u>25</u> - Dec. 8	Antlerless	GMU 578	75
Upper Smith Creek	WM	Any	Oct. ((11-17)) <u>9-15</u>	Antlerless	Elk Area 5064	4
Mount Whittier	WM	Any	Oct. ((4-10)) <u>9-15</u>	Antlerless	Elk Area 5065	2
Norway Pass	WM	Any	Oct. 9-15	Antlerless	Elk Area 5066	2
Raymond	WM	Any	Oct. 3-9	Antlerless	Elk Area 6010	20
Mashel	WM	Any	Jan. 1-15, 2015	Antlerless	Elk Area 6054	25
((Willapa NWR	WA	Any	Sept. 2-8	Antlerless	Designated areas on Willapa Natl. Wildlife Refuge	3
Willapa NWR	WA	Any	Sept. 9-15	Antlerless	Designated areas on Willapa Natl. Wildlife Refuge	3))
Willapa NWR	WM	Any	Sept. 20-25	Antlerless	Designated areas on Willapa Natl. Wildlife Refuge	2
Willapa NWR	WM	Any	Oct. 23-28	Antlerless	Designated areas on Willapa Natl. Wildlife Refuge	2
North River	WM	Any	Nov. ((20)) <u>25</u> - Dec. 15	Antlerless	GMU 658	20

Youth - Only youth hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Turnbull	EF	Youth	Oct. 20-25	Antlerless	Elk Area 1015	<u>6</u>
Aladdin	EF	Youth	Oct. 31 - Nov. 8	Antlerless	GMU 111	<u>5</u>
Selkirk	EF	Youth	Oct. 31 - Nov. 8	Antlerless	GMU 113	<u>5</u>
49 Degrees North	EF	Youth	Oct. 31 - Nov. 8 and Dec. 16-31	Antlerless	GMU 117	5
Mayview-Peola	EF	Youth	Oct. 31 - Nov. 8	Antlerless	GMUs 145, 178	<u>5</u>
Blue Creek	EF	Youth	Oct. 31 - Nov. 8	Antlerless	GMU 154	2
Dayton	EF	Youth	Oct. ((25)) <u>31</u> - Nov. ((2)) 8	Antlerless	GMU 162	((5)) <u>10</u>
Ten Forty	EF	Youth	Oct. 10-18	Antlerless	Elk Area 1040	<u>5</u>
Lick Creek	EF	Youth	Oct. ((25)) <u>31</u> - Nov. ((2)) 8	Antlerless	GMU 175	5
Couse	EF	Youth	Aug. 22-30	Antlerless	GMU 181	<u>5</u>
Couse	EF	Youth	Oct. 1-10	Antlerless	GMU 181	<u>5</u>
Colockum	EF	Youth	Nov. 4-15	Antlerless	GMUs 328, 329, 335	<u>50</u>
Yakima North	EF	Youth	Nov. 4-15	Antlerless	GMUs 336, 340, 342, 346	<u>165</u>
Yakima Central	EF	Youth	Nov. 4-15	Antlerless	GMUs 352, 356, 360	<u>15</u>
Yakima South	EF	Youth	Nov. 4-15	Antlerless	GMUs 364, 368	50

Youth - Only youth hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Colockum	EM	Youth	Oct. 3-11	Antlerless	GMUs 328, 329, 335	15
Yakima North	EM	Youth	Oct. 3-11	Antlerless	GMUs 336, 340, 342, 346	90
Yakima South	EM	Youth	Oct. 3-11	Antlerless	GMUs 364, 368	20
North Bend	WF, WM, WA	Youth	Nov. 1-12	Antlerless	Elk Area 4601	5
((Toledo-	WF, WM, WA	Youth	Aug. 1-7	Antlerless	Elk Area 5029	7))
Nooksack	WF, WM, WA	Youth	Sept. 21-23, Oct. 5-9, and Oct. 18-31	Any elk	Elk Area 4941	5
Grays River	WF((, WM, WA))	Youth	Dec. 16-31	Antlerless	Elk Area 5056	5
((Grays River	WF, WM, WA	Youth	Jan. 1-15, 2015	Antlerless	Elk Area 5056	5
Grays River	WF, WM, WA	Youth	Feb. 15-28, 2015	Antlerless	Elk Area 5056	5))
Mudflow	WF((, WM, WA))	Youth	Nov. ((26-Dec-2)) 24-30	Any bull	Elk Area 5099	3
Mudflow	WF((, WM, WA))	Youth	((Nov. 26-Dec-2)) Oct. 28 - Nov. 3	Antlerless	Elk Area 5099	4
Cowecman	WF	Youth	Nov. 7-18	Antlerless	GMU 550	25
Toutle	WF	Youth	Nov. 23-30	Antlerless	GMU 556	40
Lewis River	WF	Youth	Nov. 7-18	Antlerless	GMU 560	15
Wind River	WF	Youth	Nov. 7-18	Antlerless	GMU 574	10
West Klickitat	WF	Youth	Nov. 7-18	Antlerless	GMU 578	25
Region 5	WF	Youth with mentor	Aug. 1, 2015 - Mar. 31, 2016	Antlerless	Designated Areas in Region 5	5 ^{HC}
Clearwater	WF	Youth	Nov. 7-18	Antlerless	GMU 615	5
Matheny	WF	Youth	Nov. 7-18	Antlerless	GMU 618	5
Wynoochee	WF	Youth	Nov. 7-18	Antlerless	GMU 648	10
North River	WF	Youth	Nov. 7-18	Antlerless	GMU 658	5
Williams Creek	WF	Youth	Nov. 7-18	Antlerless	GMU 673	10
Mallis	WF	Youth	Dec. 16-31	Antlerless	Elk Area 6010	10

65+ Senior - Only hunters 65 and older may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
((Aladdin	EF	65+	Oct. 25 - Nov. 2	Antlerless	GMU 111	5))
Northeast	EF	65+	Oct. ((25)) 31 - Nov. ((2)) 8 and Dec. 16-31	Antlerless	GMUs 113, 117	10
Prescott	EF	65+	Oct. ((25)) 31 - Nov. ((2)) 8	Antlerless	GMU 149	((5)) 3
Blue Creek	EF	65+	Oct. ((25)) 31 - Nov. ((2)) 8	Antlerless	GMU 154	((5)) 3
Dayton	EF	65+	Oct. ((25)) 31 - Nov. ((2)) 8	Antlerless	GMUs 162, 163	((5)) 3
Peola	EF	65+	Oct. ((25)) 31 - Nov. ((2)) 8	Antlerless	GMU 178	((5)) 3
((Taneum	EF	65+	Oct. 29 - Nov. 9	Antlerless	GMU 336	40
Manastash	EF	65+	Oct. 29 - Nov. 9	Antlerless	GMU 340	40
Umtanum	EF	65+	Oct. 29 - Nov. 9	Antlerless	GMU 342	40
Cowiehe	EF	65+	Oct. 29 - Nov. 9	Antlerless	GMU 368	40))
Colockum	EF	65+	Nov. 4-15	Antlerless	GMUs 328, 329, 335	15
Yakima North	EF	65+	Nov. 4-15	Antlerless	GMUs 336, 340, 342, 346	40
Yakima Central	EF	65+	Nov. 4-15	Antlerless	GMUs 352, 356, 360	5
Yakima South	EF	65+	Nov. 4-15	Antlerless	GMUs 364, 368	15
Alkali	EF	65+	Oct. 11-31	Antlerless	GMU 371	10
North Bend	WF, WM, WA	65+	Nov. 1-12	Antlerless	Elk Area 4601	5
((Margaret-	WF, WM, WA	65+	Nov. 18-26	Antlerless	GMU 524	10
Toledo	WF, WM, WA	65+	Aug. 15-21	Antlerless	Elk Area 5029	7

65+ Senior - Only hunters 65 and older may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Grays River	WF, WM, WA	65+	Nov. 14-30	Antlerless	Elk Area 5056	5))
Colockum	EM	65+	Oct. 3-11	Antlerless	GMUs 328, 329, 335	5
Yakima North	EM	65+	Oct. 3-11	Antlerless	GMUs 336, 340, 342, 346	25
Yakima South	EM	65+	Oct. 3-11	Antlerless	GMUs 364, 368	5
Ryderwood	WF	65+	Nov. 7-18	Antlerless	GMU 530	15
West Klickitat	WM	65+	Nov. 25-Dec. 8	Antlerless	GMU 578	15
Nooksack	WF, WM, WA	65+	Sept. 21-23, Oct. 5-9, and Oct 18-31	Any elk	Elk Area 4941	5
Grays River	WF, WM, WA	65+	Jan. 16-31, ((2015)) 2016	Antlerless	Elk Area 5056	5
Centralia Mine	WF	65+	Jan. ((3-4, 2015)) 2-3, 2016	Antlerless	Elk Area 6011	5
Centralia Mine	WF	65+	Jan. ((10-11, 2015)) 9-10, 2016	Antlerless	Elk Area 6011	5
Hanaford	WF, WM, WA	65+	Jan. 1-15((, 2015))	Antlerless	Elk Area 6069	5
Hanaford	WF, WM, WA	65+	Jan. 16-30((, 2015))	Antlerless	Elk Area 6069	5

Hunters with Disabilities - Only hunters with disabilities may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Northeast	EF	Hunters w/ Disabilities	Oct. 31 - Nov. 8 and Dec. 16-31	Antlerless	GMUs 113, 117	4
Turnbull	EF, EM, EA	Hunters w/ Disabilities	Oct. 11-18	Antlerless	Elk Area 1015	6
Prescott	EF	Hunters w/ Disabilities	Oct. 31- Nov. 8	Antlerless	GMU 149	3
Blue Creek	EF	Hunters w/ Disabilities	Oct. 31- Nov. 8	Antlerless	GMU 154	3
Dayton	EF	Hunters w/ Disabilities	Oct. 31- Nov. 8	Antlerless	GMUs 162, 163	3
Peola	EF	Hunters w/ Disabilities	Oct. 31- Nov. 8	Antlerless	GMU 178	3
Observatory	EF, EM	Hunters w/ Disabilities	Oct. 20 - Nov. 2	Any bull	GMUs 340, 342	5
Little Naches	EF, EM, EA	Hunters w/ Disabilities	Oct. ((1-10)) 3-11	Any bull	GMU 346	5
((Little Naches-	EF, EM, EA	Hunters w/ Disabilities	Oct. 29 - Nov. 9	Antlerless	GMU 346	15))
Colockum	EF, EM, EA	Hunters w/ Disabilities	Nov. 4-15	Antlerless	GMUs 328, 329, 335	20
Yakima North	EF, EM, EA	Hunters w/ Disabilities	Nov. 4-15	Antlerless	GMUs 336, 340, 342, 346	65
Yakima Central	EF, EM, EA	Hunters w/ Disabilities	Nov. 4-15	Antlerless	GMUs 352, 356, 360	5
Yakima South	EF, EM, EA	Hunters w/ Disabilities	Nov. 4-15	Antlerless	GMUs 364, 368	20
Alkali	EF	Hunters w/ Disabilities	Oct. ((11-31)) 12-31	Any bull	GMU 371	5
Corral Canyon	EF, EM, EA	Hunters w/ Disabilities	Sept. 22-29	Any bull	Elk Area 3721	2
North Bend	WF, WM, WA	Hunters w/ Disabilities	Nov. 1-12	Antlerless	Elk Area 4601	5
((Toledo-	WF, WM, WA	Hunters w/ Disabilities	Aug. 8-14	Antlerless	Elk Area 5029	7))
Nooksack	WF, WM, WA	Hunters w/ Disabilities	Sept. 21-23, Oct. 5-9, and Oct. 18-31	Any elk	Elk Area 4941	5

Hunters with Disabilities - Only hunters with disabilities may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Grays River	WF, WM, WA	Hunters w/ Disabilities	((Dec. 1-15)) <u>Feb. 15-28, 2016</u>	Antlerless	Elk Area 5056	5
((Grays River	WF, WM, WA	Hunters w/ Disabilities	Feb. 1-14, 2015	Antlerless	Elk Area 5056	5))
Mudflow	WF, WM, WA	Hunters w/ Disabilities	Oct. ((20-26)) <u>18-24</u>	Antlerless	Elk Area 5099	4
Mudflow	WF, WM, WA	Hunters w/ Disabilities	Sept. ((15-24)) <u>25 - Oct. 1</u>	Any bull	Elk Area 5099	4
Washougal	WF	Hunters w/ Disabilities	Nov. 7-18	Antlerless	GMU 568	15
Centralia Mine	WF	Hunters w/ Disabilities	Oct. ((4-5)) <u>2-3, 2016</u>	Antlerless	Designated Areas in Elk Area 6011	5
Centralia Mine	WF	Hunters w/ Disabilities	Oct. ((11-12)) <u>9-10, 2016</u>	Antlerless	Designated Areas in Elk Area 6011	5
Region 5	WF	Hunters w/ Disabilities	<u>Aug. 1, 2015 - Mar. 31, 2016</u>	Antlerless	Designated Areas in Region 5	5 ^{HC}

Master Hunter - Only master hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt. Additional weapon restrictions may be conditioned by the hunt coordinator for each hunt. For those hunts requiring the purchase of a master hunter second tag, one elk may be killed in the unit under the authorization of the special permit.							
Hunt Name	Weapon/Tag	Requirements	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Turnbull	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Dec. 10-31	Antlerless	Elk Area 1015	6
Region 1	EF, EA, EM/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, 2014 - Mar. 31, 2015	Antlerless	Region 1	20 ^{HC}
Region 2	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, 2014 - Mar. 31, 2015	Antlerless	Designated Areas in Region 2	50 ^{HC}
Fairview	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Nov. 1, 2014 - Feb. 28, 2015	Antlerless	Designated Areas in GMUs 328-368	40 ^{HC}
Region 3	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, 2014 - Mar. 31, 2015	Antlerless	Designated Areas in Region 3	25 ^{HC}
Rattlesnake Hills	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, 2014 - Feb. 28, 2015	Antlerless	Designated Areas in GMU 372	20 ^{HC}
North Bend	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, 2014 - Mar. 31, 2015	Antlerless	Designated Areas in Elk Area 4601	35 ^{HC}
((Skagit River	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, 2014 - Mar. 31, 2015	Antlerless	Elk Area 4941	30))
Region 4 North	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, 2014 - Mar. 31, 2015	Antlerless	Designated Areas in Whatcom and Skagit counties	((25)) 10 ^{HC}
Region 4 South	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, 2014 - Mar. 31, 2015	Antlerless	Designated Areas in King and Snohomish counties	10 ^{HC}
((Green Mt.	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Jan. 16-30, 2015	Antlerless	Elk Area 5051	5
Mossyrock	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Jan. 16-30, 2015	Antlerless	Elk Area 5052	10))
Pumice Plains	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Oct. ((11-17)) <u>9-15</u>	Antlerless	Elk Area 5063	2
Pumice Plains	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Oct. ((18-24)) <u>17-23</u>	Antlerless	Elk Area 5063	5
((Toledo	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Dec. 21-31	Antlerless	Elk Area 5029	25))
Trout Lake**	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Dec. 15-31	Antlerless	Elk Area 5062	((3)) 5

Master Hunter - Only master hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt. Additional weapon restrictions may be conditioned by the hunt coordinator for each hunt. For those hunts requiring the purchase of a master hunter second tag, one elk may be killed in the unit under the authorization of the special permit.

Hunt Name	Weapon/Tag	Requirements	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
((Grays River	WF, WM, WA/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1-15	Antlerless	Elk Area 5056	5))
Grays River	WF, WM, WA/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 16-30	Antlerless	Elk Area 5056	5
Trout Lake**	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Jan. 1-15, ((2015)) 2016	Antlerless	Elk Area 5062	((3)) 5
Trout Lake**	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Jan. 16-30, ((2015)) 2016	Antlerless	Elk Area 5062	((3)) 5
Region 5	Any western elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, ((2014)) 2015 - Mar. 31, ((2015)) 2016	Antlerless	Designated Areas in Region 5	40 ^{HC}
((North River	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Dec. 16, 2014 - Feb. 28, 2015	Antlerless	Designated Areas in GMU 658	10^{HC})
Region 6	WF, WA, WM/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, 2014 - Mar. 31, 2015	Antlerless	Designated Areas in Region 6	60 ^{HC}

** May only hunt on privately owned lands. Must use only archery or legal shotgun (10 or 12 gauge; slugs only).

HC This is a damage hunt administered by a WDFW designated hunt coordinator. Successful applicants will be contacted on an as-needed basis to help with specific sites of elk damage on designated landowner's property. Not all successful applicants will be contacted in any given year, depending on elk damage activity for that year.

Hunter Education Instructor Incentive Permits				
<ul style="list-style-type: none"> Special elk permits will be allocated through a random drawing to those hunter education instructors who qualify. Permit hunters must use archery equipment during archery seasons, muzzleloader equipment or archery equipment during muzzleloader seasons, and any legal weapon during modern firearm seasons. Hunter orange is required during modern firearm seasons. Except for online class incentive permits and chief instructor incentive permits, qualifying hunter education instructors must be certified and have been in active status for a minimum of three consecutive years, inclusive of the year prior to the permit drawing. ((Instructors who are drawn, accept a permit denoted with (*) below, and are able to participate in the hunt, will not be eligible for those specific incentive permits for a period of ten years thereafter.)) Permittees may purchase a second license for use with the permit hunt only. Qualified hunter education instructors may only receive one incentive permit each year. 				
Area	Dates	Restrictions	GMUs	Permits
((Region-3))	All general season and permit seasons established for GMUs included with the permit. Not eligible for seasons and permits for auction hunts; raffle hunts; and hunts for master hunters, youth hunters, hunters with disabilities, or hunters 65 years and older, unless the hunter education instructor legally qualifies for such hunts.	((Any elk	GMUs 336-368	1*))
Region 3		Any elk	GMUs 336-368	((1)) 2
((Region-5))		((Any elk	All 500 series GMUs EXCEPT GMU 522	3*))
Region 5		Any elk	All 500 series GMUs EXCEPT GMU 522	((1)) 4
Region 6		((3-pt. min.)) Any elk	GMUs 654, 660, 672, 673, 681	1(*))

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-359 ((2014)) 2015 Deer special permits. It is unlawful to fail to comply with the bag, possession, and season limits described below. A violation of this section is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

Deer Special Permit Hunting Seasons (Open to Permit Holders Only)

Hunters must purchase a deer hunting license prior to purchasing a permit application. Hunters may only apply for permits consistent with the tag required for the hunt choice; however, Multiple Season Permit holders may apply for archery, muzzleloader, or modern firearm permit hunts. Hunters drawn for a special permit hunt must comply with weapon restrictions, dates, and other conditions listed for the hunt. Hunters drawn for a special permit designated "Any tag" under the "Weapon/Tag" restriction must use equipment consistent with the requirements of their transport tag and license.

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Kelly Hill White-tailed Buck	Modern	Any	Oct. ((25)) <u>24</u> - Nov. ((23)) <u>22</u>	White-tailed, Any buck	GMU 105	5
Kelly Hill Mule Deer Buck	Modern	Any	Nov. ((8-23)) <u>7-22</u>	Mule deer, 3 pt. min.	GMU 105	1
Douglas White-tailed Buck	Modern	Any	Oct. ((25)) <u>24</u> - Nov. ((23)) <u>22</u>	White-tailed, Any buck	GMU 108	5
Douglas Mule Deer Buck	Modern	Any	Nov. ((8-23)) <u>7-22</u>	Mule deer, 3 pt. min.	GMU 108	1
Aladdin White-tailed Buck	Modern	Any	Oct. ((25)) <u>24</u> - Nov. ((23)) <u>22</u>	White-tailed, Any buck	GMU 111	5
Aladdin Mule Deer Buck	Modern	Any	Nov. ((8-23)) <u>7-22</u>	Mule deer, 3 pt. min.	GMU 111	1
Selkirk Mule Deer Buck	Modern	Any	Nov. ((8-23)) <u>7-22</u>	Mule deer, 3 pt. min.	GMU 113	1
49 Degrees North White-tailed Buck	Modern	Any	Oct. ((25)) <u>24</u> - Nov. ((23)) <u>22</u>	White-tailed, Any buck	GMU 117	5
49 Degrees North Mule Deer Buck	Modern	Any	Nov. ((8-23)) <u>7-22</u>	Mule deer, 3 pt. min.	GMU 117	1
Huckleberry White-tailed Buck	Modern	Any	Oct. ((25)) <u>24</u> - Nov. ((23)) <u>22</u>	White-tailed, Any buck	GMU 121	5
Huckleberry Mule Deer Buck	Modern	Any	Nov. ((8-23)) <u>7-22</u>	Mule deer, 3 pt. min.	GMU 121	1
Mt. Spokane	Modern	Any	Nov. 20-24	White-tailed, Any buck	GMU 124	5
Mica Peak	Modern	Any	Nov. 20-24	White-tailed, 3 pt. min.	GMU 127	5
Cheney	Modern	Any	Nov. 20-24	White-tailed, 3 pt. min.	GMU 130	5
Roosevelt	Modern	Any	Nov. 20-24	White-tailed, 3 pt. min.	GMU 133	5
Step toe	Modern	Any	Nov. 20-24	White-tailed, 3 pt. min.	GMU 139	5
Almota	Modern	Any	Nov. 20-24	White-tailed, 3 pt. min.	GMU 142	5
Dayton	Modern	Any	Nov. 20-24	3 pt. min.	GMU 162	5
Tucannon	Modern	Any	Nov. 20-24	3 pt. min.	GMU 166	2
<u>Wenaha West</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 7-14</u>	<u>Mule deer, 3 pt. min.</u>	<u>GMU 1008</u>	<u>2</u>
Wenaha East	Modern	Any	Nov. 7-14	Mule deer, 3 pt. min.	Deer Area 1009	5
((Wenaha West	Modern	Any	Nov. 7-14	Mule deer, 3 pt. min.	Deer Area 1008	2))
Lick Creek	Modern	Any	Nov. 20-24	3 pt. min.	GMU 175	1
Grande Ronde	Modern	Any	Nov. 20-24	3 pt. min.	GMU 186	1
East Okanogan	Modern	Any	Nov. 1-20	Any buck	GMU 204	10
Sinlahekin	Modern	Any	Nov. 1-20	Any buck	GMU 215	10
Chewuch	Modern	Any	Nov. 1-20	Any buck	GMU 218	20
Pearrygin	Modern	Any	Nov. 1-20	Any buck	GMU 224	20
Gardner	Modern	Any	Nov. 1-20	Any buck	GMU 231	15
Pogue	Modern	Any	Nov. 1-20	Any buck	GMU 233	15
Alta	Modern	Any	Nov. 1-20	Any buck	GMU 242	15
Manson	Modern	Any	Nov. 1-20	Any buck	GMU 243	10
Chiwawa	Modern	Any	Nov. 1-20	Any buck	GMU 245	27
Slide Ridge	Modern	Any	Nov. 1-20	Any buck	GMU 246	11
Entiat	Modern	Any	Nov. 1-20	Any buck	GMU 247	25
Swakane	Modern	Any	Nov. 1-20	Any buck	GMU 250	15
Mission	Modern	Any	Nov. 1-20	Any buck	GMU 251	10
Desert	Modern	Any	Oct. ((25)) <u>24</u> - Nov. ((2)) <u>1</u>	Any buck	GMU 290	16
Desert	Modern	Any	Nov. ((15-23)) <u>14-22</u>	Any buck	GMU 290	5
Naneum	Modern	Any	Nov. ((11-19)) <u>16-24</u>	Any buck	GMU 328	14

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Quilomene	Modern	Any	Nov. ((3-19)) 9-24	Any buck	GMU 329	15
Teanaway	Modern	Any	Nov. ((11-19)) 16-24	Any buck	GMU 335	17
L.T. Murray	Modern	Any	Nov. ((11-19)) 16-24	Any buck	GMUs 336, 340	5
Bethel	Modern	Any	Nov. ((3-19)) 9-24	Any buck	GMU 360	5
Cowiche	Modern	Any	Nov. ((3-19)) 9-24	Any buck	GMU 368	10
Alkali	Modern	Any	Nov. 1-16	Any buck	GMU 371	5
Kahlotus	Modern	Any	Nov. 8-17	Any buck	GMU 381	10
Grayback	Modern	Any	Nov. ((3-23)) 9-24	3 pt. min.	GMU 388	40
Nooksack	Modern	Any	Nov. ((15-20)) 14-19	Any buck	GMU 418	25
Skagit	Modern	Any	Nov. ((15-20)) 14-19	Any buck	GMU 426	10
Sauk	Modern	Any	Nov. ((15-20)) 14-19	2 pt. min.	GMU 437	25
Stillaguamish	Modern	Any	Nov. ((15-20)) 14-19	Any buck	GMU 448	10
Snoqualmie	Modern	Any	Nov. ((15-20)) 14-19	Any buck	GMU 460	10
Green River	Any tag	Any	((Oct. 25-31)) TBD	Any buck	GMU 485	((10)) TBD
<u>Lincoln</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 501</u>	<u>4</u>
<u>Mossyrock</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 505</u>	<u>4</u>
<u>Willapa Hills</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 506</u>	<u>4</u>
<u>Stormking</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 510</u>	<u>1</u>
<u>South Rainier</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 513</u>	<u>1</u>
<u>Packwood</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 516</u>	<u>1</u>
<u>Winston</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 520</u>	<u>4</u>
<u>Ryderwood</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 530</u>	<u>4</u>
<u>Coweeman</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 550</u>	<u>4</u>
<u>Toutle</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 556</u>	<u>1</u>
Lewis River	Modern	Any	Nov. 1-((12)) 18	Any buck	GMU 560	1
Washougal	Modern	Any	Nov. 1-((12)) 18	Any buck	GMU 568	2
Siouxon	Modern	Any	Nov. 1-((12)) 18	Any buck	GMU 572	1
Wind River	Modern	Any	Nov. ((13-25)) 19-24	Any buck	GMU 574	40
West Klickitat	Modern	Any	Nov. ((13-20)) 19-25	3 pt. min.	GMU 578	40
((Sol Due	Modern	Any	Nov. 1-20	Any buck	GMU 607	5))
<u>Mason</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 633</u>	<u>10</u>
Wynoochee	Modern	Any	Nov. ((1-24)) 1-18	Any buck	GMU 648	10
Satsop	Modern	Any	Nov. ((1-24)) 1-18	Any buck	GMU 651	10
<u>White River</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 653</u>	<u>10</u>
Mashel	Modern	Any	Nov. ((1-23)) 1-18	((2 pt. min.)) Any buck	GMU 654	10
<u>North River</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 658</u>	<u>10</u>
Capitol Peak	Modern	Any	Nov. ((1-24)) 1-18	Any buck	GMU 663	10
Skookumchuck	Modern	Any	Nov. ((1-24)) 1-18	Any buck	GMU 667	10
<u>Williams Creek</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Any buck</u>	<u>GMU 673</u>	<u>10</u>
Chiliwist	Archery	Any	Nov. 21-30	Any buck	GMU 239	15
((Entiat	Archery	Any	Nov. 21-30	Any buck	GMU 247	50))
Chiwawa	Archery	Any	Dec. 1-8	Any buck	GMU 245	11
Slide Ridge	Archery	Any	Dec. 1-8	Any buck	GMU 246	3
<u>Entiat</u>	<u>Archery</u>	<u>Any</u>	<u>Nov. 21-30</u>	<u>Any buck</u>	<u>GMU 247</u>	<u>50</u>
Desert	Archery	Any	Sept. 1 - Oct. 7	Any buck	GMU 290	18
Desert	Archery	Any	Nov. 25 - Dec. ((8)) 12	Any buck	GMU 290	((37)) 18
Naneum	Archery	Any	Nov. ((20)) 25 - Dec. 8	Any buck	GMU 328	10
Quilomene	Archery	Any	Nov. ((20)) 25 - Dec. 8	Any buck	GMU 329	5
Teanaway	Archery	Any	Nov. ((20)) 25 - Dec. 8	Any buck	GMU 335	7

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
(L.T. Murray	Archery	Any	Nov. 20 – Dec. 8	Any buck	GMUs 336, 340	2))
West Klickitat	Archery	Any	Nov. ((21-30)) 26 - Dec. 2	3 pt. min.	GMU 578	75
Kitsap	Archery	Any	Nov. ((1-13)) 1-18	Any buck	GMU 627	10
Skokomish	Archery	Any	Nov. ((1-13)) 1-18	((2-pt. min.)) Any buck	GMU 636	10
Blue Mtns. Foothills	Muzzleloader	Any	Nov. ((24)) 25 - Dec. 8	White-tailed, 3 pt. min.	GMUs 149, 154, 162, 166	70
Alta	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 242	20
Chiwawa	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 245	3
Slide Ridge	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 246	1
Mission	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 251	15
Desert	Muzzleloader	Any	Oct. ((11-19)) 10-18	Any buck	GMU 290	2
Teanaway	Muzzleloader	Any	Nov. ((3-10)) 9-15	Any buck	GMU 335	1
L.T. Murray	Muzzleloader	Any	Nov. ((3-10)) 9-15	Any buck	GMUs 336, 340	1
Bald Mountain	Muzzleloader	Any	Nov. ((3-19)) 9-24	Any buck	GMUs 342, 346	2
Naneum	Muzzleloader	Any	Nov. ((3-10)) 9-15	Any buck	GMU 328	1
Quilomene	Muzzleloader	Any	Sept. ((27)) 26 - Oct. ((5)) 4	Any buck	GMU 329	4
West Klickitat	Muzzleloader	Any	Dec. ((1-8)) 3-9	3 pt. min.	GMU 578	75
Olympic	Muzzleloader	Any	Nov. ((1-13)) 1-18	Any buck	GMU 621	((5)) 10

Bucks						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Palouse	Modern	Any	Nov. ((8-19)) 7-19	White-tailed, 3 pt. min.	GMUs 127-142	750
Blue Mtns. Foothills West	Modern	Any	Nov. ((7-19)) 9-19	White-tailed, 3 pt. min.	GMUs 149, 154, 162-166	110
Blue Mtns. Foothills East	Modern	Any	Nov. ((7-19)) 9-19	White-tailed, 3 pt. min.	GMUs 145, 172 (except Deer Area 1040)-181	50
Mayview	Any tag	Any	Nov. 16-19	3 pt. min.	GMU 145	25
Watershed	Any tag	Any	Oct. ((4-15)) 3-14	3 pt. min.	GMU 157	5
Ten Forty	Modern	Any	Oct. ((11-20)) 17-25	3 pt. min.	Deer Area 1040	2
East Okanogan	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 204	50
Sinlahekin	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 215	50
Chewuch	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 218	15
Pearrygin	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 224	15
Gardner	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 231	15
Pogue	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 233	15
Chiliwist	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 239	15
Alta	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 242	15
Ritzville	Modern	Any	Nov. 1-20	Any buck	GMU 284	10
Hoko	Modern	Any	Nov. 1-18	Any buck	GMU 601	5
Sol Duc	Modern	Any	Nov. 1-18	Any buck	GMU 607	5
Goodman	Modern	Any	Nov. 1-18	Any buck	GMU 612	5
Clearwater	Modern	Any	Nov. 1-18	Any buck	GMU 615	5
Quinault Ridge	Modern	Any	Nov. 1-18	Any buck	GMU 638	5
Bear River	Modern	Any	Nov. 1-18	Any buck	GMU 681	5
Long Beach	Modern	Any	Nov. 1-18	Any buck	GMU 684	5

Bucks						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Parker Lake	Archery	Any	Sept. 1-((26)) <u>30</u> and Nov. 25 - Dec. ((9)) <u>15</u>	White-tailed, 4 pt. min. or <u>antlerless</u>	Deer Area 1031	5
Ten Forty	Archery	Any	Sept. 1-14	3 pt. min.	Deer Area 1040	2
Big Bend	Archery	Any	Dec. 1-8	Any buck	GMU 248	10
Ritzville	Archery	Any	Dec. 1-8	Any buck	GMU 284	5
Alkali	Archery	Any	Sept. ((1-24)) <u>1-24</u>	Any buck	GMU 371	3
((Whiteomb	Archery	Any	Sept. 7-12	Any buck	Deer Area 3071	10
Paterson	Archery	Any	Sept. 7-12	Any buck	Deer Area 3072	10))
Parker Lake	Muzzleloader	Any	((Sept. 27- Oct. 5)) Oct. 3- <u>11</u>	White-tailed, 4 pt. min. or <u>antlerless</u>	Deer Area 1031	5
Roosevelt	Muzzleloader	Any	((Sept. 27-Oct. 10)) Oct. 3-16	ONLY 2 pt. x 2 pt. mule deer bucks	GMU 133	25
Harrington	Muzzleloader	Any	((Sept. 27-Oct. 10)) Oct. 3-16	ONLY 2 pt. x 2 pt. mule deer bucks	GMU 136	25
Step toe	Muzzleloader	Any	((Sept. 27-Oct. 10)) Oct. 3-16	ONLY 2 pt. x 2 pt. mule deer bucks	GMU 139	25
Almota	Muzzleloader	Any	((Sept. 27-Oct. 10)) Oct. 3-16	ONLY 2 pt. x 2 pt. mule deer bucks	GMU 142	25
Dayton	Muzzleloader	Any	((Sept. 27-Oct. 5)) Oct. 3-11	3 pt. min.	GMU 162	25
Tucannon	Muzzleloader	Any	((Sept. 27-Oct. 5)) Oct. 3-11	3 pt. min.	GMU 166	10
Wenaha	Muzzleloader	Any	((Sept. 27-Oct. 5)) Oct. 3-11	3 pt. min.	GMU 169	15
Mountain View	Muzzleloader	Any	((Sept. 27-Oct. 5)) Oct. 3-11	3 pt. min.	GMU 172 (except Deer Area 1040)	15
Ten Forty	Muzzleloader	Any	Sept. ((27)) <u>26</u> - Oct. ((5)) <u>4</u>	3 pt. min.	Deer Area 1040	2
Ritzville	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 284	1
Alkali	Muzzleloader	Any	Sept. ((24)) <u>25</u> - Oct. ((10)) <u>11</u>	Any buck	GMU 371	1
Kahlotus	Muzzleloader	Any	Sept. 27 - Oct. 5	Any buck	GMU 381	20
Dickey	Muzzleloader	Any	Nov. 1-18	Any buck	GMU 602	5
Matheny	Muzzleloader	Any	Nov. 1-18	Any buck	GMU 618	5
Copolis	Muzzleloader	Any	Nov. 1-18	Any buck	GMU 642	5

Antlerless						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Mayview	Modern	Any	Nov. 1-12	Antlerless	GMU 145	((35)) <u>65</u>
Prescott	Modern	Any	Nov. 1-12	Antlerless	GMU 149	((50)) <u>100</u>
Blue Creek	Modern	Any	Nov. ((8-19)) <u>9-19</u>	White-tailed, antlerless	GMU 154	30
Dayton	Modern	Any	Nov. ((8-19)) <u>9-19</u>	White-tailed, antlerless	GMU 162	80
Ten Ten	Modern	Any	Nov. 8-19	Antlerless	Deer Area 1010	30
Marengo	Modern	Any	Nov. 1-12	White-tailed, antlerless	GMU 163	50
Marengo	Modern	Any	Nov. 1-12	Antlerless	GMU 163	40
Peola	Modern	Any	Nov. 1-12	Antlerless	GMU 178	50
East Klickitat	Modern	Any	Oct. ((11-24)) <u>17-27</u>	Antlerless	GMU 382	5
Grayback	Modern	Any	Oct. ((11-24)) <u>17-27</u>	Antlerless	GMU 388	5
Lincoln	Modern	Any	Oct. ((11-31)) <u>17-31</u>	Antlerless	GMU 501	15

Antlerless						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Stella	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 504	15
Mossyrock	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 505	30
South Rainier	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 513	10
Winston	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 520	20
Lewis River	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 560	3
Siouxon	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 572	3
Wind River	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 574	3
West Klickitat	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 578	5
((Pysht	Modern	Any	Oct. 11-31	Antlerless	GMU 603	15))
Olympic	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 621	35
<u>Mason</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 17-31</u>	<u>Antlerless</u>	<u>GMU 633</u>	<u>15</u>
Skokomish	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 636	((20)) 10
Wynoochee	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 648	((25)) 10
<u>Skokomish</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 17-31</u>	<u>Antlerless</u>	<u>GMU 651</u>	<u>30</u>
Mashel	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 654	((40)) 30
North River	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 658	((35)) 20
Minot Peak	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 660	20
Capitol Peak	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 663	((5)) 10
Skookumchuck	Modern	Any	Oct. ((41-34)) 17-31	Antlerless	GMU 667	((5)) 30
<u>Williams Creek</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 17-31</u>	<u>Antlerless</u>	<u>GMU 673</u>	<u>10</u>
Entiat	Archery	Any	Nov. 21-30	Antlerless	GMU 247	40
Swakane	Archery	Any	Nov. 21-30	Antlerless	GMU 250	50
Whitcomb	Archery	Any	Sept. ((1-6)) 14-18	Antlerless	Deer Area 3071	10
<u>Whitcomb</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 21-28</u>	<u>Antlerless</u>	<u>Deer Area 3071</u>	<u>10</u>
Paterson	Archery	Any	Sept. ((1-6)) 14-18	Antlerless	Deer Area 3072	10
<u>Paterson</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 21-28</u>	<u>Antlerless</u>	<u>Deer Area 3072</u>	<u>10</u>
Grayback	Archery	Any	Nov. ((26)) 25 - Dec. 8	Antlerless	GMU 388	75
((Sherman	Muzzleloader	Any	Sept. 28 - Oct. 6	White-tailed, antlerless	GMU 104	40))
Selkirk	Muzzleloader	Any	Nov. 25 - Dec. 8	White-tailed, antlerless	GMU 113	15
Prescott	Muzzleloader	Any	Sept. ((27)) 26 - Oct. ((5)) 4	Antlerless	GMU 149	25
Whitcomb	Muzzleloader	Any	((Sept. 15-19)) Aug. 31 - Sept. 5	Antlerless	Deer Area 3071	10
Paterson	Muzzleloader	Any	((Sept. 15-19)) Aug. 31 - Sept. 5	Antlerless	Deer Area 3072	10
((Whiteomb	Muzzleloader	Any	Sept. 22-30	Antlerless	Deer Area 3071	10
Paterson	Muzzleloader	Any	Sept. 22-30	Antlerless	Deer Area 3072	10
East Klickitat	Muzzleloader	Any	Sept. 27 - Oct. 5	Antlerless	GMU 382	5))
Mossyrock	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 505	10
Stormking	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 510	5
South Rainier	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 513	5
Packwood	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 516	5

Antlerless						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Winston	Muzzleloader	Any	((Sept. 27 – Oct. 5)) Oct. 3-11	Antlerless	GMU 520	5
Coweeman	Muzzleloader	Any	((Sept. 27 – Oct. 5)) Oct. 3-11	Antlerless	GMU 550	((30)) 10
Yale	Muzzleloader	Any	((Sept. 27 – Oct. 5)) Oct. 3-11	Antlerless	GMU 554	2
Toutle	Muzzleloader	Any	((Sept. 27 – Oct. 5)) Oct. 3-11	Antlerless	GMU 556	3
West Klickitat	Muzzleloader	Any	((Sept. 27 – Oct. 5)) Oct. 3-11	Antlerless	GMU 578	5
Olympic	Muzzleloader	Any	((Sept. 27 – Oct. 5)) Oct. 3-11	Antlerless	GMU 621	((20)) 40
Mason	Muzzleloader	Any	Oct. 3-11	Antlerless	GMU 633	20
Skokomish	Muzzleloader	Any	Oct. 3-11	Antlerless	GMU 636	10
Wynoochee	Muzzleloader	Any	Oct. 3-11	Antlerless	GMU 648	10
Satsop	Muzzleloader	Any	((Nov. 24 – Dec. 15)) Oct. 3-11	Antlerless	GMU 651	((100)) 30
Mashel	Muzzleloader	Any	((Nov. 24 – Dec. 15)) Oct. 3-11	Antlerless	GMU 654	((50)) 35
North River	Muzzleloader	Any	((Sept. 27 – Oct. 5)) Oct. 3-11	Antlerless	GMU 658	((5)) 20
Minot Peak	Muzzleloader	Any	Oct. 3-11	Antlerless	GMU 660	5
Capitol Peak	Muzzleloader	Any	Oct. 3-11	Antlerless	GMU 663	20
Williams Creek	Muzzleloader	Any	Oct. 3-11	Antlerless	GMU 673	10

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Colville River	Any	Any	Sept. 1 - Dec. 31	White-tailed, antlerless	Deer Area 1035	25
Benge	Any	Any	Dec. 9-31	Antlerless	Deer Area 2010	30
Lakeview	Any	Any	Jan. 1-30, 2015	Antlerless	Deer Area 2011	15
Methow	Any	Any	Sept. 8 - Oct. 9	Antlerless	Deer Area 2012	20
North Okanogan	Any	Any	Sept. 8 - Oct. 9	Antlerless	Deer Area 2013	30
Central Okanogan	Any	Any	Sept. 8 - Oct. 9	Antlerless	Deer Area 2014	30
Omak	Any	Any	Sept. 8 - Oct. 9	Antlerless	Deer Area 2015	25
Conconully	Any	Any	Sept. 8 - Oct. 9	Antlerless	Deer Area 2016	25
((High Prairie	Any	Any	Oct. 11-24	Antlerless	Deer Area 3088	5))
Mt. Spokane	Modern	Any	Oct. ((11-24)) 17-30 and Nov. ((8-19)) 7-19	((White-tailed,)) Antlerless	GMU 124	50
Spokane North	Modern	Any	Oct. ((11-24)) 17-30 and Nov. ((8-19)) 7-19	((White-tailed,)) Antlerless	Deer Area 1050	350
Mica Peak	Modern	Any	Oct. ((11-19)) 17-27	((White-tailed,)) Antlerless	GMU 127	25
Spokane South	Modern	Any	Oct. ((11-19)) 17-27	((White-tailed,)) Antlerless	Deer Area 1060	((125)) 75
Cheney	Modern	Any	Oct. ((11-19)) 17-27	Antlerless	GMU 130	100
Spokane West	Modern	Any	Oct. ((11-19)) 17-27	Antlerless	Deer Area 1070	((75)) 100
Roosevelt	Modern	Any	Oct. ((11-19)) 17-27	Antlerless	GMU 133	150
Harrington	Modern	Any	Oct. ((11-19)) 17-27	Antlerless	GMU 136	150

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Steptoe	Modern	Any	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 139	200
Colfax	Modern	Any	Oct. ((11-19)) <u>17-27</u>	Antlerless	Deer Area 1080	((125)) <u>150</u>
Almota	Modern	Any	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 142	150
Mayview	Modern	Any	Nov. 1-12	Antlerless	GMU 145	35
Blue Creek	Modern	Any	Nov. ((8-19)) <u>9-19</u>	White-tailed, antlerless	GMU 154	30
Ten Ten	Modern	Any	Nov. ((8-19)) <u>9-19</u>	Antlerless	Deer Area 1010	30
East Okanogan	Modern	Any	Oct. ((11-19)) <u>17-27</u>	White-tailed, antlerless	GMU 204	75
Sinlahekin	Modern	Any	Oct. ((11-19)) <u>17-27</u>	White-tailed, antlerless	GMU 215	40
Chewuch	Modern	Any	Oct. ((11-19)) <u>17-27</u>	White-tailed, antlerless	GMU 218	10
Pearrygin	Modern	Any	Oct. ((11-19)) <u>17-27</u>	White-tailed, antlerless	GMU 224	((140)) <u>40</u>
Gardner	Modern	Any	Oct. ((11-19)) <u>17-27</u>	White-tailed, antlerless	GMU 231	10
Pogue	Modern	Any	Oct. ((11-19)) <u>17-27</u>	White-tailed, antlerless	GMU 233	10
Chiliwist	Modern	Any	Oct. ((11-19)) <u>17-27</u>	White-tailed, antlerless	GMU 239	((140)) <u>40</u>
Alta	Modern	Any	Oct. ((11-19)) <u>17-27</u>	White-tailed, antlerless	GMU 242	((140)) <u>40</u>
Big Bend	Modern	Any	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 248	35
Mission	Modern	Any	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 251	10
St. Andrews	Modern	Any	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 254	20
Foster Creek	Modern	Any	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 260	20
Withrow	Modern	Any	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 262	20
Badger	Modern	Any	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 266	15
Desert	Modern	Any	Dec. 13-28	Antlerless	GMU 290	((50)) <u>25</u>
Kahlotus	Modern	Any	Dec. 1-9	Antlerless	GMU 381	20
<u>Orcas</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 17-30 and</u> <u>Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 411</u>	<u>40</u>
Shaw	Modern	Any	Oct. ((11-31)) <u>17-30</u> and Nov. ((13-16)) <u>12-15</u>	Antlerless	GMU 412	20
<u>San Juan</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 17-30 and</u> <u>Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 413</u>	<u>40</u>
Lopez	Modern	Any	Oct. ((11-31)) <u>17-30</u> and Nov. ((13-16)) <u>12-15</u>	Antlerless	GMU 414	40
((Orcas	<u>Modern</u>	<u>Any</u>	<u>Oct. 11-31 and</u> <u>Nov. 13-16</u>	<u>Antlerless</u>	<u>GMU 414</u>	<u>40))</u>
<u>Blakely</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 17-30 and</u> <u>Nov. 12-51</u>	<u>Antlerless</u>	<u>GMU 415</u>	<u>30</u>

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Decatur	Modern	Any	Oct. ((11-31)) 17-30 and Nov. ((13-16)) 12-15	Antlerless	GMU 416	30
((Blakely	Modern	Any	Oct. 11-31 and Nov. 13-16	Antlerless	GMU 415	30))
Cypress	Modern	Any	Oct. ((11-31)) 17-30 and Nov. ((13-16)) 12-15	Antlerless	GMU 417	30
((San Juan	Modern	Any	Oct. 11-31 and Nov. 13-16	Antlerless	GMU 413	40))
Guemes	Modern	Any	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 419	30
Whidbey	Modern	Any	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 420	100
Camano	Modern	Any	Oct. ((11-31)) 17-30 and Nov. ((13-16)) 12-15	Antlerless	GMU 421	30
((Whidbey	Modern	Any	Oct. 11-31 and Nov. 13-16	Antlerless	GMU 420	100))
Vashon-Maury	Modern	Any	Oct. ((11-31)) 17-30 and Nov. ((13-16)) 12-15	Antlerless	GMU 422	100
((Guemes	Modern	Any	Oct. 11-31 and Nov. 13-16	Antlerless	GMU 419	30
Randle	Modern	Any	Oct. 11-31	Antlerless	GMU 503	5
Willapa Hills	Modern	Any	Oct. 11-31	Antlerless	GMU 506	10
Stormking	Modern	Any	Oct. 11-31	Antlerless	GMU 510	15
Packwood-	Modern	Any	Oct. 11-31	Antlerless	GMU 516	15
Ryderwood	Modern	Any	Oct. 11-31	Antlerless	GMU 530	10
Coweeman-	Modern	Any	Oct. 11-31	Antlerless	GMU 550	10
Yale	Modern	Any	Oct. 11-31	Antlerless	GMU 554	10
Washougal	Modern	Any	Oct. 11-31	Antlerless	GMU 568	10))
Anderson	Modern	Any	Oct. ((11-31)) 17-31 and Nov. ((13-16)) 19-22	Antlerless	GMU 655	40
((Kitsap	Modern	Any	Oct. 11-31	Antlerless	GMU 627	10
Masheh	Modern	Any	Oct. 11-31	Antlerless	GMU 654	10
North River	Modern	Any	Oct. 11-31	Antlerless	GMU 658	15))
Deschutes	Modern	Any	Oct. 11-31	Antlerless	GMU 666	40
Mt. Spokane	Archery	Any	Sept. ((1-26)) 1-30 and Nov. 25 - Dec. 15	((White-tailed,)) Antlerless	GMU 124	25
Spokane North	Archery	Any	Sept. 1- 30 and Nov. 25 - Dec. 15	Antlerless	Deer Area 1050	75
Mica Peak	Archery	Any	Sept. ((1-26)) 1-30 and Nov. 25 - Dec. 15	((White-tailed,)) Antlerless	GMU 127	25
Spokane South	Archery	Any	Sept. 1-30 and Nov. 25 - Dec. 15	Antlerless	Deer Area 1060	75
Clarkston	Archery	Any	Nov. 20 - Dec. 31	Antlerless	Deer Area 1021	30
((Spokane North	Archery	Any	Sept. 1-26 and Nov. 25 - Dec. 15	White-tailed, antlerless-	Deer Area 1050	75
Spokane South	Archery	Any	Sept. 1-26 and Nov. 25 - Dec. 15	White-tailed, antlerless-	Deer Area 1060	25))

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Orcas	Archery	Any	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 411	25
Shaw	Archery	Any	((Sept. 1 - 26 and Nov. 26 - Dec. 31)) Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 412	20
San Juan	Archery	Any	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 413	20
Lopez	Archery	Any	((Sept. 1 - 26 and Nov. 26 - Dec. 31)) Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 414	20
((Orcas	Archery	Any	Sept. 1 - 26 and Nov. 26 - Dec. 31	Antlerless	GMU 411	20))
Blakely	Archery	Any	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 415	20
Decatur	Archery	Any	((Sept. 1 - 26 and Nov. 26 - Dec. 31)) Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 416	20
((Blakely	Archery	Any	Sept. 1 - 26 and Nov. 26 - Dec. 31	Antlerless	GMU 415	20))
Cypress	Archery	Any	((Sept. 1 - 26 and Nov. 26 - Dec. 31)) Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 417	20
((San Juan	Archery	Any	Sept. 1 - 26 and Nov. 26 - Dec. 31	Antlerless	GMU 413	20))
Guemes	Archery	Any	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 419	20
Whidbey	Archery	Any	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 420	30
Camano	Archery	Any	((Sept. 1 - 26 and Nov. 26 - Dec. 31)) Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 421	((20) 25
((Whidbey	Archery	Any	Sept. 1 - 26 and Nov. 26 - Dec. 31	Antlerless	GMU 420	20))
Vashon-Maury	Archery	Any	((Sept. 1 - 26 and Nov. 26 - Dec. 31)) Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 422	((20) 30
((Guemes	Archery	Any	Sept. 1 - 26 and Nov. 26 - Dec. 31	Antlerless	GMU 419	20))
Miller	Archery	Any	Dec. 15-30	Antlerless	Deer Area 6020	40

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Anderson	Archery	Any	Sept. ((1-26)) 1-30 and Dec. ((16-31)) 21-31	Antlerless	GMU 655	10
((Miller	Archery	Any	Dec. 15-30	Antlerless	Deer Area 6020	40))
Mt. Spokane	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11	((White-tailed;)) Antlerless	GMU 124	25
Spokane North	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11 and Dec. 9-31	((White-tailed;)) Antlerless	Deer Area 1050	100
Cheney	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11 and Nov. 25 - Dec. 8	Antlerless	GMU 130	25
((Spokane West	Muzzleloader	Any	Sept. 27 - Oct. 5 and Nov. 25 - Dec. 8	Antlerless	Deer Area 1070	25
Colfax	Muzzleloader	Any	Sept. 27 - Oct. 5 and Nov. 25 - Dec. 8	Antlerless	Deer Area 1080	75))
Roosevelt	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11 and Nov. 25 - Dec. 8	Antlerless	GMU 133	25
Harrington	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11 and Nov. 25 - Dec. 8	Antlerless	GMU 136	25
Colfax	Muzzleloader	Any	Oct. 3-11 and Nov. 25 - Dec. 8	Antlerless	Deer Area 1080	50
Mayview	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 145	30
Chiwawa	Muzzleloader	Any	Sept. 27 - Oct. 5	Antlerless	GMU 245	10
Swakane	Muzzleloader	Any	Sept. 27 - Oct. 5	Antlerless	GMU 250	5
Mission	Muzzleloader	Any	Sept. 27 - Oct. 5	Antlerless	GMU 251	5
Foster Creek	Muzzleloader	Any	Sept. 27 - Oct. 5	Antlerless	GMU 260	10
Moses Coulee	Muzzleloader	Any	Sept. 27 - Oct. 5	Antlerless	GMU 269	10
Lakeview	Muzzleloader	Any	Nov. 1-18	Antlerless	Deer Area 2011	5
Orcas	Muzzleloader	Any	Sept. 26 - Oct. 4 and Nov. 26 - Dec. 14	Antlerless	GMU 411	20
Shaw	Muzzleloader	Any	Sept. ((27)) 26 - Oct. ((5)) 4 and Nov. ((27)) 26 - Dec. ((15)) 14	Antlerless	GMU 412	20
San Juan	Muzzleloader	Any	Sept. 26 - Oct. 4 and Nov. 26 - Dec. 14	Antlerless	GMU 413	20
Lopez	Muzzleloader	Any	Sept. ((27)) 26 - Oct. ((5)) 4 and Nov. ((27)) 26 - Dec. ((15)) 14	Antlerless	GMU 414	20
((Orcas	Muzzleloader	Any	Sept. 27 - Oct. 5 and Nov. 27 - Dec. 15	Antlerless	GMU 411	20))
Blakely	Muzzleloader	Any	Sept. 26 - Oct. 4 and Nov. 26 - Dec. 14	Antlerless	GMU 415	20
Decatur	Muzzleloader	Any	Sept. ((27)) 26 - Oct. ((5)) 4 and Nov. ((27)) 26 - Dec. ((15)) 14	Antlerless	GMU 416	20
((Blakely	Muzzleloader	Any	Sept. 27 - Oct. 5 and Nov. 27 - Dec. 15	Antlerless	GMU 415	20))

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Cypress	Muzzleloader	Any	Sept. ((27)) 26 - Oct. ((5)) 4 and Nov. ((27)) 26 - Dec. ((15)) 14	Antlerless	GMU 417	20
((San Juan	Muzzleloader	Any	Sept. 27 - Oct. 5 and Nov. 27 - Dec. 15	Antlerless	GMU 413	20))
Guemes	Muzzleloader	Any	Sept. 26 - Oct. 4 and Nov. 26 - Dec. 14	Antlerless	GMU 419	20
Whidbey	Muzzleloader	Any	Sept. 26 - Oct. 4 and Nov. 26 - Dec. 14	Antlerless	GMU 420	20
Camano	Muzzleloader	Any	Sept. ((27)) 26 - Oct. ((5)) 4 and Nov. ((27)) 26 - Dec. ((15)) 14	Antlerless	GMU 421	20
((Whidbey	Muzzleloader	Any	Sept. 27 - Oct. 5 and Nov. 27 - Dec. 15	Antlerless	GMU 420	20))
Vashon-Maury	Muzzleloader	Any	Sept. ((27)) 26 - Oct. ((5)) 4 and Nov. ((27)) 26 - Dec. ((15)) 14	Antlerless	GMU 422	20
((Guemes	Muzzleloader	Any	Sept. 27 - Oct. 5 and Nov. 27 - Dec. 15	Antlerless	GMU 419	20
Yale	Muzzleloader	Any	Sept. 27 - Oct. 5	Antlerless	GMU 554	2
Washougal	Muzzleloader	Any	Sept. 27 - Oct. 5	Antlerless	GMU 568	10))
Anderson	Muzzleloader	Any	((Sept. 27 - Oct. 5)) Oct. 3-11 and Nov. ((27)) 22 - Dec. 15	Antlerless	GMU 655	5

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
((Ferry	Modern	Youth	Oct. 11-24	Antlerless	GMU 101	25))
Blue Mtns. Foothills West	Modern	Youth	Oct. ((11-19)) 17-25	Antlerless	GMUs 149, 154, 163, Deer Area 1010	((30)) 40
((49 Degrees North	Modern	Youth	Oct. 11-15	White-tailed, antlerless	GMU 117	20
Huckleberry	Modern	Youth	Oct. 11-15	White-tailed, antlerless	GMU 121	20))
Blue Mtns. Foothills East	Modern	Youth	Oct. ((11-19)) 17-25	Antlerless	GMUs 145, 172 (except Deer Area 1040)-181	((20)) 30
Tucannon	Modern	Youth	Oct. ((11-19)) 17-25	White-tailed, antlerless	GMU 166	10
Ten Forty	Modern	Youth	Oct. 10-18	Antlerless	Deer Area 1040	5
East Okanogan	Modern	Youth	Oct. ((11-19)) 10-18	Antlerless	GMU 204	30
Wannacut	Modern	Youth	Oct. ((11-19)) 10-18	Antlerless	GMU 209	10
Sinlahekin	Modern	Youth	Oct. ((11-19)) 10-18	Antlerless	GMU 215	10
Chewuch	Modern	Youth	Oct. ((11-19)) 10-18	Antlerless	GMU 218	10
Pearrygin	Modern	Youth	Oct. ((11-19)) 10-18	Antlerless	GMU 224	((10)) 50
Gardner	Modern	Youth	Oct. ((11-19)) 10-18	Antlerless	GMU 231	10
Pogue	Modern	Youth	Oct. ((11-19)) 10-18	Antlerless	GMU 233	10
Chiliwist	Modern	Youth	Oct. ((11-19)) 10-18	Antlerless	GMU 239	((10)) 50
Alta	Modern	Youth	Oct. ((11-19)) 10-18	Antlerless	GMU 242	((10)) 50
Chiwawa	Modern	Youth	Oct. ((11-19)) 17-27	Antlerless	GMU 245	10
Entiat	Modern	Youth	Oct. ((11-19)) 17-27	Antlerless	GMU 247	10

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Swakane	Modern	Youth	Oct. ((11-19)) 17-27	Antlerless	GMU 250	5
Mission	Modern	Youth	Oct. ((11-19)) 17-27	Antlerless	GMU 251	15
Bridgeport	Modern	Youth	Oct. ((11-19)) 17-27	Antlerless	GMUs 248, 260	20
Palisades	Modern	Youth	Oct. ((11-19)) 17-27	Antlerless	GMUs 266, 269	20
Beezley	Modern	Youth	Oct. ((11-19)) 17-27	Antlerless	GMU 272	30
Benge	Modern	Youth	Oct. 30 - Nov. 7	Antlerless	Deer Area 2010	30
Desert	Modern	Youth	Dec. 13-28	Antlerless	GMU 290	5
Horse Heaven Hills	Modern	Youth	Oct. ((11-24)) 17-27	Antlerless	GMU 373	10
Ringold	Modern	Youth	Oct. ((11-19)) 17-27	Antlerless	GMU 379	10
Kahlotus	Modern	Youth	Oct. ((11-19)) 17-27	Antlerless	GMU 381	10
East Klickitat	Modern	Youth	Oct. ((11-24)) 17-27	Any buck	GMU 382	5
East Klickitat	Modern	Youth	Oct. ((11-24)) 17-27	Antlerless	GMU 382	((20)) 10
East Klickitat	Modern	Youth	Dec. 21 - Jan. 1, ((2015)) 2016	Antlerless	GMU 382	10
East Klickitat	Modern	Youth	Jan. 16-31, ((2015)) 2016	Antlerless	GMU 382	10
((East Klickitat	Modern	Youth	Feb. 8-18, 2015	Antlerless	GMU 382	40))
Grayback	Modern	Youth	Oct. ((11-24)) 17-27	Any buck	GMU 388	5
Grayback	Modern	Youth	Oct. ((11-24)) 17-27	Antlerless	GMU 388	10
Orcas	Modern	Youth	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 411	5
Shaw	Modern	Youth	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 412	2
San Juan	Modern	Youth	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 413	5
Lopez	Modern	Youth	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 414	3
Blakely	Modern	Youth	Oct. 17-30 and Nov. 12-51	Antlerless	GMU 415	2
Decatur	Modern	Youth	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 416	1
Cypress	Modern	Youth	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 417	1
Guemes	Modern	Youth	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 419	1
Whidbey	Modern	Youth	Oct. 17-03 and Nov. 12-15	Antlerless	GMU 420	10
Camano	Modern	Youth	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 421	3
Vashon-Maury	Modern	Youth	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 422	10
Lincoln	Modern	Youth	Oct. ((11-31)) 17-31	Antlerless	GMU 501	10
Randle	Modern	Youth	Oct. 17-31	Antlerless	GMU 503	5
Stella	Modern	Youth	Oct. ((11-31)) 17-31	Antlerless	GMU 504	10
Mossyrock	Modern	Youth	Oct. ((11-31)) 17-31	Antlerless	GMU 505	10
Stormking	Modern	Youth	Oct. ((11-31)) 17-31	Antlerless	GMU 510	10
South Rainier	Modern	Youth	Oct. ((11-31)) 17-31	Antlerless	GMU 513	10
Packwood	Modern	Youth	Oct. ((11-31)) 17-31	Antlerless	GMU 516	10
Winston	Modern	Youth	Oct. ((11-31)) 17-31	Antlerless	GMU 520	10
Coweeman	Modern	Youth	Oct. 17-31	Antlerless	GMU 550	10
Yale	Modern	Youth	Oct. ((11-31)) 17-31	Antlerless	GMU 554	10

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Toutle	Modern	Youth	Oct. ((44-34)) 17-31	Antlerless	GMU 556	((25)) 10
Lewis River	Modern	Youth	Oct. ((44-34)) 17-31	Antlerless	GMU 560	5
Washougal	Modern	Youth	Oct. ((44-34)) 17-31	Antlerless	GMU 568	10
Siouxon	Modern	Youth	Oct. ((44-34)) 17-31	Antlerless	GMU 572	5
Wind River	Modern	Youth	Oct. ((44-34)) 17-31	Antlerless	GMU 574	10
West Klickitat	Modern	Youth	Oct. ((44-34)) 17-31	Any buck	GMU 578	5
West Klickitat	Modern	Youth	Oct. ((44-34)) 17-31	Antlerless	GMU 578	10
Pysh	Modern	Youth	Nov. 1-18	Any buck	GMU 603	5
Minot Peak	Modern	Youth	Nov. 1-18	Any buck	GMU 660	10
Mason	Modern	Youth	Oct. 10-31	Antlerless	GMU 633	10
Skokomish	Modern	Youth	Oct. ((4-34)) 10-31	Antlerless	GMU 636	5
Satsop	Modern	Youth	Oct. ((4-34)) 10-31	Antlerless	GMU 651	((40)) 15
Mashel	Modern	Youth	Oct. ((4-34)) 10-31	Antlerless	GMU 654	((30)) 15
North River	Modern	Youth	Oct. ((4-34)) 10-31	Antlerless	GMU 658	10
Minot Peak	Modern	Youth	Oct. 10-31	Antlerless	GMU 660	10
Capitol Peak	Modern	Youth	Oct. 10-31	Antlerless	GMU 663	5
Skookumchuck	Modern	Youth	Oct. ((4-40)) 10-31	Antlerless	GMU 667	((35)) 15
Skookumchuck	Modern	Youth	Oct. ((4-34)) 10-31	Any buck	GMU 667	20
Olympic	Modern	Youth	Nov. 17-23	Any deer	GMU 621	((40)) 20
Coyle	Modern	Youth	Oct. 10-31	Antlerless	GMU 624	10
Kitsap	Modern	Youth	Nov. 17-23	Any deer	GMU 627	10
Orcas	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 411	4
Shaw	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 412	2
San Juan	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 413	4
Lopez	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 414	3
Blakely	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 415	2
Decatur	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 416	1
Cypress	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 417	1
Guemes	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 419	1
Camano	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 421	3
Whidbey	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 420	10
Vashon-Maury	Archery	Youth	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 422	10
East Okanogan	Muzzleloader	Youth	Sept. 27 - Oct. 5	Antlerless	GMU 204	5
Wannacut	Muzzleloader	Youth	Sept. 27 - Oct. 5	Antlerless	GMU 209	5
Pogue	Muzzleloader	Youth	Sept. 27 - Oct. 5	Antlerless	GMU 233	5
Chilwist	Muzzleloader	Youth	Sept. 27 - Oct. 5	Antlerless	GMU 239	((5)) 15

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Alta	Muzzleloader	Youth	Sept. 27 - Oct. 5	Antlerless	GMU 242	((5)) 15
Mission	Muzzleloader	Youth	Sept. 27 - Oct. 5	Antlerless	GMU 251	5

Senior 65+						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
((49 Degrees North	Modern	65+	Oct. 11-15	White-tailed, antlerless	GMU 117	20
Huckleberry	Modern	65+	Oct. 11-15	White-tailed, antlerless	GMU 121	20))
Blue Mtns. Foothills	Modern	65+	Oct. ((11-19)) 17-25	Antlerless	GMUs 145, 149, 154, 163, Deer Area 1010	30
East Okanogan	Modern	65+	Oct. 11-19	Antlerless	GMU 204	5
Wannacut	Modern	65+	Oct. 11-19	Antlerless	GMU 209	5
Sinlahekin	Modern	65+	Oct. 11-19	Antlerless	GMU 215	5
Chewuch	Modern	65+	Oct. 11-19	Antlerless	GMU 218	5
Pearygin	Modern	65+	Oct. 11-19	Antlerless	GMU 224	((5)) 50
Gardner	Modern	65+	Oct. 11-19	Antlerless	GMU 231	5
Pogue	Modern	65+	Oct. 11-19	Antlerless	GMU 233	5
Chiliwist	Modern	65+	Oct. 11-19	Antlerless	GMU 239	((5)) 50
Alta	Modern	65+	Oct. 11-19	Antlerless	GMU 242	((5)) 50
Chiwawa	Modern	65+	Oct. 11-19	Antlerless	GMU 245	10
Entiat	Modern	65+	Oct. 11-19	Antlerless	GMU 247	10
Swakane	Modern	65+	Oct. 11-19	Antlerless	GMU 250	10
Mission	Modern	65+	Oct. 11-19	Antlerless	GMU 251	10
Bridgeport	Modern	65+	Oct. 11-19	Antlerless	GMUs 248, 260	10
Palisades	Modern	65+	Oct. 11-19	Antlerless	GMUs 266, 269	10
Sunnyside	Modern	65+	Oct. 11-19	Antlerless	GMU 372	10
Horse Heaven Hills	Modern	65+	Oct. 11-24	Antlerless	GMU 373	10
Kahlotus	Modern	65+	Oct. 11-19	Antlerless	GMU 381	10
East Klickitat	Modern	65+	Oct. ((11-24)) 17-27	Antlerless	GMU 382	((15)) 5
Grayback	Modern	65+	Oct. ((11-24)) 17-27	Antlerless	GMU 388	5
Orcas	Modern	65+	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 411	4
Shaw	Modern	65+	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 412	2
San Juan	Modern	65+	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 413	4
Lopez	Modern	65+	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 414	3
Blakely	Modern	65+	Oct. 17-30 and Nov. 12-51	Antlerless	GMU 415	2
Decatur	Modern	65+	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 416	1
Cypress	Modern	65+	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 417	1
Guemes	Modern	65+	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 419	1
Whidbey	Modern	65+	Oct. 17-03 and Nov. 12-15	Antlerless	GMU 420	5

Senior 65+						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Camano	Modern	65+	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 421	3
Vashon-Maury	Modern	65+	Oct. 17-30 and Nov. 12-15	Antlerless	GMU 422	5
Lincoln	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 501	5
Stella	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 504	5
Mossyrock	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 505	15
Stormking	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 510	5
South Rainier	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 513	5
Packwood	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 516	5
Winston	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 520	5
Yale	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 554	5
Toutle	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 556	10
Lewis River	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 560	5
Washougal	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 568	((40)) 5
Siouxon	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 572	5
Wind River	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 574	5
West Klickitat	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 578	5
((Copalis	Modern	65+	Oct. 11-31	Antlerless	GMU 642	20))
Olympic	Modern	65+	Oct. 17-31	Antlerless	GMU 621	20
Mason	Modern	65+	Oct. 17-31	Antlerless	GMU 633	10
Skokomish	Modern	65+	Oct. 17-31	Antlerless	GMU 636	5
Copalis	Modern	65+	Oct. 17-31	Antlerless	GMU 648	5
Satsop	Modern	65+	Oct. 17-31	Antlerless	GMU 651	15
Mashel	Modern	65+	Oct. 17-31	Antlerless	GMU 654	15
North River	Modern	65+	Oct. ((41-31)) 17-31	Antlerless	GMU 658	10
((Williams Creek	Modern	65+	Oct. 11-31	Antlerless	GMU 673	40))
Minot Peak	Modern	65+	Oct. 17-31	Antlerless	GMU 660	10
Capitol Peak	Modern	65+	Oct. 17-31	Antlerless	GMU 663	5
Orcas	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 411	4
Shaw	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 412	2
San Juan	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 413	4
Lopez	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 414	3
Blakely	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 415	2
Decatur	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 416	1
Cypress	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 417	1
Guemes	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 419	1
Whidbey	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 420	5
Camano	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 421	3
Vashon-Maury	Archery	65+	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 422	5

Senior 65+						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Whidbey	Muzzleloader	65+	Sept. 26 - Oct. 4 and Nov. 26 - Dec. 14	Antlerless	GMU 420	<u>2</u>
Vashon-Maury	Muzzleloader	65+	Sept. 26 - Oct. 4 and Nov. 26 - Dec. 14	Antlerless	GMU 422	<u>2</u>

Hunters with Disabilities						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
((49 Degrees North	Modern	Hunter with Disability	Oct. 11-15	White-tailed, antlerless	GMU 117	20
Huckleberry	Modern	Hunter with Disability	Oct. 11-15	White-tailed, antlerless	GMU 121	20))
Blue Mtns. Foothills	Modern	Hunter with Disability	Oct. 17-25	Antlerless	GMUs 145, 149, 154, 163, Deer Area 1010	<u>20</u>
East Okanogan	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 204	5
Wannacut	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 209	5
Sinlahekin	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 215	5
Chewuch	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 218	5
Pearrygin	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 224	((5)) <u>50</u>
Gardner	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 231	5
Pogue	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 233	5
Chiliwist	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 239	((5)) <u>50</u>
Alta	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 242	((5)) <u>50</u>
Chiwawa	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 245	5
Entiat	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 247	5
Mission	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 251	5
Saint Andrews	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 254	5
Bridgeport	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMUs 248, 260	5
Palisades	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMUs 266, 269	5
Beezley	Modern	Hunter with Disability	Oct. ((11-19)) <u>17-27</u>	Antlerless	GMU 272	5
Horse Heaven Hills	Modern	Hunter with Disability	Oct. ((11-24)) <u>17-27</u>	Antlerless	GMU 373	10
Kahlotus	Modern	Hunter with Disability	Nov. 1-9	Antlerless	GMU 381	10
East Klickitat	Modern	Hunter with Disability	Oct. ((11-24)) <u>17-27</u>	Antlerless	GMU 382	((15)) <u>5</u>
Grayback	Modern	Hunter with Disability	Oct. ((11-24)) <u>17-27</u>	Antlerless	GMU 388	5
Orcas	Modern	65+	Oct. 17-30 and Nov. <u>12-15</u>	Antlerless	GMU 411	<u>4</u>

Hunters with Disabilities						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
<u>Shaw</u>	<u>Modern</u>	<u>65+</u>	<u>Oct. 17-30 and Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 412</u>	<u>2</u>
<u>San Juan</u>	<u>Modern</u>	<u>65+</u>	<u>Oct. 17-30 and Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 413</u>	<u>4</u>
<u>Lopez</u>	<u>Modern</u>	<u>65+</u>	<u>Oct. 17-30 and Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 414</u>	<u>3</u>
<u>Blakely</u>	<u>Modern</u>	<u>65+</u>	<u>Oct. 17-30 and Nov. 12-51</u>	<u>Antlerless</u>	<u>GMU 415</u>	<u>2</u>
<u>Decatur</u>	<u>Modern</u>	<u>65+</u>	<u>Oct. 17-30 and Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 416</u>	<u>1</u>
<u>Cypress</u>	<u>Modern</u>	<u>65+</u>	<u>Oct. 17-30 and Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 417</u>	<u>1</u>
<u>Guemes</u>	<u>Modern</u>	<u>65+</u>	<u>Oct. 17-30 and Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 419</u>	<u>1</u>
<u>Whidbey</u>	<u>Modern</u>	<u>65+</u>	<u>Oct. 17-30 and Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 420</u>	<u>5</u>
<u>Camano</u>	<u>Modern</u>	<u>65+</u>	<u>Oct. 17-30 and Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 421</u>	<u>3</u>
<u>Vashon-Maury</u>	<u>Modern</u>	<u>65+</u>	<u>Oct. 17-30 and Nov. 12-15</u>	<u>Antlerless</u>	<u>GMU 422</u>	<u>5</u>
<u>Green River</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. 25-31</u>	<u>Antlerless</u>	<u>GMU 485</u>	<u>5</u>
<u>Lincoln</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 501</u>	<u>2</u>
<u>Stella</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 504</u>	<u>2</u>
<u>Mossyrock</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 505</u>	<u>3</u>
<u>Stormking</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 510</u>	<u>2</u>
<u>South Rainier</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 513</u>	<u>2</u>
<u>Packwood</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 516</u>	<u>2</u>
<u>Winston</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 520</u>	<u>2</u>
<u>Yale</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 554</u>	<u>2</u>
<u>Toutle</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 556</u>	<u>3</u>
<u>Lewis River</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 560</u>	<u>1</u>
<u>Washougal</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 568</u>	<u>5</u>
<u>Siouxon</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 572</u>	<u>2</u>
<u>Wind River</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 574</u>	<u>1</u>
<u>West Klickitat</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. ((11-31)) 17-31</u>	<u>Antlerless</u>	<u>GMU 578</u>	<u>2</u>
<u>((Capitol Peak-</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct. 11-31</u>	<u>Antlerless</u>	<u>GMU 663</u>	<u>20))</u>
<u>Olympic</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct 17-31</u>	<u>Antlerless</u>	<u>GMU 621</u>	<u>10</u>
<u>Mason</u>	<u>Modern</u>	<u>Hunter with Disability</u>	<u>Oct 17-31</u>	<u>Antlerless</u>	<u>GMU 633</u>	<u>5</u>

Hunters with Disabilities						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Satsop	Modern	Hunter with Disability	Oct 17-31	Antlerless	GMU 651	10
Mashel	Modern	Hunter with Disability	Oct 17-31	Antlerless	GMU 654	10
North River	Modern	Hunter with Disability	Oct 17-31	Antlerless	GMU 658	5
Minot Peak	Modern	Hunter with Disability	Oct 17-31	Antlerless	GMU 660	5
Skookumchuck	Modern	Hunter with Disability	Oct. ((4-31)) 17-31	Antlerless	GMU 667	((20)) 10
((North River	Modern	Hunter with Disability	Oct. 11-31	Antlerless	GMU 658	5))
Fall River	Modern	Hunter with Disability	Nov. 1-18	Any buck	GMU 672	10
Orcas	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 411	4
Shaw	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 412	2
San Juan	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 413	4
Lopez	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 414	3
Blakely	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 415	2
Decatur	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 416	1
Cypress	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 417	1
Guemes	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 419	1
Whidbey	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 420	5
Camano	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 421	3
Vashon-Maury	Archery	Hunter with Disability	Aug. 31 - Sept. 25 and Nov. 25 - Dec. 30	Antlerless	GMU 422	5
Wind River	Archery	Hunter with Disability	Sept. ((4-24)) 1-30	Antlerless	GMU 574	1
West Klickitat	Archery	Hunter with Disability	Sept. ((4-24)) 1-30	Antlerless	GMU 578	1
East Okanogan	Muzzleloader	Hunter with Disability	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 204	5
Sinlahekin	Muzzleloader	Hunter with Disability	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 215	5
Gardner	Muzzleloader	Hunter with Disability	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 231	5
Chiwawa	Muzzleloader	Hunter with Disability	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 245	5
Entiat	Muzzleloader	Hunter with Disability	Oct. 3-11	Antlerless	GMU 247	5
Mission	Muzzleloader	Hunter with Disability	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 251	5
((Entiat	Muzzleloader	Hunter with Disability	Sept. 27 - Oct. 5	Antlerless	GMU 247	5))
Saint Andrews	Muzzleloader	Hunter with Disability	((Sept. 27 - Oct. 5)) Oct. 3-11	Antlerless	GMU 254	5

Hunters with Disabilities						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Bridgeport	Muzzleloader	Hunter with Disability	((Sept. 27–Oct. 5)) <u>Oct. 3-11</u>	Antlerless	GMUs 248, 260	5
Palisades	Muzzleloader	Hunter with Disability	((Sept. 27–Oct. 5)) <u>Oct. 3-11</u>	Antlerless	GMUs 266, 269	5
((Capitol Peak	Muzzleloader	Hunter with Disability	Sept. 27–Oct. 5	Antlerless	GMU 663	5))
<u>Orcas</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 411</u>	<u>2</u>
<u>Shaw</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 412</u>	<u>2</u>
<u>San Juan</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 413</u>	<u>2</u>
<u>Lopez</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 414</u>	<u>2</u>
<u>Blakely</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 415</u>	<u>2</u>
<u>Decatur</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 416</u>	<u>1</u>
<u>Cypress</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 417</u>	<u>1</u>
<u>Guemes</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 419</u>	<u>1</u>
<u>Whidbey</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 420</u>	<u>2</u>
<u>Camano</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 421</u>	<u>2</u>
<u>Vashon-Maury</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3-11 and Nov. 26</u> <u>- Dec. 14</u>	<u>Antlerless</u>	<u>GMU 422</u>	<u>2</u>
<u>Olympic</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3 – 11</u>	<u>Antlerless</u>	<u>GMU 621</u>	<u>15</u>
<u>Mason</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3 – 11</u>	<u>Antlerless</u>	<u>GMU 633</u>	<u>5</u>
<u>Wynoochee</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3 – 11</u>	<u>Antlerless</u>	<u>GMU 648</u>	<u>5</u>
<u>Satsop</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3 – 11</u>	<u>Antlerless</u>	<u>GMU 651</u>	<u>10</u>
<u>Mashel</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3 – 11</u>	<u>Antlerless</u>	<u>GMU 654</u>	<u>10</u>
North River	Muzzleloader	Hunter with Disability	((Sept. 27–Oct. 5)) <u>Oct. 3-11</u>	Antlerless	GMU 658	((5)) <u>10</u>
<u>Capitol Peak</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3 – 11</u>	<u>Antlerless</u>	<u>GMU 663</u>	<u>10</u>
<u>Skookumchuck</u>	<u>Muzzleloader</u>	<u>Hunter with Disability</u>	<u>Oct. 3 – 11</u>	<u>Antlerless</u>	<u>GMU 667</u>	<u>10</u>

Master Hunter - Only master hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt. Additional weapon restrictions may be conditioned by the hunt coordinator for each hunt. For those hunts requiring the purchase of a master hunter second tag, one deer may be killed in the unit under the authorization of the special permit.

Hunt Name	Weapon/Tag	Requirements	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Republic	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	Sept. 1 - Dec. 31	Any deer	Designated properties within Deer Area 1030	25 ^{HC}
Region 1	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	Aug. 1, 2014 - March 31, 2015	Antlerless	Designated Areas in Region 1	50 ^{HC}
Region 2	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	Aug. 1, 2014 - March 31, 2015	Antlerless	Designated Areas in Region 2	30 ^{HC}

Master Hunter - Only master hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt. Additional weapon restrictions may be conditioned by the hunt coordinator for each hunt. For those hunts requiring the purchase of a master hunter second tag, one deer may be killed in the unit under the authorization of the special permit.

Hunt Name	Weapon/Tag	Requirements	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Region 3	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	Aug. 1, 2014 - March 31, 2015	Antlerless	Designated Areas in Region 3	((30)) 40 ^{HC}
Region 5	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	Aug. 1, ((2014)) 2015 - March 31, ((2015)) 2016	Antlerless	Designated Areas in ((Region-5)) Klickitat, Skamania, and Clark counties	10 ^{HC}
Region 6	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	Aug. 1, 2014 - March 31, 2015	Antlerless	Designated Areas in Region 6	20 ^{HC}

Hunter Education Instructor Incentive Permits

- Special deer permits will be allocated through a random drawing to those hunter education instructors who qualify.
- Permit hunters must use archery equipment during archery seasons, muzzleloader equipment or archery equipment during muzzleloader seasons, and any legal weapon during modern firearm seasons. Hunter orange is required during modern firearm seasons.
- Except for online class incentive permits and chief instructor incentive permits, qualifying hunter education instructors must be certified and have been in active status for a minimum of three consecutive years, inclusive of the year prior to the permit drawing.

((- Instructors who are drawn, accept a permit denoted with (*) below, and are able to participate in the hunt, will not be eligible for those specific incentive permits for a period of ten years thereafter.))

- Permittees may purchase a second license for use with the permit hunt only.

Qualified hunter education instructors may only receive one incentive permit each year.

Area	Dates	Restrictions	GMUs	Permits
Region 1	All general season and permit seasons established for GMUs included with the permit. Not eligible for seasons and permits for auction hunts; raffle hunts; and hunts for master hunters, youth hunters, hunters with disabilities, or hunters 65 years and older, unless the hunter education instructor legally qualifies for such hunts.	Any white-tailed deer	Any 100 series GMU EXCEPT GMU 157	2((*))
Region 2		Any white-tailed deer	GMUs 204-215	2
Region 2		Any deer	GMUs 215-251	1((*))
Region 2		Any deer	GMU 290	1((*))
Region 3		Any deer	GMUs 335-368, 382, 388	1((*))
Region 4		Any deer	Any 400 series GMU EXCEPT GMUs 485 and 490	2
Region 5		Legal buck for 500 series GMU of choice or antlerless	Any 500 series GMU open for a general deer hunting season or a special deer permit hunting season	6
Region 6	Legal buck for GMU of choice	GMUs 654, 660, 672, 673, 681	1	

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-624 Deer area descriptions. The following areas are defined as deer areas:

Deer Area No. 1008 West Wenaha (Columbia County): That part of GMU 169 west of USFS trail 3112 from Tepee Camp (east fork of Butte Creek) to Butte Creek, and west of Butte Creek to the Washington-Oregon state line.

Deer Area No. 1009 East Wenaha (Columbia, Garfield, Asotin counties): That portion of GMU 169 east of USFS trail 3112 from Tepee Camp (east fork Butte Creek) to Butte Creek, and east of Butte Creek to the Washington-Oregon state line.

Deer Area No. 1010 (Columbia County): GMU 162 excluding National Forest land and the Rainwater Wildlife Area.

Deer Area No. 1021 Clarkston (Asotin County): That portion of GMU 178 beginning at the junction of the Highway 12 bridge and Alpowa Creek; east on Highway 12 to Silcott Road; south and east on Silcott Road to Highway 128; southwest on Highway 128 to McGuire Gulch Road; southeast

along the bottom of McGuire Gulch to Asotin Creek; east on Asotin Creek to the Snake River; north and west on the Snake River to Alpowa Creek; southwest of Alpowa Creek to the Highway 12 bridge and the point of beginning.

Deer Area No. 1030 Republic (Ferry County): That area within 1/2 mile surrounding the incorporated town of Republic.

Deer Area No. 1031 Parker Lake (Pend Oreille County): That area within GMU 117 south of Ruby Creek Rd (USFS Road 2489), north of Tacoma Creek Rd (USFS Road 2389), and west of Bonneville Power Administration power lines. The Parker Lake Deer Area is a protected area for the U.S. Air Force Military Survival Training Program that allows some limited access for special permit hunting.

Deer Area No. 1035 Highway 395 Corridor (Stevens County): That portion of GMU 121 beginning at the intersection of US Highway (Hwy) 395 (State Route 20) and State Route (SR) 25: S on SR 25 to Old Kettle Rd; E on Old Kettle Rd to Mingo Mountain Rd; S on Mingo Mountain Rd to Greenwood Loop Rd; E on Greenwood Loop Rd to the bridge over the Colville River; S on the Colville River to the bridge over Gold Creek Loop/Valley Westside Rd; W and S on Val-

ley Westside Rd to the Orin-Rice Rd; E on Orin-Rice Rd to Haller Creek Rd; S on Haller Creek Rd to Skidmore Rd; E and S on Skidmore Rd to Arden Hill Rd; E on Arden Hill Rd to Townsend-Sackman Rd; S on Townsend-Sackman Rd to Twelve Mile Rd; S on Twelve Mile Rd to Marble Valley Basin Rd; S on Marble Valley Basin Rd to Zimmer Rd; S on Zimmer Rd to Blue Creek West Rd; E on Blue Creek West Rd to Dry Creek Rd; S on Dry Creek Rd to Duncan Rd; E on Duncan Rd to Tetro Rd; S on Tetro Rd to Heine Rd; E and S on Heine Rd to Farm-to-Market Rd; S on Farm-to-Market Rd to Newton Rd (also known as Rickers Lane); E on Newton Rd to US Hwy 395; N on US Hwy 395 to McLean Rd and Twelve Mile Rd (also known as Old Arden Hwy); N on McLean Rd and Twelve Mile Rd to US Hwy 395; N on US Hwy 395 to Old Arden Hwy (again); N on Old Arden Hwy to US Hwy 395; N on US Hwy 395, through the town of Colville, then W on US Hwy 395 (SR 20) to SR 25 and the point of beginning.

Deer Area No. 1040 (Asotin County): That area within GMU 172 designated as the WDFW owned lands (~~(associated with)) managed as the 4-O Ranch Wildlife Area. ((Also includes those portions of Section 1, Township 6N, Range 43E, east of Wenatchee (a.k.a. Menatchee) Creek. Excludes those portions of Section 35, Township 7N, Range 43E, west of Wenatchee (a.k.a. Menatchee) Creek.))~~

Deer Area No. 1050 Spokane North (Spokane County): From the intersection of the Spokane River and the Idaho-Washington state line, N to Hauser Lake Rd, W to Starr Rd, S to Newman Lake Dr, W and N to Foothills Rd, W to Forker Rd, N and W to Hwy 206 (Mt Spokane Park Rd), N to Feehan Rd, N to Randall Rd, W to Day Mt Spokane Rd, N to Big Meadows Rd, W to Madison Rd, N to Tallman Rd, W to Elk-Chattaroy Rd, N to Laurel Rd, E to Conklin Rd, N to Nelson Rd, E to Jackson Rd, N to Oregon Rd, E to Jefferson Rd, N to Frideger Rd, W to Elk-Camden Rd, S to Boundary Rd, N and W to Dunn Rd, S to Oregon Rd, W to Hwy 2, S on US Hwy 2 to the Deer Park-Milan Rd, W on the Deer Park-Milan Rd to US Hwy 395 at the town of Deer Park, NW on US Hwy 395 and W onto Williams Valley Rd, W and S to Hattery Rd (Owens Rd), S and E to Swenson Rd, S to Hwy 291, west to Stone Lodge Rd, west to the Spokane River, E on the Spokane River to the Idaho state border and the point of beginning.

Deer Area No. 1060 Spokane South (Spokane County): That part of GMU 127 beginning at the intersection of Spokane River and Barker Rd Bridge, Barker Rd S to 24 Ave, 24 Ave W to Barker Rd, Barker Rd S to 32 Ave, 32 Ave W to Linke Rd, Linke Rd S and E to Chapman Rd, Chapman Rd S to Linke Rd, Linke Rd S to Belmont Rd, Belmont Rd W to Jackson Rd, Jackson Rd S to Hwy 27 S to Elder Rd, Elder Rd W to Valley Chapel Rd, Valley Chapel Rd S to Spangle Creek Rd, Spangle Creek Rd SW to Hwy 195, Hwy 195 N to I-90, I-90 E to Latah Creek at I-90-Latah Creek Bridge, Latah Creek NE to Spokane River, Spokane River E to the Barker Rd Bridge and the point of beginning.

Deer Area No. 1070 Spokane West (Spokane County): That part of GMU 130 beginning at the intersection of I-90 and Latah Creek at I-90-Latah Creek Bridge, NE to Hwy 195

S on Hwy 195 S to Paradise Rd, Paradise Rd W to Smythe Road, Smythe Road NW to Anderson Rd, Anderson Rd W to Cheney Spokane Rd, Cheney Spokane Rd SW to Hwy 904/1st St in the town of Cheney, 1st SW to Salnave Rd/Hwy 902, Salnave Rd NW to Malloy Prairie Rd, Malloy Prairie Rd W to Medical Lake Tyler Rd, Medical Lake Tyler Rd N to Gray Rd, Gray Rd W then N to Fancher Rd, Fancher Rd NW to Ladd Rd, Ladd Rd N to Chase Rd, Chase Rd E to Espanola Rd, Espanola Rd N turns into Wood Rd, Wood Rd N to Coulee Hite Rd, Coulee Hite Rd E to Seven Mile Rd, Seven Mile Rd E to Spokane River, Spokane River S to Latah Creek, Latah Creek S to I-90 at the Latah Creek Bridge and the point of beginning.

Deer Area No. 1080 Colfax (Whitman County): That part of GMUs 139 and 142 beginning at the intersection of Hwy 195 and Crumbaker Rd, NE on Crumbaker Rd to Brose Rd, E on Brose Rd to Glenwood Rd, S on Glenwood Rd to Hwy 272, SE on Hwy 272 to Clear Creek Rd, SE on Clear Creek Rd to Stueckle Rd, S on Stueckle Rd to Palouse River Rd, E to Kenoyer Rd SE to Abbott Rd, S on Abbott Rd to Parvin Rd, S on Parvin Rd to McIntosh Rd, S on McIntosh Rd to 4 mile Rd/Shawnee Rd, W on Shawnee Rd to Hwy 195, N on Hwy 195 to Prune Orchard Rd, W on Prune Orchard Rd to Almota Rd, S on Almota Rd to Duncan Springs Rd, W and NW on Duncan Springs Rd to Airport Rd, NW on Airport Rd to Fairgrounds Rd, N on Fairgrounds Rd to Endicott Rd, NNW on Endicott Rd to Morley Rd, E and S and E on Morley Rd to Hwy 295 (26), NE on Hwy 295 to West River Dr then follow Railroad Tracks NW to Manning Rd, E on Manning Rd to Green Hollow Rd, E and S on Green Hollow Rd to Bill Wilson Rd, E on Bill Wilson Rd to Hwy 195, S on Hwy 195 to Crumbaker Rd and the point of beginning.

Deer Area No. 2010 Benge (Adams and Whitman counties): That part of GMU 284 beginning at the town of Wash-tucna; north on SR 261 to Weber Road; east on Weber Road to Benzel Road; north on Benzel Road to Wellsandt Road; east on Wellsandt Road to Hills Road; south on Hills Road to Urquhart Road; east on Urquhart Road to Harder Road, East on Harder Road to McCall Road; east on McCall Road to Gering Road; east on Gering Road to Lakin Road; east on Lakin Road to Revere Road; south on Revere Road to George Knott Road; south on George Knott Road to Rock Creek; south along Rock Creek to the Palouse River; south and west along the Palouse River to SR 26; west on SR 26 to Wash-tucna and the point of beginning.

Deer Area No. 2011 Lakeview (Grant County): That part of GMU 272 beginning at the junction of SR 28 and First Avenue in Ephrata; west on First Avenue to Sagebrush Flats Road; west on Sagebrush Flats Road to Norton Canyon Road; north on Norton Canyon Road to E Road NW; north on E Road NW to the Grant-Douglas county line; east along the county line to the point where the county line turns north; from this point continue due east to SR 17; south on SR 17 to SR 28 at Soap Lake; south on SR 28 to the junction with First Avenue in Ephrata and the point of beginning.

Deer Area No. 2012 Methow Valley (Okanogan County): All private land in the Methow Watershed located outside the external boundary of the Okanogan National Forest and north

of the following boundary: Starting where the Libby Creek Road (County road 1049) intersects the Okanogan National Forest boundary; east on road 1049 to State Hwy 153; north on Hwy 153 to the Old Carlton Road; east on the Old Carlton Road to the Texas Creek Road (County road 1543); east on the Texas Creek Road to the Vintin Road (County road 1552); northeast on the Vintin Road to the Okanogan National Forest boundary.

Deer Area No. 2013 North Okanogan (Okanogan County): Restricted to private land only located within the following boundary: Beginning in Tonasket at the junction of Havillah Rd and Hwy 97; NE on Havillah Rd to Dry Gulch Extension Rd; N to Dry Gulch Rd; N on Dry Gulch Rd to Oroville-Chesaw Rd; W on Oroville-Chesaw Rd to Molson Rd; N on Molson Rd to Nine Mile Rd; N and W on Nine Mile Rd to the Canadian border at the old Sidley Town Site; W along the border to the east shore of Lake Osoyoos; S around Lake Osoyoos to the Okanogan River; S along the east bank of the Okanogan River to the Tonasket Fourth Street Bridge; E on Fourth Street to Hwy 97; N on Hwy 97 to point of beginning.

Deer Area No. 2014 Central Okanogan (Okanogan County): Restricted to private land only located within the following boundary: Beginning in Tonasket on the Okanogan River at the Fourth Street Bridge; S along Hwy 7 to Pine Creek Rd; W along Pine Creek Rd to Horse Spring Coulee Rd; W and N on Horse Spring Coulee Rd to Beeman Rd; W on Beeman Rd to North Lemanasky Rd; S along North Lemanasky Rd to Pine Creek Rd; S on Pine Creek Rd to Hagood Cut-off Rd; S on Hagood Cut-off Rd to South Pine Creek Rd; E on South Pine Creek Rd to Hwy 97; S on Hwy 97 to Town of Riverside North Main Street junction; SE on North Main Street to Tunk Valley Rd and the Okanogan River Bridge; E on Tunk Valley Rd to Chewiliken Valley Rd; NE along Chewiliken Valley Rd to Talkire Lake Rd; N on Talkire Lake Rd to Hwy 20; W on Hwy 20 to the junction of Hwy 20 and Hwy 97; N on Hwy 97 to Fourth Street; W on Fourth Street to point of beginning.

Deer Area No. 2015 Omak (Okanogan County): Restricted to private land only located within the following boundary: Beginning at Hwy 97 and Riverside Cut-off road; west on Riverside Cut-off Rd to Conconully Road; south on Conconully Rd to Danker Cut-off road; west on Danker Cut-off road to Salmon Creek Rd; north on Salmon Creek Rd to Spring Coulee Rd; south on Spring Coulee Rd to B&O Road North Rd; southwest on B&O North Rd to Hwy 20; east on Hwy 20 to B&O Rd; south on B&O Rd to the Town of Malott and the bridge over the Okanogan River; north along the west bank of the Okanogan River to the Town of Riverside and the Tunk Valley road bridge; west on Tunk Valley road to State Street in Riverside; south on State Street to 2nd Street; west on 2nd Street to Hwy 97 and the point of beginning.

Deer Area No. 2016 Conconully (Okanogan County): Restricted to private land only located within the following boundary: Beginning at the Conconully town limit at the south edge of Town and the east shore of Conconully Reservoir; south along the east shore of the reservoir to Salmon Creek; south along the east bank of Salmon Creek to Salmon

Creek road at the old Ruby Town site; south on Salmon Creek road to Green Lake road; northeast on Green Lake road to Conconully road; north on Conconully road to the south limit of the Town of Conconully and the point of beginning.

Deer Area No. 3071 Whitcomb (Benton County): That part of GMU 373 made up by the Whitcomb Unit of the Umatilla National Wildlife Refuge.

Deer Area No. 3072 Paterson (Benton County): That part of GMU 373 made up by the Paterson Unit of the Umatilla National Wildlife Refuge.

Deer Area No. 3088 High Prairie (Klickitat County): That portion of GMU 388 (Grayback) that is south of SR 142.

Deer Area No. 3682 Ahtanum (Yakima County): That part of GMU 368 beginning at the power line crossing on Ahtanum Creek in T12N, R16E, Section 15; west up Ahtanum Creek to South Fork Ahtanum Creek; southwest up South Fork Ahtanum Creek to its junction with Reservation Creek; southwest up Reservation Creek and the Yakama Indian Reservation boundary to the main divide between the Diamond Fork drainage and Ahtanum Creek drainage; north along the crest of the main divide between the Diamond Fork drainage and the Ahtanum Creek drainage to Darland Mountain; northeast on US Forest Service Trail 615 to US Forest Service Road 1020; northeast on US Forest Service Road 1020 to US Forest Service Road 613; northeast on US Forest Service Road 613 to US Forest Service Trail 1127; northeast on US Forest Service Trail 1127 to US Forest Service Road 1302 (Jump Off Road), southeast of the Jump Off Lookout Station; northeast on US Forest Service Road 1302 (Jump Off Road) to Hwy 12. Northeast on Hwy 12 to the Naches River. Southeast down the Naches River to Cowiche Creek. West up Cowiche Creek and the South Fork Cowiche Creek to Summitview Ave. Northwest on Summitview Ave to Cowiche Mill Road. West on Cowiche Mill Road to the power line in the northeast corner of T13N, R15E, SEC 13. Southeast along the power line to Ahtanum Creek and the point of beginning.

Deer Area No. 5064: That part of GMU 564 in the Columbia River near the mouth of the Cowlitz River made up of Cottonwood Island and Howard Island.

Deer Area No. 6020 (Clallam and Jefferson counties): Dungeness-Miller Peninsula: That part of GMU 624 west of Discovery Bay and Salmon Creek.

WSR 15-04-099

PROPOSED RULES

DEPARTMENT OF

FISH AND WILDLIFE

[Filed February 2, 2015, 5:35 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-118 on December 3, 2014.

Title of Rule and Other Identifying Information: WAC 232-16-050 Byron Game Reserve, 232-16-070 Arthur S.

Coffin Game Reserve, 232-16-140 Banks Lake Game Reserve, 232-16-200 Grimes Lake Game Reserve, 232-16-295 Rock Lake Game Reserve, 232-16-340 Skagit Delta Game Reserve, 232-16-380 Sprague Lake Game Reserve, 232-16-420 Lake Terrell Game Reserve, 232-16-440 Toppenish Creek Game Reserve (Cort Meyer), 232-16-560 Badger Island Game Reserve, 232-16-570 Foundation Island Game Reserve, 232-16-590 Carnation Farms Game Reserve, 232-16-600 North Potholes Game Reserve, 232-16-610 Snipes Game Reserve, 232-16-620 Lake Tennant Game Reserve, 232-16-640 Winchester Wasteway Game Reserve, 232-16-660 Frenchmen Hills Wasteway Game Reserve, 232-16-700 Swinomish Spit Game Reserve, 232-16-720 Duck Lake (Cormana Lake) Game Reserve, 232-16-730 Coffeepot Lake Game Reserve, 232-16-740 Columbia, Snake, and Yakima River waterfowl, coot, and snipe closures, 232-16-750 Belfair, Hood Canal hunting area restriction, 232-16-770 Shotgun shell restriction areas, 232-16-790 Hayton Game Reserve, 232-16-800 Johnson/Debay's Slough Game Reserve, 232-12-068 Nontoxic shot requirements and 232-28-299 Mandatory report of hunting activity; and repealing WAC 232-16-480 Whidbey Island Game Farm Reserve, 232-16-540 Yakima River Game Reserve, and 232-16-810 Port Susan Bay Canada goose closure.

Hearing Location(s): Civic Center, 411 South Balsam Street, Moses Lake, WA 98837, on March 20-21, 2015, at 8:00 a.m.

Date of Intended Adoption: On or after April 9, 2015.

Submit Written Comments to: Wildlife Program Commission Meeting Public Comments, 600 Capitol Way North, Olympia, WA 98501, e-mail wildthing@dfw.wa.gov, fax (360) 902-2162, by February 24, 2015.

Assistance for Persons with Disabilities: Contact Tami Lininger by March 1, 2015, TTY (800) 833-6388 or (360) 902-2267.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: WAC 232-16-050, 232-16-070, 232-16-140, 232-16-200, 232-16-295, 232-16-340, 232-16-380, 232-16-420, 232-16-440, 232-16-560, 232-16-570, 232-16-590, 232-16-600, 232-16-610, 232-16-620, 232-16-640, 232-16-660, 232-16-700, 232-16-720, 232-16-730, 232-16-740, 232-16-750, 232-16-770, 232-16-790 and 232-16-800, as defined in RCW 77.08.010, a game reserve is a closed area where hunting for all wild animals and wild birds is prohibited. For the past year, the department has been working to clarify and map boundaries of twenty-eight game reserves and other migratory game bird restriction areas contained in chapter 232-16 WAC. As part of this evaluation, the department is recommending removal of several game reserves and closure areas that are no longer functioning for the management purposes for which they were established. In addition, the department is recommending several other amendments in chapter 232-16 WAC to improve the quality of hunting around reserves and Washington department of fish and wildlife (WDFW) wildlife areas.

WAC 232-12-068, in 2009, the commission adopted changes to WAC 232-12-068, which expanded nontoxic shot requirements to all WDFW pheasant release sites beginning with the 2011 season. Since that time, several new pheasant release sites have been added and others have been discontin-

ued. This amendment adds new language referring to all WDFW designated pheasant release sites and removes reference to the list of specific sites, which can change annually.

WAC 232-28-299, obtaining accurate harvest information is an important goal of our management programs for band-tailed pigeon, brant, sea duck, and snow goose populations in Washington. The commission adopted mandatory reporting for these species over the past twenty-five years, and added nonreporting penalties beginning in 2013. These requirements have been included in annual and three year season rules since they were initiated. The proposed amendment adds the current reporting requirements to WAC 232-28-299 Mandatory report of hunting activity, which consolidates mandatory reporting rules for all game species and allows removal of this language from annual and three year season rules.

WAC 232-16-480, 232-16-540 and 232-16-810 are proposed for repeal.

Reasons Supporting Proposal: WAC 232-16-050, 232-16-070, 232-16-140, 232-16-200, 232-16-295, 232-16-340, 232-16-380, 232-16-420, 232-16-440, 232-16-560, 232-16-570, 232-16-590, 232-16-600, 232-16-610, 232-16-620, 232-16-640, 232-16-660, 232-16-700, 232-16-720, 232-16-730, 232-16-740, 232-16-750, 232-16-770, 232-16-790 and 232-16-800, updating, clarifying, and consolidating existing rules.

Removing several game reserves and waterfowl closures because they are no longer functioning for the intended purposes.

Improving quality of hunting around specific reserves and WDFW wildlife areas.

WAC 232-12-068, modifying rule language to provide for annual changes in the list of pheasant release sites, reducing the frequency of rule changes.

WAC 232-28-299, consolidation of all game harvest reporting requirements into one rule.

WAC 232-16-480, 232-16-540 and 232-16-810, these game reserves are no longer functioning for the management purposes for which they were established.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

Statute Being Implemented: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: When filing the permanent rule-making order (CR-103P), the WAC sections containing rule amendments will be consolidated into two or three order typing service (OTS) documents.

Name of Proponent: WDFW, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Nate Pamplin, Natural Resource[s] Building, (360) 902-2515; and Enforcement: Steven Crown, Natural Resource[s] Building, (360) 902-2373.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules apply to recreational hunting and do not affect small business.

A cost-benefit analysis is not required under RCW 34.05.328. This proposal does not involve hydraulics.

February 2, 2015
 Joanna M. Eide
 Rules Coordinator

AMENDATORY SECTION (Amending WSR 10-18-012, filed 8/20/10, effective 9/20/10)

WAC 232-12-068 Nontoxic shot requirements. (1) It is unlawful to possess shot (either in shotshells or as loose shot for muzzleloading) other than nontoxic shot when hunting for waterfowl, coot, or snipe. Nontoxic shot includes the following approved types:

Approved Nontoxic Shot Type*	Percent Composition by Weight
bismuth-tin	97 bismuth, 3 tin
iron (steel)	iron and carbon
iron-tungsten	any proportion of tungsten, >=1 iron
iron-tungsten-nickel	>=1 iron, any proportion of tungsten, up to 40 nickel
tungsten-bronze	51.1 tungsten, 44.4 copper, 3.9 tin, 0.6 iron; and 60 tungsten, 35.1 copper, 3.9 tin, 1 iron
tungsten-iron-copper-nickel	40-76 tungsten, 10-37 iron, 9-16 copper, 5-7 nickel
tungsten-matrix	95.9 tungsten, 4.1 polymer
tungsten-polymer	95.5 tungsten, 4.5 nylon 6 or 11
tungsten-tin-iron	any proportions of tungsten and tin, >=1 iron
tungsten-tin-bismuth	any proportions of tungsten, tin, and bismuth
tungsten-tin-iron-nickel	65 tungsten, 21.8 tin, 10.4 iron, 2.8 nickel
tungsten-iron-polymer	41.5-95.2 tungsten, 1.5-52.0 iron, and 3.5-8.0 fluoropolymer
*Coatings of copper, nickel, tin, zinc, zinc chloride, and zinc chrome on approved nontoxic shot types also are approved.	

The director may adopt additional nontoxic shot types consistent with federal regulations.

(2) It is unlawful to possess shot (either in shotshells or as loose shot for muzzleloading) other than nontoxic shot in the following areas:

- (a) Well's Wildlife Area (Bridgeport Bar Unit);
- (b) Cowlitz Wildlife Area (all units);
- (c) Whatcom Wildlife Area (all units);
- (d) Shillapoo Wildlife Area (all units);
- (e) Skagit Wildlife Area (all units);
- (f) Snoqualmie Wildlife Area (all units);

(g) Sunnyside-Snake River Wildlife Area (Headquarters, Byron and Windmill Ranch units);

(h) Sinlahekin Wildlife Area (Driscoll Island, Hegdahl, and Kline Parcel units);

(i) Olympic Wildlife Area (Chinook and Chehalis units);

(j) South Puget Sound Wildlife Area (Davis Creek (Koopman) Unit).

(3) It is unlawful to possess shot (either in shotshells or as loose shot for muzzleloading), other than nontoxic shot, when hunting for upland game birds (pheasants, quail, chukar, or gray partridge), mourning doves, band-tailed pigeons, or game animals in the following areas:

(a) Chehalis River pheasant release site;

(b) Dungeness Recreation Area;

(c) Hoehn Road pheasant release site;

(d) Hunter Farms pheasant release site;

(e) Raymond Airport pheasant release site;

(f) Two Rivers and Wallula Units of the U.S. Fish and Wildlife Service's McNary National Wildlife Refuge;

(g) All Whidbey Island pheasant release sites.

(4) ~~((Beginning in 2011,))~~ It is unlawful to possess shot (either in shotshells or as loose shot for muzzleloading), other than nontoxic shot, when hunting for upland game birds (pheasant, quail, chukar, and gray partridge), mourning doves, and band-tailed pigeons ~~((on areas where pheasants are released, to include:~~

Asotin Wildlife Area (Hartsoek Unit)	Chelan Wildlife Area (Chelan Butte and Swakane units)	Columbia-Basin Wildlife Area (Banks Lake, Gloyd Seeps, Lower Crab Creek, Quincey Lakes, Warden units)
Sinlahekin Wildlife Area (Chiliwist Unit)	Coloekum Wildlife Area (Headquarters Unit)	Wenas Wildlife Area (Wenas Unit)
Klickitat Wildlife Area (Hill Road Unit)	Seatter Creek Wildlife Area	Sherman Creek Wildlife Area
Skookumehuck Wildlife Area	Steamboat Rock, Fishtrap, John Henley, Willow Bar, Rice Bar, Hartsoek, Mill Creek, Wallula, Peninsula, Hollebeke/Lost Island, Buckshot, Big Flat, and Ringold Pheasant Release sites	Fort Lewis-Belfair Woodland-Creek and Lincoln-Creek Pheasant Release sites))

on all WDFW designated pheasant release sites not listed in subsections (2) and (3) of this section.

AMENDATORY SECTION (Amending WSR 09-17-080, filed 8/14/09, effective 9/14/09)

WAC 232-16-050 Byron Game Reserve (Yakima County). That part of the Byron Ponds ~~((segment))~~ unit of the Sunnyside-Snake River Wildlife Area ~~((department of fish and wildlife lands))~~ east of the Mabton Pressure Pipeline, legally described as the W.1/2 of Section 12 that is north of Highway No. 22 except for the NE1/4 of the SE1/4 of the SW1/4; the NW1/4 of the NW1/4 of the SE1/4 of Section 12; that part of Section 11 east of the Mabton pressure pipeline

and north of Highway No. 22; and that part of Section 2 that is east of said pipeline; all of the above sections being in Twp. 8N., R.23E.W.M.

AMENDATORY SECTION (Amending WSR 79-10-166, filed 10/3/79)

WAC 232-16-070 Arthur S. Coffin Game Reserve (Kittitas County). (~~Arthur S. Coffin Game Reserve shall include those lands within the following described boundary:~~) Beginning at the point where the Brewton Road crosses the south line of Section 19, Twp. 20, N., R21E.W.M.; thence northwesterly along the Brewton Road to the Colockum Pass Road in Section 13, Twp. 20N., R.20E.; thence northerly on the Colockum Pass Road to its junction with the Naneum Lookout Road in Section 13, Twp. 20N., R.20E.; thence westerly along the Naneum Lookout Road to where it crosses the Bonneville Power Line right of way in Section 16, Twp. 20N., R.20E.; thence southwestwardly along the power line to the Colockum Wildlife Recreation Area boundary on the south line of Section 20, Twp. 20N., R.20E.; thence easterly along the south line of Sections 20, 21, 22, 23, 24, Twp. 20N., R.20E., and Section 19, Twp. 20N., R21E.W.M. to the Brewton Road and the point of beginning.

AMENDATORY SECTION (Amending WSR 99-17-034, filed 8/11/99, effective 9/11/99)

WAC 232-16-140 Banks Lake Game Reserve (Grant County). In Township 25N, Range 28E, those parts of sections 9, 10, and 11 and the north 1/2 of sections 14, 15, and 16, lying between State Highway 155 and the west wall of Grand Coulee.

AMENDATORY SECTION (Amending Order, filed 7/29/64; Temporary Regulation 221, filed 9/3/63)

WAC 232-16-200 Grimes Lake Game Reserve (Douglas County). Grimes Lake and all lands within one-quarter mile of Grimes Lake.

AMENDATORY SECTION (Amending Temporary Regulation 240, filed 8/16/65)

WAC 232-16-295 Rock Lake Game Reserve. (~~Whitman County: It shall be unlawful to hunt, take or pursue migratory waterfowl, coot and jaeksnipe~~) On or within 1/4 mile of Rock Lake, Whitman County, except on the lower one mile and the upper one-half mile(~~which shall be open to such hunting~~).

AMENDATORY SECTION (Amending Order, filed 7/29/64; Temporary Regulation 212, filed 10/3/62)

WAC 232-16-340 Skagit Delta Game Reserve (Skagit County). (~~it shall be unlawful to hunt game animals or game birds or to trap fur-bearing animals within the following described boundary:~~)

Beginning at a point on the west bank of Albert Slough at the confluence of said slough and Boom Slough; thence southwestwardly along the west bank of Boom Slough to the

confluence of said slough and Boom-Crooked Cutoff Slough; thence westerly along the north bank of Boom-Crooked Cutoff Slough to the confluence of said slough and Crooked Slough; thence southwestwardly along the north bank of Crooked Slough to the confluence of said slough and Deepwater Slough and east Branch Freshwater-Deepwater Cutoff Slough; thence northwesterly along the north bank of east Branch Freshwater-Deepwater Cutoff Slough to the confluence of said slough and the east Branch Freshwater Slough; thence northerly along the east bank of east Branch Freshwater Slough to the confluence of said slough and Gilbert Hansen Slough; thence northeasterly along the south bank of Gilbert Hansen Slough to the confluence of said slough and Deepwater Slough; thence northeasterly along the south bank of Deepwater Slough to the confluence of said slough and Albert Slough; thence southeasterly along the west bank of Albert Slough to the point of beginning.

AMENDATORY SECTION (Amending WSR 95-18-066, filed 9/1/95, effective 10/2/95)

WAC 232-16-380 Sprague Lake Game Reserve (Adams and Lincoln counties). Beginning at the point where the easterly right of way line of Interstate Highway No. 90 crosses the Lincoln-Adams County line; (~~thence then~~) thence southwestwardly along the easterly right of way line of the freeway to the (~~Keystone Road; thence southerly along the~~) Keystone Road; thence southerly along the easterly boundary of Section 11 (T20N, R37E); thence southerly along the section line to Cow Creek; thence southerly along Cow Creek to Danekas Road; thence easterly and northerly along (~~Danekas Road~~) Danekas Road to the point where it crosses the Adams-Lincoln County line; thence westerly along said county line across Sprague Lake to the easterly right of way line of the freeway and point of beginning.

AMENDATORY SECTION (Amending Temporary Regulation 274, filed 10/6/67)

WAC 232-16-420 Lake Terrell Game Reserve (Whatcom County). (~~it shall be unlawful to hunt game animals, game birds or to trap fur-bearing animals within said area:~~)

All of Lake Terrell in Sections 15 and 16, Twp. 39 north, Range 1 east **except** that portion of the lake within 350 feet of the south line of said sections and, in addition, those uplands owned by the (~~game~~) department in the W1/2 of the SW1/4 of said Section 15, and in the SE1/4 of NE1/4; the NW1/4 of NE1/4; the E1/2 of E1/2 of NE1/4 NE1/4; and the E1/2 of the SW1/4 SW1/4 except the south 350 feet in Section 16, Twp. 39 north, Range 1 east.

AMENDATORY SECTION (Amending WSR 12-18-001, filed 8/22/12, effective 9/22/12)

WAC 232-16-440 Toppenish Creek Game Reserve(+) (Cort Meyer(+)) (Yakima County). Commencing at the NE corner of the SE1/4 of the NW1/4 of Section 26, Township 10, Range 20E.W.M.; thence west one and three-quarters mile to the NW corner of the SE1/4 of the NE1/4 of Section 28, Township 10, Range 20; thence south

one-quarter mile; thence east one-quarter mile; thence south three-quarters mile to the SW corner of the NW1/4 of the NW1/4 of Section 34; thence east three-quarters mile; thence south one-quarter mile; thence east three-quarters mile to center of Section 35; thence north one and one-quarter miles to place of beginning. All in Township 10 north, Range 20E.W.M.

AMENDATORY SECTION (Amending Temporary Regulation 256, (part), filed 9/8/66)

WAC 232-16-560 Badger Island Game Reserve (Walla Walla County). ~~((The following described area in Walla Walla County, state of Washington, is hereby established as a game reserve until further notice by the state game commission, which area shall be known as the BADGER ISLAND GAME RESERVE, and it shall be unlawful to hunt or trap within said area:))~~

That portion of area on or within one-quarter mile of Badger Island lying in Sections 4 and 9, Township 7 north, Range 31E.W.M.

AMENDATORY SECTION (Amending Temporary Regulation 256, (part), filed 9/8/66)

WAC 232-16-570 Foundation Island Game Reserve (Walla Walla County). ~~((The following described area in Walla Walla County, state of Washington, is hereby established as a game reserve until further notice by the state game commission, which area shall be known as the FOUNDATION ISLAND GAME RESERVE, and it shall be unlawful to hunt or trap within said area:))~~

That portion of area on or within one-quarter mile of Foundation Island lying in Section 24, Township 8 north, Range 30E.W.M.

AMENDATORY SECTION (Amending Order 59, filed 9/4/74)

WAC 232-16-590 Carnation Farms Game Reserve (King County). ~~((The following described area in King County, state of Washington, is hereby established as a game reserve by the state game commission which area shall be known as the Carnation Farms Game Reserve, and it shall be unlawful to hunt or trap within said area:))~~

Twp. 25N., Rge. 7E.W.M.; that part of Section 5 lying west of the Snoqualmie River; the northeast quarter and that portion of the southeast quarter of Section 6 that lies north and east of the Carnation Farm Road; the north half and the north half of the south half of Section 8 ~~((; and those portions of government lots 1, 2, and 4 of Section 9 that lie south and west))~~ S and W of the Snoqualmie River; and those areas south and west of the Snoqualmie River that lie north of the south boundary of the N 1/2 of Section 9.

Twp. 26N., Rge. 7E.W.M.; those lands lying south of the Snoqualmie River in the east half of Section 31 and the southeast quarter of Section 32.

AMENDATORY SECTION (Amending WSR 07-17-048, filed 8/9/07, effective 9/9/07)

WAC 232-16-600 North Potholes Game Reserve (Grant County). ~~((Those lands in Grant County within the following described boundary: In T19N, R27E WM; the N.E. 1/4 of Section 32, and the N.E. 1/4 S.E. 1/4 of Section 32, all of Section 33, except the S.W. 1/4 S.W. 1/4, and all of Section 34.))~~

In T18N, R27E WM ~~((;))~~: All of Section 4, except the northernmost 250 yards and the N.W. 1/4 and the N.W. 1/4 N.E. 1/4; all of Section 3, except the northernmost 250 yards; that part of Section 10 north of the Job Corps Dike Rd; that part of Section 9 in the E 1/2 east of the fenceline, beginning at the N.W. corner of Section 9, and then following said fenceline southeasterly to the fence on the northern section line of Section 16 near Job Corps Dike Road; those portions of sections 15 and 16 north of the above mentioned fence to the west end of the Job Corps Dike; and that part of Section 15 north of the Job Corps Dike Road.

All areas of North Potholes Game Reserve located in Sections 9, 10, and 15 are closed to all public access from March 15 through May 30 and from October 1 through February 1.

AMENDATORY SECTION (Amending WSR 04-17-061, filed 8/11/04, effective 9/11/04)

WAC 232-16-610 Snipes Game Reserve (Yakima County). WDFW lands within the following boundary of the Sunnyside Wildlife Area: That portion of T9N, R22E, Section 21 lying north and east of the Yakima River; the SW 1/4 of the NW 1/4 and the NW 1/4 of the SW 1/4 of T9N, R22E, Section 22; and that portion of the SW 1/4 of the SW 1/4 of T9N, R22E, Section 22 lying north and east of the Yakima River.

AMENDATORY SECTION (Amending WSR 80-13-013, filed 9/8/80)

WAC 232-16-620 ((Lake)) Tennant Lake Game Reserve (Whatcom County). ~~((Tennant Lake Game Reserve shall include those lands in Whatcom County within the following described boundary:))~~ That portion of Tennant Lake in T 39N, R 2E, Section 29, and that portion north of an east to west line which lies 800 feet south of and parallel to the north line of Section 32 in the N1/2 NE1/4 in T 39N, R 2E.

AMENDATORY SECTION (Amending WSR 83-18-043, filed 9/1/83)

WAC 232-16-640 Winchester Wasteway Game Reserve (Grant County). ~~((It shall be unlawful to hunt wild animals and wild birds within the following described boundary:))~~ T18N, R25E, Section 12, and the SW 1/4 of T18N, R26E ((and south 1/2)), Section 7. ((960)) 800 acres.

AMENDATORY SECTION (Amending WSR 03-16-087, filed 8/5/03, effective 9/5/03)

WAC 232-16-660 Frenchmen Hills Wasteway Game Reserve (Grant County). ~~((It shall be unlawful to hunt wild animals and wild birds within the following described boundary:))~~ T17N, R27E, the north 1/2, and the north 1/2 of south 1/2 of Section 17. 480 acres.

AMENDATORY SECTION (Amending WSR 11-18-051, filed 8/31/11, effective 10/1/11)

WAC 232-16-700 Swinomish Spit ((Game Reserve) waterfowl, coot, and snipe closure (Skagit County). It ~~((shall be))~~ is unlawful to hunt ~~((wild animals and wild birds))~~ migratory waterfowl, coot, and snipe within the following described boundary November 15 through March 31, and it ~~((shall be))~~ is unlawful to hunt brant at any time within the following described boundary: Beginning at the Burlington Northern railroad tracks on the west shoreline of the Swinomish Channel; thence in a northwesterly direction along the west side of the Swinomish Channel to the reserve boundary sign on the northernmost sand island (48.474801N, 122.530770W (all coordinates NAD83/WGS84)); thence 10,500 feet ENE (east-northeast) to the reserve boundary sign (48.480630N, 122.488388W); thence 1,800 feet SW (southwest) to the reserve boundary sign (48.476983N, 122.493716W); thence 7,000 feet SSW (south-southwest) to the reserve boundary sign on the dike at the south end of Padilla Bay (48.459498N, 122.504967W); thence continue westerly along said dike to the intersection of the Burlington Northern railroad tracks and the east shoreline of the Swinomish Channel; thence continue along said railroad tracks (across swing bridge) to the west shoreline of the Swinomish Channel and the point of beginning.

AMENDATORY SECTION (Amending WSR 90-19-096, filed 9/19/90, effective 10/20/90)

WAC 232-16-720 Duck Lake (Cormana Lake) Game Reserve (Lincoln County). ~~((It shall be unlawful to hunt wild animals and wild birds within the following described boundary: Section 19;))~~ T23N, R35E, Section 19.

AMENDATORY SECTION (Amending WSR 97-18-025, filed 8/25/97, effective 9/25/97)

WAC 232-16-730 Coffeepot Lake Game Reserve (Lincoln County). ~~((In Lincoln County;))~~ All portions of Coffeepot Lake and those public lands within one-quarter mile of ~~((Coffeepot))~~ Coffeepot Lake ~~((; within the following boundary:))~~

T. 23 N., R. 34 E., Section 8, S1/2; Section 18, north of the centerline of Coffeepot Lake and Lake Creek; and Section 9, NW1/4; except those portions described as follows:

Beginning at the northwest corner of Section 9; N 85°29' E a distance of 1,979.01 feet to the true point of beginning, being the northwest property corner; thence S 14°50' W a distance of 462.39 feet; thence S 05°45' E a distance of 240.35 feet; thence S 64°31' E a distance of 129.31 feet; thence N 72°39'

E a distance of 234.96 feet; thence N 87°16' E a distance of 375.86 feet; thence N 32°03' E a distance of 83.27 feet; thence N 63°45' E a distance of 99.49 feet; thence N 33°31' E a distance of 131.75 feet; thence N 15°38' E a distance of 340.15 feet; thence N 83°41' W a distance of 925.64 feet; returning to the northwest property corner which is the true point of beginning. Also, that portion of Lincoln County described in instrument dated January 29, 1980, recorded February 1, 1980, under Auditor's file No. 354421)).

AMENDATORY SECTION (Amending WSR 05-17-098, filed 8/15/05, effective 9/15/05)

WAC 232-16-740 Columbia, Snake, and Yakima River waterfowl, coot, and snipe closures. It ~~((shall be))~~ is unlawful to hunt migratory waterfowl, coot, and ~~((jack snipe))~~ snipe on or within the following described areas:

~~((Section 1.))~~ (1) Waters and land below the mean high water mark of Bachelor Island Slough of the Columbia River ~~((in Clark County)).~~ Bachelor Island Slough is further defined as those waters starting at the south end of the slough at its confluence with the Columbia River, running north along the eastern shore of Bachelor Island to the confluence with Lake River. (Clark County)

~~((Section 2. Klickitat County.))~~ (2) The Columbia River and those lands lying within one-quarter mile of the Columbia River upstream from the railroad bridge at Wishram to the ~~((grain elevator at Roosevelt))~~ U.S. Highway 97 bridge at Maryhill (Klickitat County).

~~((Section 3.))~~ (3) The Columbia River between the mouth of Glade Creek (river channel marker 57) and the old town site of Paterson (river channel marker 67), except the hunting of waterfowl, coot, and snipe is permitted from the main shoreline of the Columbia River in this area. (Benton County)

~~((Section 4.))~~ (4) The Columbia River and those lands lying within one-quarter mile of the Columbia River between the old Hanford townsite (Wooden Tower) ~~((powerline))~~ power line crossing in Section 24, T13N, R27E, to Vernita Bridge (Highway 24). (Benton, Franklin, and Grant counties)

~~((Section 5.))~~ (5) The Columbia River between the public boat launch at Sunland Estates (Wanapum Pool) and a point perpendicular in Kittitas County; upstream to the posted marker 200 yards north of Quilomene Bay and a point perpendicular in Grant County, including islands. (Grant and Kittitas counties)

~~((Section 6.))~~ (6) The Snake River and those lands within one-quarter mile of the Snake River, between the U.S. Highway 12 bridge near Burbank, upstream to a line running between shoreline navigation marker 4 at Levey Park Recreation Area and the Corps of Engineers windmill at Charbonneau Habitat Management Unit. (Franklin and Walla Walla counties)

~~((Section 7.))~~ (7) The Yakima River and those lands lying within one-fourth mile of the Yakima River from the Sunnyside-Mabton Road bridge downstream to the Euclid Road bridge (4 miles). (Yakima County)

~~((Section 8. The Yakima River and those lands lying within one-fourth mile of the Yakima River from the Grant~~

Avenue bridge (steel bridge) north of Prosser downstream 2-1/2 miles, to the powerline.))

AMENDATORY SECTION (Amending WSR 96-18-006, filed 8/22/96, effective 9/22/96)

WAC 232-16-750 ((Belfair, Hood Canal)) Lynch Cove and Union River hunting area restriction (Mason County). Within the SW 1/4 of Section 29, Section 31 (excluding the SW 1/4), and the W 1/2 of Section 32 in T23N, R1W, W.M.: It is unlawful to hunt waterfowl, coot, or snipe in Lynch Cove and the Union River except in ((designated)) blinds designated by the department. ((The western and southern boundaries of this closure are posted with red steel markers. (This includes all of the Washington Department of Fish and Wildlife and Thelar Wetlands lands.))

AMENDATORY SECTION (Amending WSR 98-17-042, filed 8/13/98, effective 9/13/98)

WAC 232-16-770 Shotgun shell restriction areas. (1)

It is unlawful to have in possession more than 15 shotgun shells or to fire (shoot) more than 15 shells in one day on the following areas:

((Section 1. The farmed island segment)) (a) The Island Unit of the Skagit Wildlife Area ((between the south fork of the Skagit River and Fresh Water Slough)) in Skagit County.

((Section 2.)) (b) The Spencer Island Unit of the Snoqualmie Wildlife Area in Snohomish County.

((Section 3. The Welts (West 90)) (c) The Samish Unit of the Skagit Wildlife Area in Skagit County.

(d) The Johnson/DeBay's Slough Hunt Unit of the Skagit Wildlife Area in Skagit County: In Skagit County beginning at the intersection of Francis Road and DeBay Isle Road (N 48.467817 W -122.255143); then northeast approximately 125 feet to a white corner marker (N 48.46818 W -122.254977); then east approximately 250 feet along the parking area fence line to a white corner marker (N 48.468087 W -122.25392); then north along the fence line approximately 334 feet to corner of fence line (N 48.469067 W -122.253787); then east along the fence line approximately 250 feet to a white corner marker (N 48.469081 W -122.252834); then north approximately 2185 feet to orange corner marker (N 48.475024 W -122.252937); then west approximately 1421 feet to the white corner marker (N 48.475072 W -122.26007); then south approximately 1170 feet to the west shoreline of DeBay Slough white corner marker (N 48.471872 W -122.258097); then move easterly and southerly along the west shoreline of DeBay Slough approximately 1850 feet to white corner marker on the south side of DeBay Isle Road (N 48.468225 W -122.260139); then easterly along the south side of DeBay's Isle Road to the intersection of Francis Road and the point of beginning.

(e) The Lower Dungeness Unit of the North Olympic Wildlife Area and all lands managed by the department north of East Anderson Road and west of the Dungeness River in Clallam County.

(2) It is unlawful to have in possession more than 25 shotgun shells or to fire (shoot) more than 25 shells in one day on the Nisqually Unit of the South Puget Sound Wildlife Area in Thurston County.

AMENDATORY SECTION (Amending WSR 97-18-025, filed 8/25/97, effective 9/25/97)

WAC 232-16-790 Hayton Game Reserve (Skagit County). Beginning at the intersection of the west bank of Dry Slough and the Dike District #22 Skagit Bay dike, then east approximately 1330 feet along the south side of the District #22 dike to the intersection of the District #22 dike and the west bank of McDonald's Slough, then north along the west bank of McDonald's Slough to the point where the adjacent farmed field boundary extends west, then ((west)) north-west along the north edge of the farmed field boundary to the point where the farmed field boundary intersects Dry Slough, then across Dry Slough to the west bank of Dry Slough, then south along the west bank of Dry Slough to the point of beginning.

AMENDATORY SECTION (Amending WSR 10-01-036, filed 12/7/09, effective 1/7/10)

WAC 232-16-800 Johnson/Debay's Slough Game Reserve. In Skagit County, beginning at the intersection of Francis Road and Debay's Isle Road (N 48.467817 W -122.255143); then south and west along Francis Road (approximately 3090 feet) to white corner marker (N 48.46450 W -122.26830); then north (approximately 1265 feet) to the middle of Debay's Slough (white corner marker N 48.46748 W -122.26711); then westerly (approximately 2087 feet) along the channel of Debay's Slough to the western tip of the farmed portion of Debay's Island (N 48.47175 W -122.27486); then northerly (approximately 1485 feet) to the south bank of the Skagit River (white corner marker N 48.275 W -122.275); then easterly (approximately 3750 feet) along the south bank of the Skagit River to ((fence line (-)) white corner marker (N 48.47752 W -122.26014); then south ((along fence line (-)) approximately 855 feet((+)) to white corner post (N 48.47503 W -122.26007); then east along ((fence)) tree line (((435 feet) to fence intersection)) to white post (N 48.47507 W -122.25835); ((then south (300 feet) along fence line to existing tree line (white corner marker); then continue south (835 feet))) south through trees to south shoreline of Debay's Slough (white corner marker N 48.47187 W -122.25809); then easterly and southerly along the west shoreline of Debay's Slough (approximately 1770 feet) to the south side of Debay's Isle Road (white corner marker N 48.46822 W -122.25691); then east along the south side of Debay's Isle Road to the intersection of Francis Road and the point of beginning.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 232-16-480 Whidbey Island Game Farm Reserve.
- WAC 232-16-540 Yakima River Game Reserve.
- WAC 232-16-810 Port Susan Bay Canada goose closure.

AMENDATORY SECTION (Amending WSR 10-16-005, filed 7/21/10, effective 8/21/10)

WAC 232-28-299 Mandatory report of hunting activity. (1) All hunters purchasing a hunting license must report their hunting activity for deer, elk, bear, or turkey.

(a) Hunters must report hunting activity, for each tag and permit acquired, by January 31 or within 10 days after the close of an eligible hunt, whichever date is later.

(b) Reports must be made using the department's designated automated telephone hunter reporting system (toll free) or internet hunter reporting system.

(c) ~~((Any))~~ A hunter ((not reporting)) who fails to report hunting activity, for each tag and permit acquired, by the reporting deadline ((will be in noncompliance)) is in violation of reporting requirements.

(d) Compliance will be credited for each transport tag and permit acquired.

(2) As an incentive for prompt reporting, all hunters who report by midnight January 10 or within 10 days after the last day of their permit hunt will be entered into a drawing for special deer and elk incentive permits. To be eligible for the drawing, hunters must report their hunting activity for each transport tag and permit acquired.

(3) A hunter(s) who ((have not reported)) fails to report hunting activity by the reporting deadline for deer, elk, bear, or turkey tags and permits acquired the previous year will be required to pay a \$10 ((penalty before)) administrative fee at the time a new license that includes deer, elk, bear, or turkey tags ((will be)) is issued. ((A hunter may only be penalized a maximum of \$10 during a license year.))

(4) All hunters who purchase a migratory bird authorization must report their hunting activity for each harvest record card issued.

(a) Hunters must report harvest information from band-tailed pigeon harvest record cards by September 30 following the season for which the harvest card was issued. Hunters must report harvest information from brant, sea duck, and snow goose harvest record cards by February 15 following the season for which the harvest card was issued.

(b) Hunters must report migratory bird hunting activity by mailing all harvest record cards to the department at: 600 Capitol Way N, Olympia, WA 98501, or by reporting harvest information at the department's designated internet site listed on the harvest record card.

(c) Any hunter who fails to report, for each harvest record card acquired, by the reporting deadlines is in violation of reporting requirements.

(d) Compliance will be credited for each harvest record card acquired.

(5) A hunter who fails to report hunting activity by the reporting deadlines for band-tailed pigeon, brant, sea duck, or snow goose harvest record card acquired in the previous hunting season must pay a ten-dollar administrative fee at the time a new migratory bird authorization and harvest record card is issued.

(6) A hunter may only be required to pay a maximum of one ten-dollar administrative fee for all game species reporting violations during a license year.

WSR 15-04-101
PROPOSED RULES
HEALTH CARE AUTHORITY
 (Washington Apple Health)
 [Filed February 3, 2015, 7:46 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-15-110.

Title of Rule and Other Identifying Information: WAC 182-512-0770 SSI-related medical—American Indian/Alaska Native excluded income and resources.

Hearing Location(s): Health Care Authority (HCA), Cherry Street Plaza Building, Kiwi Conference Room, CSP 108, 626 8th Avenue, Olympia, WA 98504 (metered public parking is available street side around building. A map is available at http://www.hca.wa.gov/documents/directions_to_csp.pdf or directions can be obtained by calling (360) 725-1000), on March 10, 2015, at 10:00 a.m.

Date of Intended Adoption: Not sooner than March 11, 2015.

Submit Written Comments to: HCA Rules Coordinator, P.O. Box 45504, Olympia, WA 98504-5504, delivery 626 8th Avenue, Olympia, WA 98504, e-mail arc@hca.wa.gov, fax (360) 586-9727, by 5:00 p.m. on March 10, 2015.

Assistance for Persons with Disabilities: Contact Kelly Richters by March 2, 2015, TTY (800) 848-5429 or (360) 725-1307 or e-mail kelly.richters@hca.wa.gov.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The agency is revising the list of income and resource exclusions referenced in this section.

Reasons Supporting Proposal: To bring the rule into compliance with federal law.

Statutory Authority for Adoption: RCW 41.05.021, 41.05.160.

Statute Being Implemented: RCW 41.05.021, 41.05.160; 42 C.F.R. § 431, 435, and 457, and 45 C.F.R. § 155; 42 U.S.C. Chapter 157.

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

Name of Proponent: HCA, governmental.

Name of Agency Personnel Responsible for Drafting: Chantelle Diaz, P.O. Box 42716, Olympia, WA 98504-2716, (360) 725-1842; Implementation and Enforcement: Mick Pettersen, P.O. Box 42710, Olympia, WA 98504-5534, (360) 725-0913.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The joint administrative [rules] review committee has not requested the filing of a small business economic impact statement, and these rules do not impose a disproportionate cost impact on small businesses.

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.

February 2, 2015
 Jason R. P. Crabbe
 Rules Coordinator

AMENDATORY SECTION (Amending WSR 14-07-059, filed 3/14/14, effective 4/14/14)

WAC 182-512-0770 SSI-related medical—American Indian((/)) or Alaska Native excluded income and resources. (1) The agency excludes the following types of income from being considered when determining eligibility for Washington apple health (WAH) categorically needy (CN) and medically needy (MN) SSI-related programs for American Indians((/)) or Alaska Natives:

(a) ~~((Distributions received by an individual Alaska Native or descendant of an Alaska Native from an Alaska Native Regional and Village Corporation pursuant to the Alaska Native Claims Settlement Act, P.L. 92-203 and 100-241, as follows:~~

~~(i) Cash, including cash dividends on stock received from a Native Corporation, to the extent that it does not, in the aggregate, exceed two thousand dollars per person each calendar year;~~

~~(ii) Stock, including stock issued or distributed by a Native Corporation as a dividend or distribution on stock;~~

~~(iii) A partnership interest;~~

~~(iv) Land or an interest in land, including land or an interest in land received from a Native Corporation as a dividend or distribution on stock; and~~

~~(v) An interest in a settlement trust.~~

~~(b) Income received from Indian trust funds or lands held in trust by the Secretary of the Interior for an Indian tribe or individual tribal member, P.L. 98-64, including any interest and investment income accrued while such funds are held in trust;~~

~~(c) Income received from Indian judgment funds held in trust by the Secretary of the Interior or distributed per capita under P.L. 93-134 as amended by P.L. 97-458, including any interest and investment income accrued while such funds are held in trust;~~

~~(d) Up to two thousand dollars per person per calendar year received from individual interests in trust or restricted lands under section 13736 of P.L. 103-66; and~~

~~(e) Income received by members of specific Indian tribes and groups that is excluded by federal law (as more fully listed in Appendix to Subpart K of Title 20, Part 416 of the Code of Federal Regulations) including, but not limited to, the following:~~

~~(i) Payments from an annuity fund established by the Puyallup Tribe of Indians Settlement Act of 1989, P.L. 101-41, made to a Puyallup tribe member upon reaching twenty-one years of age;~~

~~(ii) Payments from the trust fund established by P.L. 101-41 made to a Puyallup tribe member;~~

~~(iii) Payments under the White Earth Reservation Land Settlement Act of 1985, P.L. 99-264, Section 16;~~

~~(iv) Payments made from submarginal land held in trust for certain Indian tribes as designated by P.L. 94-114; and~~

~~(v) Payments under the Senechal Nation Settlement Act, P.L. 101-503.)~~ Distributions from Alaska Native corporations and settlement trusts:

(b) Distributions from any property held in trust, subject to federal restrictions, located within the most recent boundaries of a prior federal reservation, or otherwise under the supervision of the Secretary of the Interior;

(c) Distributions and payments from rents, leases, rights of way, royalties, usage rights, or natural resource extraction and harvest from:

(i) Rights of ownership or possession in any lands described in (b) of this subsection; or

(ii) Federally protected rights regarding off-reservation hunting, fishing, gathering, or usage of natural resources.

(d) Distributions resulting from real property ownership interests related to natural resources and improvements that are:

(i) Located on or near a reservation or within the most recent boundaries of a prior federal reservation; or

(ii) Resulting from the exercise of federally protected rights relating to such real property ownership interests.

(e) Payments resulting from:

(i) Ownership interests in or usage rights to items that have unique religious, spiritual, traditional, or cultural significance; or

(ii) Rights that support subsistence or a traditional lifestyle according to applicable tribal law or custom.

(f) Student financial assistance provided under the Bureau of Indian Affairs education programs; and

(g) Any other applicable income exclusion as provided by federal law, regulation, or rule.

(2) The agency excludes the following types of resources from being considered when determining eligibility for WAH-CN and WAH-MN SSI-related programs for American Indians((/)) or Alaska Natives:

(a) Property, including real property and improvements, that is:

(i) Held in trust, subject to federal restrictions, or otherwise under the supervision of the Secretary of the Interior; and

(ii) Located on a reservation, including any federally recognized Indian tribe's reservation, pueblo, or colony, including:

(A) Former reservations in Oklahoma((-);

(B) Alaska Native regions established by the Alaska Native Claims Settlement Act; and

(C) Indian allotments on or near a reservation as designated and approved by the Bureau of Indian Affairs of the Department of the Interior((-);).

(b) ((For any federally recognized tribe not described in (a) of this subsection,) Property located within the most recent boundaries of a prior federal reservation for any federally recognized tribe not described in (a) of this subsection;

(c) Ownership interests in rents, leases, royalties, or usage rights related to natural resources (including, but not limited to, extraction of natural resources or harvesting of timber, other plants and plant products, animals, fish and shellfish) resulting from the exercise of federally protected rights; and

(d) Ownership interests in or usage rights to items not covered in (a), (b), or (c) of this subsection that have unique religious, spiritual, traditional, or cultural significance or rights that support subsistence or a traditional lifestyle according to applicable tribal law or custom.

(3) When determining eligibility for WAH-CN and WAH-MN SSI-related programs for American Indians((/)) or Alaska Natives, the agency counts ~~((of excluded))~~ or

excludes amounts received by tribal members from exercise of gaming revenues (per capita distributions) that are retained after the month of receipt based on the type of resource in which the money is retained. If the amounts are retained in a countable resource (for example, cash, checking account, or savings account), the agency treats the amounts as a countable resource. If the amounts are converted to an excluded resource (for example, personal property like a refrigerator), the agency treats the amounts as excluded resources.

WSR 15-04-106

PROPOSED RULES

HORSE RACING COMMISSION

[Filed February 3, 2015, 8:41 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-015.

Title of Rule and Other Identifying Information: WAC 260-60-330 Claims to be in amount printed on program.

Hearing Location(s): Auburn City Council Chambers, 25 West Main, Auburn, WA 98002, on March 13, 2015, at 9:30 a.m.

Date of Intended Adoption: March 13, 2015.

Submit Written Comments to: Douglas L. Moore, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, e-mail doug.moore@whrc.state.wa.us, fax (360) 459-6461, by March 9, 2015.

Assistance for Persons with Disabilities: Contact Patty Sorby by March 9, 2015, TTY (360) 459-6462.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Clarifies the procedure on how "claiming prices" are determined and printed on the official program.

Reasons Supporting Proposal: The existing rule is ambiguous as to how and when a claiming price listed on the program is declared in error and the procedure to correct the price.

Statutory Authority for Adoption: RCW 67.16.020.

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

Name of Proponent: [Horse racing commission], governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Douglas L. Moore, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, (360) 459-6462.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Not applicable.

A cost-benefit analysis is not required under RCW 34.05.328. Not applicable.

February 3, 2015
Douglas L. Moore
Executive Secretary

AMENDATORY SECTION (Amending WSR 08-05-088, filed 2/15/08, effective 3/17/08)

WAC 260-60-330 Claims to be in amount printed on program. The claiming price of each horse in a claiming race will be printed on the program. Except as ordered by the stewards, due to error on the claiming price listed on the program or an error in the race office, no claiming price may be changed after a horse has been entered for a race. The claiming price for each horse to be printed on the program will be that which is listed on the entry card on file in the race office.

WSR 15-04-107

PROPOSED RULES

HORSE RACING COMMISSION

[Filed February 3, 2015, 8:42 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-018.

Title of Rule and Other Identifying Information: WAC 260-40-105 Workouts and identification.

Hearing Location(s): Auburn City Council Chambers, 25 West Main, Auburn, WA 98002, on March 13, 2015, at 9:30 a.m.

Date of Intended Adoption: March 13, 2015.

Submit Written Comments to: Douglas L. Moore, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, e-mail doug.moore@whrc.state.wa.us, fax (360) 459-6461, by March 9, 2015.

Assistance for Persons with Disabilities: Contact Patty Sorby by March 9, 2015, TTY (360) 459-6462.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: To remove language referring to "house rules" where the Washington horse racing commission (WHRC) has no enforcement authority.

Reasons Supporting Proposal: The WHRC has no authority to enforce or take action regarding rules implemented by the racing associations.

Statutory Authority for Adoption: RCW 67.16.020.

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

Name of Proponent: [WHRC], governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Douglas L. Moore, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, (360) 459-6462.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Not applicable.

A cost-benefit analysis is not required under RCW 34.05.328. Not applicable.

February 3, 2015
Douglas L. Moore
Executive Secretary

AMENDATORY SECTION (Amending WSR 07-07-010, filed 3/8/07, effective 4/8/07)

WAC 260-40-105 Workouts and identification. (1) No horse may be permitted to enter or start in a race whose recent workouts have not been properly recorded with the commission.

(2) A horse, which has not started for a period of sixty days or more will be ineligible to race until the horse has completed a timed workout approved by the stewards prior to the day of the race in which the horse is entered and the workout must have occurred within thirty days of race day.

~~((a))~~ (3) A horse that has never started in a recognized race must have two official workouts, one of which must be recorded from the starting gate, and at least one workout must have occurred within thirty days of race day.

~~((b) The association may impose more stringent workout requirements prior to entries.~~

~~((3))~~ (4) The trainer or exercise rider must report the name, distance, and starting point, for each horse scheduled for a workout to the clocker immediately prior to working.

~~((4))~~ (5) A horse may not be taken onto the track for training or a workout except during the hours designated by the association. When association grounds are open for training, a licensed clocker or commission clocker must be present for any workouts to be considered official. If no clocker is present, the horse may train, but the workout will not be accepted as an official workout.

~~((5))~~ (6) During a racing association's scheduled race meet and training dates, workouts occurring off the grounds will only be accepted for the purposes of that meet if recorded and submitted to the racing secretary and/or commission by a licensed clocker.

~~((6))~~ (7) The association must furnish to the public information on all official workouts not listed in the daily racing form prior to the start of the race for which the horse is entered.

**WSR 15-04-108
PROPOSED RULES
HORSE RACING COMMISSION**

[Filed February 3, 2015, 8:47 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-22-066.

Title of Rule and Other Identifying Information: WAC 260-70-630 Thresholds.

Hearing Location(s): Auburn City Council Chambers, 25 West Main, Auburn, WA 98002, on March 13, 2015, at 9:30 a.m.

Date of Intended Adoption: March 13, 2015.

Submit Written Comments to: Douglas L. Moore, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, e-mail doug.moore@whrc.state.wa.us, fax (360) 459-6461, by March 9, 2015.

Assistance for Persons with Disabilities: Contact Patty Sorby by March 9, 2015, TTY (360) 459-6462.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Amends the threshold for the substance, xylazine.

Reasons Supporting Proposal: The original threshold for xylazine was not based on current, published research and does not allow for reasonable administration.

Statutory Authority for Adoption: RCW 67.16.020.

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

Name of Proponent: [Horse racing commission], governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Douglas L. Moore, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, (360) 459-6462.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Not applicable.

A cost-benefit analysis is not required under RCW 34.05.328. Not applicable.

February 3, 2015
Douglas L. Moore
Executive Secretary

AMENDATORY SECTION (Amending WSR 14-13-074, filed 6/13/14, effective 7/14/14)

WAC 260-70-630 Threshold levels. (1) Permitted medications.

(a) The following quantitative medications and/or metabolites are permissible in test samples up to the stated concentrations in urine:

Acepromazine - 25 ng/ml
Albuterol - 1 ng/ml
Bupivacaine - 5 ng/ml
Detomidine - 1 ng/ml
Mepivacaine - 10 ng/ml
Omeprozole - 1 ng/ml
Promazine - 25 ng/ml
Pyrilamine - 25 ng/ml

(b) The following quantitative medications and/or metabolites are permissible in test samples up to the stated concentrations in serum or plasma:

Betamethasone - 10 pg/ml
Butorphanol - 2 ng/ml
Clenbuterol - 25 pg/ml
Dantrolene - 100 pg/ml
Dexamethasone - 1 ng/ml
Diclofenac - 5 ng/ml
DMSO - 10 mc/ml
Firocoxib - 40 ng/ml
Glycopyrrrolate - 3 pg/ml
Isoflupredone - 100 pg/ml
Lidocaine - 20 pg/ml
Methocarbamol - 1 ng/ml
Methylprednisolone - 1.3 ng/ml
Prednisolone - 1 ng/ml
*Procaine penicillin - 25 ng/ml
Triamcinolone - 100 pg/ml
Xylazine - ~~((0.0+))~~ 0.5 ng/ml

- * Administration of procaine penicillin to those horses entered must be reported to the commission and may require surveillance up to six hours prior to post time.

(c) The official urine or blood test sample may not contain more than one of the above substances, including their metabolites or analogs, and may not exceed the concentrations established in this rule.

(2) Environmental substances.

(a) Certain substances can be considered "environmental" in that they are endogenous to the horse or that they can arise from plants traditionally grazed or harvested as equine feed or are present in equine feed because of contamination or exposure during the cultivation, processing, treatment, storage, or transportation phases. Certain drugs are recognized as substances of human use and could therefore be found in a horse. The following substances are permissible in test samples up to the stated concentrations:

Arsenic - 0.3 mc/ml urine
 Caffeine - 100 ng/ml serum or plasma
 Benzoyllecgonine - 50 ng/ml urine
 Estradiol - 0.045 mc/ml free + conjugated (5 α -oestrane-3 β ,17 α -diol), in male horses, other than geldings
 Hydrocortisone - 1 mc/ml urine
 Methoxytyramine - 4 mc/ml, free + conjugated urine
 Morphine Glucuronides - 50 ng/ml urine
 Salicylate salicylic acid - 750 mc/ml serum or plasma
 Theobromine - 2 mc/ml urine

(b) If a preponderance of evidence presented shows that a positive test is the result of environmental substance or inadvertent exposure due to human drug use, that evidence should be considered as a mitigating factor in any disciplinary action taken against the trainer.

(3) Androgenic-anabolic steroids.

(a) The following androgenic-anabolic steroids are permissible in test samples up to the stated concentrations:

Boldenone (Equipoise) - 15 ng/ml urine in intact males. No level is permitted in geldings, fillies or mares.

Nandrolone (Durabolin) - 1 ng/ml urine in geldings, fillies, and mares, and for nandrolone metabolite (5 α -oestrane-3 β ,17 α -diol) - 45 ng/ml urine in intact males.

Testosterone - 20 ng/ml urine in geldings. 55 ng/ml urine in fillies and mares. Samples from intact males will not be tested for the presence of testosterone.

(b) All other androgenic-anabolic steroids are prohibited in race horses.

WSR 15-04-109

PROPOSED RULES

HORSE RACING COMMISSION

[Filed February 3, 2015, 8:50 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-16-091.

Title of Rule and Other Identifying Information: WAC 260-70-680 Uniform classification guidelines, 260-70-685

Alphabetical listing of all drugs, medication, and foreign substances, and chapter 260-84 WAC, Penalties.

Hearing Location(s): Auburn City Council Chambers, 25 West Main, Auburn, WA 98002, on March 13, 2015, at 9:30 a.m.

Date of Intended Adoption: March 13, 2015.

Submit Written Comments to: Douglas L. Moore, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, e-mail doug.moore@whrc.state.wa.us, fax (360) 459-6461, by March 9, 2015.

Assistance for Persons with Disabilities: Contact Patty Sorby by March 9, 2015, TTY (360) 459-6462.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: To amend the above sections to move closer to the Association of Racing Commissioners International recommendations and move toward uniformity from jurisdiction to jurisdiction.

Reasons Supporting Proposal: The Washington horse racing commission's (WHRC) current equine medication penalties and listing of therapeutic substances are outdated based on current research. In chapter 260-84 WAC clarification was needed regarding how a licensee remains in compliance with a stay of a suspension regarding a positive sample.

Statutory Authority for Adoption: RCW 67.16.020.

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

Name of Proponent: [WHRC], governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Douglas L. Moore, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, (360) 459-6462.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Not applicable.

A cost-benefit analysis is not required under RCW 34.05.328. Not applicable.

February 3, 2015

Douglas L. Moore
 Executive Secretary

AMENDATORY SECTION (Amending WSR 12-07-006, filed 3/9/12, effective 4/9/12)

WAC 260-70-680 Uniform classification guidelines.

This section classifies drugs, medications, and foreign substances. The names, trade names, classifications, and if applicable a reference to the section containing the permitted threshold are listed alphabetically in WAC 260-70-685. The penalties for violation of this section are in WAC 260-84-110.

(1) Class 1

Class 1 drugs are stimulant and depressant drugs that have the highest potential to affect the performance of a horse, and have no generally accepted medical use. Many of these agents are Drug Enforcement Agency (DEA) Schedule II substances. These include the following drugs and their metabolites: Opiates, opium derivatives, synthetic opioids and psychoactive drugs, amphetamines and amphetamine-like drugs as well as related drugs, including but not limited to apomorphine, nikethamide, mazindol, pemoline, and pentylenetetrazol.

(2) Class 2

Class 2 drugs are drugs/medication/foreign substances that have a high potential to affect the performance of a horse, but less of a potential than class 1 drugs. Class 2 drugs are either not generally accepted as therapeutic agents in racing horses, or are therapeutic agents that have a high potential for abuse.

(3) Class 3

Class 3 drugs are drugs/medication/foreign substances that may or may not have generally accepted medical use in the racing horse, but the pharmacology of which suggests less potential to affect performance than class 2 drugs.

(4) Class 4

Class 4 drugs include therapeutic drugs/medications/foreign substances that would be expected to have less potential to affect the performance of a racing horse than class 3 drugs.

(5) Class 5

Class 5 drugs include those therapeutic medications for which concentration limits have generally been established

by racing jurisdictions as well as certain miscellaneous agents ((such as DMSO)) and other medications. Included are specifically agents that have very localized actions only, such as anti-ulcer drugs and certain anti-allergic drugs. The anticoagulant drugs are also included.

(6) Nonclassified substances

Nonclassified substances are considered to have no effect on the physiology of a horse, except to improve nutrition or treat or prevent infections or parasite infestations. These substances normally include antimicrobials, antiparasitic drugs, and nutrients such as vitamins.

(7) Substances denoted with a "*" are medications that are currently being studied at a national level to establish thresholds, currently have an established threshold, or could be considered an environmental contaminate based on the level reported. In the instance of a positive reported for these medications the stewards may use this as mitigating circumstances, taking into account the level reported, when ruling on the violation.

AMENDATORY SECTION (Amending WSR 12-07-006, filed 3/9/12, effective 4/9/12)

WAC 260-70-685 Alphabetical listing of all drugs, medications, and foreign substances. This section contains an alphabetical listing of all drugs, medications and foreign substances classified in WAC 260-70-680.

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Acebutolol	Sectral	3	<u>A</u>
Acecarbromal		2	<u>A</u>
Acenocoumarol		5	<u>C</u>
*Acepromazine	Atrovet, Notensil, PromAce©	3	((WAC 260-70-630 (1)(a))) <u>B</u>
Acetaminophen (Phenacetin)	Tylenol, Temptra, etc.	4	<u>C</u>
Acetanilid		4	<u>B</u>
Acetazolamide	Diamox, Vetamos	4	<u>B</u>
Acetophenazine	Tindal	2	<u>A</u>
Acetophenetidin (Phenacetin)		4	<u>B</u>
Acetylsalicylic acid (Aspirin)		4	<u>C</u>
Aclomethasone	Aclovate	4	<u>C</u>
Adinazolam		2	<u>A</u>
Adrenochrome monoremicarbazone salicylate		4	<u>B</u>
*Albuterol (Salbutamol)	Proventil Ventolin	3	((WAC 260-70-630 (1)(a))) <u>B</u>
Alclofenac		2	<u>A</u>
Alcuronium	Alloferin	2	<u>A</u>
Aldosterone	Aldocortin, Electro cortin	4	<u>B</u>
Alfentanil	Alfenta	1	<u>A</u>
Almotriptan	Axert	3	<u>A</u>
Alphaprodine	Nisentil	2	<u>A</u>
Alpidem	Anaxyl	2	<u>A</u>
Alprazolam	Xanax	2	<u>A</u>
Alprenolol		3	<u>A</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Althesin	Saffan	2	<u>A</u>
(Amisulpride)	Solian	2))	
Ambenonium	Mytelase, Myeuran	3	<u>B</u>
Ambroxol	Ambiril, etc.	4	<u>C</u>
Amcinonide	Cyclocort	4	<u>C</u>
Amiloride	Moduretic; Midamor	4	<u>B</u>
Aminocaproic acid	Amicar, Caprocid	4	<u>C</u>
Aminodarone		4	<u>B</u>
2-Aminoheptaine	Tuamine	4	<u>B</u>
Aminophylline	Aminophyllin, etc.	3	<u>B</u>
Aminopyrine		4	<u>B</u>
<u>Aminorex</u>	<u>Aminoxafen, Aminoxaphen, Apiquel, McN-742, Menocil</u>	<u>1</u>	<u>A</u>
Amisometradine	Rolictron	4	<u>B</u>
Amisulpride	Solian	2	<u>A</u>
Amitraz	Mitaban	3	<u>A</u>
Amitriptyline	Elavil, Amitril, Endep	2	<u>A</u>
Amlopidine	Norvasc, Ammivin	((2)) <u>4</u>	<u>B</u>
Amobarbital	Amytal	2	<u>A</u>
Amoxapine	Asendin	2	<u>A</u>
Amperozide		2	<u>A</u>
Amphetamine		1	<u>A</u>
Amrinone		4	<u>B</u>
Amyl nitrite		3	<u>A</u>
Anileridine	Leritine	1	<u>A</u>
Anilopam	Anisine	2	<u>A</u>
Anisindione		5	<u>C</u>
Anisotropine	Valpin	4	<u>B</u>
Antipyrine		4	<u>B</u>
Apazone (Azapropazone)	Rheumox	4	<u>B</u>
Apomorphine		1	<u>A</u>
Aprindine		4	<u>B</u>
Aprobarbital	Alurate	2	<u>A</u>
Arecoline		3	<u>A</u>
Arformoterol		3	<u>A</u>
Articaine	Septocaine; Ultracaine, etc.	2	<u>A</u>
Atenolol	Tenormin	3	<u>B</u>
Atomoxetine	Strattera	2	<u>A</u>
Atracurium	Tracrium	2	<u>A</u>
Atropine		3	<u>B</u>
Azacylonol	Frenque	2	<u>A</u>
Azaperone	Stresnil, Suicalm, Fentaz (with Fentanyl)	2	<u>A</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Baclofen	Lioresal	4	<u>B</u>
Barbital	Veronal	2	<u>A</u>
Barbiturates		2	<u>A</u>
Beclomethasone	Propaderm	4	<u>C</u>
Bemegride	Megimide, Mikedimide	2	<u>A</u>
Benazeprilat, Benazepril and MC-tab	Lotrel, Lotensin	3	<u>A</u>
Bendroflumethiazide	Naturetin	4	<u>B</u>
Benoxaprofen		2	<u>A</u>
Benoxinate	Dorascaine	4	<u>C</u>
Benperidol	Anquil	2	<u>A</u>
Bentazepam	Tiadipona	2	<u>A</u>
Benzactizine	Deprol, Bronchodiletten	2	<u>A</u>
Benzocaine		4	((WAC 260-70-630 (1)(a))) <u>B</u>
Benzoctamine		2	<u>A</u>
Benzodiazepines		2	<u>A</u>
<u>Benzonatate</u>	<u>Tessalon, Tessalon Perles, Zona-</u> <u>tuss</u>	<u>2</u>	<u>A</u>
Benzphetamine	Didrex	2	<u>A</u>
Benzthiazide		4	<u>B</u>
Benztropine	Cogentin	2	<u>A</u>
Benzylpiperazine (BZP)		1	<u>A</u>
Bepriidil	Bepadin	4	<u>B</u>
*Betamethasone	Betasone, etc.	4	<u>C</u>
Betaxolol	Kerlone	3	<u>B</u>
Bethanechol	Uriecholine, Duvioid	4	<u>C</u>
Bethanidine	Esbatal	3	<u>A</u>
Biperiden	Akineton	3	<u>A</u>
Biriperone		2	<u>A</u>
Bisoprolol	Zebeta, Bisobloc, etc.	3	<u>B</u>
Bitolterol	Effectin	3	<u>A</u>
Bolasterone		3	<u>A</u>
* <u>Boldenone</u>	Equipose	((4)) <u>3</u>	((WAC 260-70-630 (3)(a))) <u>B</u>
Boldione		3	<u>A</u>
Bretylium	Bretylol	3	<u>B</u>
Brimonidine	Alphagan	2	<u>A</u>
Bromazepam	Lexotan, Lectopam	2	<u>A</u>
Bromfenac	Duract	3	<u>A</u>
Bromhexine	Oletor, etc.	4	<u>B</u>
Bromisovalum	Diffucord, etc.	2	<u>A</u>
Bromocriptine	Parlodel	2	<u>A</u>
Bromodiphenhydramine		3	<u>B</u>

Drug	Trade Name	Class	((Threshold)) Penalty Class
Bromperidol	Bromidol	2	<u>A</u>
Brompheniramine	Diemtane, Disomer	4	<u>B</u>
Brotizolam	Brotocol	2	<u>A</u>
Budesonide	Pulmacort, Rhinocort	4	<u>C</u>
Bufexamac		3	<u>A</u>
Bumetanide	Bumex	3	<u>B</u>
*Bupivacaine	Marcaine	2	((WAC 260-70-630 (1)(a))) <u>A</u>
Buprenorphine	Temgesic	2	<u>A</u>
Bupropion	Wellbutrin	2	<u>A</u>
Buspirone	Buspar	2	<u>A</u>
Butabarbital (Secbutobarbitone)	Butacaps, Butasol, etc.	2	<u>A</u>
Butacaine	Butyn	4	<u>B</u>
Butalbital (Talbutal)	Fiorinal	2	<u>A</u>
Butamben (butylaminobenzoate)	Butesin	4	<u>C</u>
Butanilcaine	Hostacain	2	<u>A</u>
Butaperazine	Repoise	2	<u>A</u>
Butoctamide	Listomin	2	<u>A</u>
*Butorphanol	Stadol, Torbugesic	3	<u>B</u>
Butoxycaine	Stadacain	4	<u>B</u>
N-Butylscopolamine		3	<u>B</u>
*Caffeine		2	((WAC 260-70-630 (2)(a))) <u>B</u>
Calusterone		3	<u>B</u>
Camazepam	Paxor	2	<u>A</u>
Camphor		4	<u>C</u>
Candesartan	Atacand	3	<u>B</u>
Captodiame	Covatine	2	<u>A</u>
Captopril	Capolen	3	<u>B</u>
Carazolol	Carbacel, Conducton	3	<u>A</u>
Carbachol	Lentin, Doryl	3	<u>B</u>
Carbamezapine	Tegretol	3	<u>B</u>
Carbazochrome		4	<u>C</u>
Carbidopa + levodopa	Sinemet	2	<u>A</u>
Carbinoxamine	Clistin	3	<u>B</u>
Carbromol	Mifudorm	2	<u>A</u>
Carfentanil		1	<u>A</u>
Carisoprodol	Soma, Rela	2	<u>B</u>
Carphenazine	Proketazine	2	<u>A</u>
Carpipramine	Prazinil	2	<u>A</u>
Carprofen	Rimadyl	4	<u>B</u>
Carteolol	Cartrol	3	<u>B</u>
Carticaine (see Articaine)	Septocaine; Ultracaine, etc.	2	<u>A</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Carvedilol	Coreg	3	<u>B</u>
Cathinone (((khat, kat, qat, quat, chat, atha, Abyssinian tea, African tea))))	<u>khat, kat, qat, quat, chat, atha, Abyssinian tea, African tea</u>	1	<u>A</u>
Celecoxib	Celebrex	3	<u>B</u>
Cetirizine	Zyrtec	4	<u>B</u>
Chloral betaine	Beta-Chlor	2	<u>A</u>
Chloral hydrate	Nactec, Oridrate, etc.	2	<u>A</u>
Chloraldehyde (chloral)		2	<u>A</u>
Chloralose (Alpha-Chloralose)		2	<u>A</u>
Chlordiazepoxide	Librium	2	<u>A</u>
Chlorhexadol		2	<u>A</u>
<u>Chlormerodrin</u>	<u>Neohydrin</u>	<u>4</u>	<u>B</u>
Chlormezanone	Trancopal	2	<u>A</u>
Chloroform		2	<u>A</u>
Chlorophenesin	Maolate	4	<u>C</u>
Chlorprocaine	Nesacaine	2	<u>A</u>
Chloroquine	Avloclor	4	<u>C</u>
Chlorothiazide	Diuril	4	<u>B</u>
Chlorproethazine	Newiplege	2	<u>A</u>
Chlorpheniramine	Chlortrimeton, etc.	4	<u>B</u>
Chlorpromazine	Thorazine, Largactil	2	<u>A</u>
Chlorprothixene	Taractan	2	<u>A</u>
Chlorthalidone	Hydroton	4	<u>B</u>
Chlorzoxazone	Paraflex	4	<u>B</u>
Ciclesonide		4	<u>B</u>
Cilostazol	Pletal	5	<u>C</u>
Cimeterol		3	<u>A</u>
Cimetidine	Tagamet	5	<u>D</u>
Cinchocaine	Nupercaine	4	<u>C</u>
Citalopram	Celex	2	<u>A</u>
Clanobutin		4	<u>B</u>
Clemastine	Tavist	3	<u>B</u>
*Clenbuterol	Ventipulmin	3	((WAC 260-70-630 (1)(a))) <u>B</u>
Clibucaine	Batrax	4	<u>C</u>
Clidinium	Quarezan, Clindex, etc.	3	<u>B</u>
Clobazam	Urbanyl	2	<u>A</u>
Clobetasol	Temovate	4	<u>C</u>
Clocapramine		2	<u>A</u>
Clocortolone	Cloderm	4	<u>C</u>
Clofenamide		4	<u>B</u>
Clomethiazole (Chlormethiazole)		2	<u>A</u>
Clomipramine	Anafranil	2	<u>A</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Clonazepam	Klonopin	2	<u>A</u>
Clonidine	Catapres	3	<u>B</u>
Clorazepate	Tranxene	2	<u>A</u>
Clormecaine	Placacid	4	<u>C</u>
Clostebol		3	<u>B</u>
Clothiapine	Entermin	2	<u>A</u>
Clotiazepam	Trecalmo, Rize	2	<u>A</u>
Cloxazolam	Enadel, Sepazon, Tolestan	2	<u>A</u>
Clozapine	Clozaril, Leponex	2	<u>A</u>
a-Cobratoxin		1	<u>A</u>
Cocaine		1	<u>B</u>
Codeine		1	<u>A</u>
Colchicine		4	<u>B</u>
Conorphone		2	<u>A</u>
Corticaine	Ultracain	2	<u>A</u>
Cortisone	Cortone, etc.	4	<u>C</u>
Cromolyn	Intel	5	<u>C</u>
Crotetamide		2	<u>A</u>
Cyamemazine	Tercian	2	<u>A</u>
Cyclandelate	Cyclospasmol	3	<u>A</u>
Cyclizine	Merazine	4	<u>B</u>
Cyclobarbitol	Phanodorm	2	<u>A</u>
Cyclobenzaprine	Flexeril	4	<u>B</u>
Cyclomethylcaine	Surfacaine	4	<u>C</u>
Cyclothiazide	Anyhydron, Renazide	4	<u>B</u>
Cycrimine	Pagitane	3	<u>B</u>
Cyproheptadine	Pericactin	4	<u>C</u>
Danazol	Danocrine	3	<u>B</u>
*Dantrolene	Dantrium	4	<u>C</u>
Darbepoetin	Aranesp	2	<u>A</u>
Decamethonium	Syncurine	2	<u>A</u>
Dehydrochloromethyltestosterone		3	<u>B</u>
Dembroxol (Dembrexine)	Sputolysin	4	<u>C</u>
Demoxepam		2	<u>A</u>
Deoxycorticosterone	Percortin, DOCA, Descotone, Dorcostrin	4	<u>C</u>
Deracoxib	Deremaxx	3	<u>B</u>
Dermorphin		1	<u>A</u>
Desipramine	Norpromine, Pertofrane	2	<u>A</u>
Desonite	Des Owen	4	<u>C</u>
Desoximetasone	Topicort	4	<u>C</u>
Desoxymethyltestosterone		3	<u>B</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
*Detomidine	Dormosedan	3	<u>B</u>
*Dexamethasone	Axium, etc.	4	<u>C</u>
Dextromethorphan		4	<u>B</u>
Dextromoramide	Palfium, Narcolo	1	<u>A</u>
Dextropropoxyphene	Darvon	3	<u>B</u>
Dezocine	Dalgan®	2	<u>A</u>
Diamorphine		1	<u>A</u>
Diazepam	Valium	2	<u>B</u>
Diazoxide	Proglycem	3	<u>B</u>
Dibucaine	Nupercainal, Cinchocaine	4	<u>C</u>
Dichloralphenazone	Febenol, Isocom	2	<u>A</u>
Dichlorophenamide	Daramide	4	<u>C</u>
*Diclofenac	Voltaren, Voltarol	4	<u>C</u>
Dicumarol	Dicumarol	5	<u>C</u>
Diethylpropion	Tepanil, etc.	2	<u>A</u>
Diethylthiambutene	Themalon	2	<u>A</u>
Diflorasone	Florone, Maxiflor	4	<u>C</u>
Difflocortolone	Flu-Cortinest, etc.	4	<u>C</u>
Diffunisal		3	<u>B</u>
Digitoxin	Crystodigin	4	<u>B</u>
Digoxin	Lanoxin	4	<u>B</u>
Dihydrocodeine	Parcodin	2	<u>A</u>
Dihydroergotamine		4	<u>B</u>
Dilorazepam	Briantum	2	<u>A</u>
Diltiazem	Cardizem	4	<u>B</u>
Dimeflin		3	<u>A</u>
Dimethisoquin	Quotane	4	<u>B</u>
*Dimethylsulfoxide (DMSO)	Domoso	4	((WAC 260-70-630(1)(a))) <u>C</u>
Dimethylsulphone (MSM)		5	<u>C</u>
Diphenadione		5	<u>C</u>
Diphenhydramine	Benadryl	3	<u>B</u>
Diphenoxylate	Difenoxin, Lomotil	4	<u>B</u>
Diprenorphine	M50/50	2	<u>A</u>
Dipyridamole	Persantine	3	<u>B</u>
Dipyron	Novin, Methampyrone	4	<u>C</u>
Disopyramide	Norpace	4	<u>B</u>
Divalproex	Depakote	3	<u>A</u>
Dixyrazine	Esucos	2	<u>A</u>
Dobutamine	Dobutrex	3	<u>B</u>
Dopamine	Intropin	2	<u>A</u>
Donepezil	Aricept	1	<u>A</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Doxacurium	Nuromax	2	<u>A</u>
Doxapram	Dopram	2	<u>A</u>
Doxazosin		3	<u>A</u>
Doxefazepam	Doxans	2	<u>A</u>
Doxepin	Adapin, Sinequan	2	<u>A</u>
Doxylamine	Decapryn	3	<u>B</u>
Dromostanolone	Drolban	3	<u>B</u>
Droperidol	Inapsine, Droleptan, Innovar-Vet (with Fentanyl)	2	<u>A</u>
Duloxetine		2	<u>A</u>
Dyclonine	Dyclone	4	<u>C</u>
Dyphylline		3	<u>B</u>
Edrophonium	Tensilon	3	<u>B</u>
Elenac		4	<u>B</u>
Eletripan	Relpax	3	<u>A</u>
<u>Eltenac</u>		<u>4</u>	<u>C</u>
Enalapril (metabolite enalaprilat)	Vasotec	3	<u>B</u>
Enciprazine		2	<u>A</u>
Endorphins		1	<u>A</u>
Enkephalins		1	<u>A</u>
Ephedrine		2	<u>A</u>
Epibatidine		2	<u>A</u>
Epinephrine		2	<u>A</u>
Ergoloid mesylates		2	<u>A</u>
Ergonovine	Ergotrate	4	<u>C</u>
Ergotamine	Gynergen, Cafegot, etc.	4	<u>B</u>
Erthryl tetranitrate	Cardilate	3	<u>A</u>
Erythropoietin (EPO)	Epogen, Procrit, etc.	2	<u>A</u>
Esmolol	Brevibloc	3	<u>B</u>
Esomeprazole	Nexium	5	<u>D</u>
Estazolam	Domnamid, Eurodin, Nuctalon	2	<u>A</u>
Etamiphylline		3	<u>B</u>
Etanercept	Enbrel	4	<u>B</u>
Ethacrynic Acid	Edecrin	3	<u>B</u>
Ethamivan		2	<u>A</u>
Ethanol		2	<u>A</u>
Ethchlorvynol	Placidyl	2	<u>A</u>
Ethinamate	Valmid	2	<u>A</u>
Ethoheptazine	Zactane	4	<u>B</u>
Ethopropazine	Parsidol	2	<u>A</u>
Ethosuximide	Zarontin	3	<u>A</u>
Ethotoin	Peganone	4	<u>B</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Ethoxzolamide	Cardase, Ehtamide	4	<u>C</u>
Ethylaminobenzoate (Benzocaine)	Semets, etc.	4	<u>C</u>
Ethylestrenol	Maxibolin, Organon	3	<u>B</u>
Ethylisobutrazine	Diquel	2	<u>A</u>
Ethylmorphine	Dionin	1	<u>A</u>
Ethylnorepinephrine	Bronkephrine	3	<u>A</u>
Etidocaine	Duranest	2	<u>A</u>
Etifoxin	Stresam	2	<u>A</u>
Etizolam	Depas, Pasaden	2	<u>A</u>
Etodolac	Lodine	3	<u>B</u>
Etodroxizine	Indunox	2	<u>A</u>
Etomidate		2	<u>A</u>
Etorphine HCl	M99	1	<u>A</u>
Famotidine	Gaster, etc.	5	<u>D</u>
Felbamate	Felbatol	3	<u>A</u>
Felodipine	Plendil	4	<u>B</u>
Fenabamate	Tymium	2	<u>A</u>
Fenbufen	Cincopal	3	<u>B</u>
Fenclozic Acid	Cincopal	2	<u>A</u>
Fenfluramine	Pondimin	2	<u>A</u>
Fenoldopam	Corlopam	3	<u>B</u>
Fenoprofen	Nalfon	3	<u>B</u>
Fenoterol	Berotec	3	<u>B</u>
Fenspiride	Respiride, Respan, etc.	3	<u>B</u>
Fentanyl	<u>Sublimaze</u>	1	<u>A</u>
Fentiazac		3	<u>B</u>
Fexofenadine	Allegra	4	<u>C</u>
*Firocoxib		4	<u>C</u>
Flecainide	Idalon	4	<u>B</u>
Floctafenine	Idalon, Idarac	4	<u>B</u>
Fluanisone	Sedalande	2	<u>A</u>
Flucinolone	Synalar, etc.	4	<u>C</u>
Fludiazepam	Erispam	2	<u>A</u>
Fludrocortisone	Alforone, etc.	4	<u>C</u>
Flufenamic Acid		3	<u>B</u>
Flumethasone	Flucort, etc.	4	<u>C</u>
Flumethiazide	Ademol	4	<u>B</u>
Flunarizine	Sibelium	4	<u>B</u>
Flunisolide	Bronilide, etc.	4	<u>C</u>
Flunitrazepam	Rohypnol, Narcozep, Darkene, Hypnodorm	2	<u>A</u>
Flunixin	Banamine	4	<u>C*</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Fluocinolone	Synalar	4	<u>C</u>
Flucinonide	Licon, Lidex	4	<u>C</u>
Fluopromazine	Psyquil, Siquil	2	<u>A</u>
Fluoresone	Caducid	2	<u>A</u>
Fluorometholone	FML	4	<u>B</u>
Fluoroprednisolone	Predef-2X	4	<u>C</u>
Fluoxetine	Prozac	2	<u>A</u>
Fluoxymesterone	Halotestin	3	<u>B</u>
Flupenthixol	Depixol, Fluaxol	2	<u>A</u>
*Fluphenazine	Prolixin, Permitil, Anatensol	2	<u>A</u>
Flupirtine	Katadolone	3	<u>A</u>
Fluprednisolone	Alphadrol	4	<u>C</u>
Flurandrenolide	Cordran	4	<u>C</u>
Flurazepam	Dalmane	2	<u>A</u>
Flurbiprofen	Froben	3	<u>B</u>
Fluspirilene	Imap, Redeptin	2	<u>A</u>
Fluticasone	Flixonase, Flutide	4	<u>C</u>
Flutoprazepam	Restas	2	<u>A</u>
Fluvoxamine	Dumirox, Faverin, etc.	2	<u>A</u>
Formebolone		3	<u>B</u>
Formoterol	Altram	3	<u>A</u>
Fosinopril((, Fosinoprilat))	Monopril	3	<u>A</u>
Fosphenytoin	Cerebyx	3	<u>B</u>
Furazabol		3	<u>B</u>
Furosemide	Lasix	N/A	
Gabapentin	<u>Neurontin</u>	4	<u>B</u>
Galantamine	Reminyl	2	<u>A</u>
Gallamine	Flaxedil	2	<u>A</u>
Gepirone		2	<u>A</u>
Gestrinone		3	<u>A</u>
Glutethimide	Doriden	2	<u>A</u>
*Glycopyrrolate	Robinul	3	((WAC 260-70-630(1)(a))) <u>B</u>
Guaifenesin (glycerol guiacolate)	Gecolate	4	<u>C</u>
Guanadrel	Hylorrel	3	<u>A</u>
Guanethidine	Ismelin	3	<u>A</u>
Guanabenz	Wytensin	3	<u>B</u>
Halazepam	Paxipam	2	<u>A</u>
Halcinonide	Halog	4	<u>C</u>
Halobetasol	Ultravate	4	<u>C</u>
Haloperidol	Haldol	2	<u>A</u>
Haloxazolam	Somelin	2	<u>A</u>

Drug	Trade Name	Class	((Threshold)) Penalty Class
Hemoglobin glutamers	Oxyglobin, Hemopure	2	<u>A</u>
Heptaminol	Corofundol	3	<u>B</u>
Heroin		1	<u>A</u>
Hexafluorenum	Myalexen	2	<u>A</u>
Hexobarbital	Evipal	2	<u>A</u>
Hexocyclium	Tral	4	<u>C</u>
Hexylcaine	Cyclaine	4	<u>C</u>
Homatropine	Homapin	3	<u>B</u>
Homophenazine	Pelvichthol	2	<u>A</u>
Hydralazine	Apresoline	3	<u>B</u>
Hydrochlorothiazide	Hydrodiuril	4	<u>B</u>
Hydrocodone (dihydrocodeinone)	Hycodan	1	<u>A</u>
*Hydrocortisone (Cortisol)	Cortef, etc.	4	<u>C</u>
Hydroflumethiazide	Saluron	4	<u>B</u>
Hydromorphone	Dilaudid	1	<u>A</u>
4-Hydroxtestosterone		3	<u>B</u>
Hydroxyamphetamine	Paradrine	1	<u>A</u>
*Hydroxyzine	Atarax	2	<u>B</u>
Ibomal	Noctal	2	<u>A</u>
Ibuprofen	((Motrin)) Motrin, Advil, Nuprin, etc.	4	<u>C</u>
Ibutilide	Corvert	3	<u>B</u>
Iloprost	Ventavis	3	<u>A</u>
Imipramine	Imavate, Presamine, Tofranil	2	<u>A</u>
Indomethacin	Indocin	3	<u>B</u>
Infliximab	Remicade	4	<u>B</u>
Ipratropium		3	<u>B</u>
Irbesaten	Avapro	3	<u>A</u>
Isapirone		2	<u>A</u>
Isocarboxazid	Marplan	2	<u>A</u>
Isoetharine	Bronkosol	3	<u>B</u>
*Isoflupredone	Predef	4	<u>C</u>
Isomethadone		2	<u>A</u>
Isometheptene	Octin, Octon	4	<u>B</u>
Isopropamide	Darbid	4	<u>B</u>
Isoproterenol	Isoprel	2	<u>A</u>
Isosorbide dinitrate	Isordil	3	<u>B</u>
Isoxicam	Maxicam	2	<u>A</u>
Isoxsuprine	Vasodilan	4	<u>C</u>
Isradipine	DynaCirc	4	<u>B</u>
Kebuzone		3	<u>B</u>
Ketamine	Ketalar, Ketaset, Vetalar	2	<u>B</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Ketazolam	Anxon, Laftram, Solatran, Loftran	2	<u>A</u>
Ketoprofen	Orudis	4	<u>C*</u>
Ketorolac	Toradol	3	<u>A</u>
Labetalol	Normodyne	3	<u>B</u>
Lamotrigine	Lamictal	3	<u>A</u>
Lansoprazole		5	<u>D</u>
Lenperone	Elanone-V	2	<u>A</u>
Letosteine	Viscotiol, Visiotal	4	<u>C</u>
Levamisole		2	<u>B</u>
Levobunolol	Betagan	3	<u>B</u>
Levomethorphan		2	<u>A</u>
Levorphanol	Levo-Dremoran	1	<u>A</u>
*Lidocaine	Xylocaine	2	((WAC 260-70-630 (1)(a))) <u>B</u>
Lisinopril	Prinivil, Zestril	3	<u>A</u>
Lithium	Lithizine, Duralith, etc.	2	<u>A</u>
Lobeline		2	<u>A</u>
Lofentanil		1	<u>A</u>
Loflazepate, Ethyl	Victan	2	<u>A</u>
Loperamide	Imodium	2	<u>A</u>
Loprazolam	Dormonort, Havlane	2	<u>A</u>
Loratidine	Claritin	4	<u>B</u>
Lorazepam	Ativan	2	<u>A</u>
Lormetazepam	Noctamid	2	<u>A</u>
Losartan	Hyzaar	3	<u>B</u>
Loxapine	Laxitane	3	<u>A</u>
Mabuterol		3	<u>A</u>
Maprotiline	Ludiomil	2	<u>A</u>
Mazindol	Sanorex	1	<u>A</u>
Mebutamate	Axiten, Dormate, Capla	2	<u>A</u>
Mecamylamine	Inversine	3	<u>B</u>
Meclizine	Antivert, Bonine	4	<u>B</u>
Meclofenamic Acid	Arquel	4	<u>C</u>
Meclofenoxate	Lucidril, etc.	2	<u>A</u>
Medazepam	Nobrium, etc.	2	<u>A</u>
Medetomidine	Domitor	3	<u>B</u>
Medrysone	Medriusar, etc.	4	<u>C</u>
Mefenamic Acid	Ponstel	3	<u>B</u>
Meloxicam	Mobic	4	<u>B</u>
Melperone	Eunerpan	2	<u>A</u>
Memantine	Namenda	2	<u>A</u>
Meparfynol	Oblivon	2	<u>A</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Mepazine	Pacatal	2	<u>A</u>
Mepenzolate	Cantil	3	<u>A</u>
Meperidine	Demerol	1	<u>A</u>
Mephenesin	Tolserol	4	<u>B</u>
Mephenoxalone	Control, etc.	2	<u>A</u>
Mephentermine	Wyamine	1	<u>A</u>
Mephenytoin	Mesantoin	2	<u>A</u>
Mephobarbital (Methylphenobarbital)	Mebaral	2	<u>A</u>
*Mepivacaine	Carbocaine	2	((WAC 260-70-630 (1)(a))) <u>B</u>
Meprobamate	Equanil, Miltown	2	<u>A</u>
Meralluride	Mercurhydrin	4	<u>B</u>
Merbaphen	Novasural	4	<u>B</u>
Mercaptomerin	Thiomerin	4	<u>B</u>
Mercumalilin	Cumertilin	4	<u>B</u>
Mersalyl	Salyrgan	4	<u>B</u>
Mesalamine	Asacol	5	<u>C</u>
Mesoridazine	Serentil	2	<u>A</u>
Mestanolone		3	<u>B</u>
Mesterolone		3	<u>B</u>
Metaclazepam	Talis	2	<u>A</u>
Metaproterenol	Alupent, Metaprel	3	<u>B</u>
Metaraminol	Aramine	1	<u>A</u>
Metaxalone	Skelaxin	4	<u>B</u>
Metazocine		2	<u>A</u>
Metenolone		3	<u>B</u>
Methachloline		3	<u>A</u>
Methadone	Dolophine	1	<u>A</u>
Methamphetamine	Desoxyn	1	<u>A</u>
Methandienone		3	<u>B</u>
Methandriol	Proboloc	3	<u>B</u>
Methandrostenolone	Dianabol	3	<u>A</u>
Methantheline	Banthine	3	<u>B</u>
Methapyrilene	Histadyl, etc.	4	<u>B</u>
Methaqualone	Quaalude	1	<u>A</u>
Metharbital	Gemonil	2	<u>A</u>
Methasterone		3	<u>A</u>
Methazolamide	Naptazane	4	<u>C</u>
Methcathinone		1	<u>A</u>
Methdilazine	Tacaryl	4	<u>B</u>
Methixene	Trest	3	<u>A</u>
*Methocarbamol	Robaxin	4	((WAC 260-70-630 (1)(a))) <u>C</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Methohexital	Brevital	2	<u>A</u>
Methotrexate	Folex, Nexate, etc.	4	<u>B</u>
Methotrimeprazine	Levoprome, Neurocil, etc.	2	<u>A</u>
Methoxamine	Vasoxyl	3	<u>A</u>
Methoxyphenamine	Orthoxide	3	<u>A</u>
Methscopolamine	Pamine	4	<u>B</u>
Methsuximide	Celontin	3	<u>A</u>
Methylatropine		3	<u>B</u>
Methylchlorthiazide	Enduron	4	<u>B</u>
Methyldienolone		3	<u>B</u>
Methyldopa	Aldomet	3	<u>A</u>
<u>Methylhexanamine</u>	<u>Geranamine</u>	<u>1</u>	<u>A</u>
Methylergonovine	Methergine	4	<u>C</u>
Methylnortestosterone		3	<u>B</u>
Methylphenidate	Ritalin	1	<u>A</u>
*Methylprednisolone	Medrol	4	<u>C</u>
Methyltestosterone	Metandren	3	<u>A</u>
Methyl-1-testosterone		3	<u>A</u>
Methyprylon	Noludar	2	<u>A</u>
Methysergide	Sansert	4	<u>B</u>
Metiamide		4	<u>B</u>
Metoclopramide	Reglan	4	<u>C</u>
Metocurine	Metubine	2	<u>A</u>
Metolazone		3	<u>B</u>
Metomidate	Hypnodil	2	<u>A</u>
Metopon (methyldihydromorphinone)		1	<u>A</u>
Metoprolol	Lopressor	3	<u>B</u>
Mexazolam	Melex	2	<u>A</u>
Mexilitine	Mexilil	4	<u>B</u>
Mibefradil	Posicor	3	<u>B</u>
Mibolerone		3	<u>B</u>
Midazolam	Versad	2	<u>A</u>
Midodrine	Pro-Amiline	3	<u>B</u>
Milrinone		4	<u>B</u>
Minoxidil	Loniten	3	<u>B</u>
Mirtazapine	Remeron	2	<u>A</u>
Misoprostel	Cytotec	5	<u>C</u>
Mivacurium	Mivacron	2	<u>A</u>
Modafinil	Provigil	2	<u>A</u>
Moexipril (metabolite moexiprilat)	Uniretic	3	<u>B</u>
Molindone	Moban	2	<u>A</u>
Mometasone	Elocon	4	<u>C</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Montelukast	Singulair	4	<u>C</u>
Moperone	Luvatren	2	<u>A</u>
Morphine		1	<u>B</u>
Mosaprimine		2	<u>A</u>
Muscarine		3	<u>A</u>
<u>Myo-Inositol Trispyrophosphahte (ITPP)</u>		<u>1</u>	<u>A</u>
Nabumetone	Anthraxan, Relafen, Reflifex	3	<u>A</u>
Nadol	Corgard	3	<u>B</u>
Naepaine	Amylsine	4	<u>C</u>
Nalbuphine	Nubain	2	<u>A</u>
Nalorphine	Nalline, Lethidrone	2	<u>A</u>
Naloxone	Narcan	3	<u>A</u>
Naltrexone	Revia	3	<u>A</u>
<u>*Nandrolone</u>	Nandrolin, Laurabolin, Dura-bolin	((4)) <u>3</u>	((WAC 260-70-630 (3)(a))) <u>B</u>
Naphazoline	Privine	4	<u>B</u>
Naproxen	Equiproxen, Naprosyn	4	<u>C</u>
Naratriptan	Amerge	3	<u>B</u>
Nebivolol		3	<u>A</u>
Nedocromil	Tilade	5	<u>C</u>
Nefazodone	Serzone	2	<u>A</u>
Nefopam		3	<u>A</u>
Neostigmine	Prostigmine	3	<u>B</u>
Nicardipine	Cardine	4	<u>B</u>
Nifedipine	Procardia	4	<u>B</u>
Niflumic Acid	Nifluril	3	<u>B</u>
Nikethamide	Coramine	1	<u>A</u>
Nimesulide		3	<u>B</u>
Nimetazepam	Erimin	2	<u>A</u>
Nimodipine	Nemotop	4	<u>B</u>
Nitrazepam	Mogadon	2	<u>A</u>
Nitroglycerin		3	<u>B</u>
Nizatidine	Axid	5	<u>C</u>
19-Norandrostenediol		3	<u>B</u>
19-Norandrostenedione		3	<u>B</u>
Norbolethone		3	<u>B</u>
Norclostebol		3	<u>B</u>
Nordiazepam	Calmday, Nordaaz, etc.	2	<u>A</u>
Norepinephrine		2	<u>A</u>
Norethandrolone		3	<u>A</u>
Nortestosterone		4	<u>C</u>
Nortipityline	Aventyl, Pamelor	2	<u>A</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Nylidrine	Arlidin	3	<u>A</u>
Olanzapine	Zyprexa	2	<u>A</u>
Olmesartan	Benicar	3	<u>A</u>
Olsalazine	Dipentum	4	<u>B</u>
Omeprazole	Prilosec, Losec	5	<u>D</u>
Orphenadrine	Norlfex	4	<u>B</u>
Oxabolone		3	<u>B</u>
Oxandrolone	Anavar	3	<u>B</u>
Oxaprozin	Daypro, Deflam	4	<u>C</u>
Oxazepam	Serax	2	<u>A</u>
Oxazolam	Serenal	2	<u>A</u>
Oxcarbazepine	Trileptal	3	<u>A</u>
Oxilofrine (hydroxyephedrine)		2	<u>A</u>
Oxprenolol	Trasicor	3	<u>B</u>
Oxycodone	Percodan	1	<u>A</u>
Oxymesterone		3	<u>B</u>
Oxymetazoline	Afrin	4	<u>B</u>
Oxymetholone	Adroyd, Anadrol	3	<u>B</u>
Oxymorphone	Numorphan	1	<u>A</u>
Oxyperitine	Forit, Integrin	2	<u>A</u>
Oxyphenbutazone	Tandearil	4	<u>C</u>
Oxyphencyclimine	Daricon	4	<u>B</u>
Oxyphenonium	Antrenyl	4	<u>B</u>
Paliperidone		2	<u>A</u>
Pancuronium	Pavulon	2	<u>A</u>
Pantoprazole	Protonix	5	<u>D</u>
Papaverine	Pavagen, etc.	3	<u>A</u>
Paraldehyde	Paral	2	<u>A</u>
Paramethadione	Paradione	3	<u>A</u>
Paramethasone	Haldrone	4	<u>C</u>
Pargyline	Eutonyl	3	<u>A</u>
Paroxetine	Paxil, Seroxat	2	<u>A</u>
Pemoline	Cylert	1	<u>A</u>
Penbutolol	Levatol	3	<u>B</u>
Penfluridol	Cyperon	2	<u>A</u>
Pentarethritol tetranitrate	Duotrate	3	<u>A</u>
Pentazocine	Talwin	3	<u>B</u>
Pentobarbital	Nembutal	2	<u>A</u>
Pentoxyfylline	Trental, Vazofirin	4	<u>C</u>
Pentylene tetrazol	Metrazol, Nioric	1	<u>A</u>
Perazine	Taxilan	2	<u>A</u>
Perflurodecolin		2	<u>A</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Perfluorodecahydronophthalene		2	<u>A</u>
Perfluorooctylbromide		2	<u>A</u>
Perfluorotripropylamine		2	<u>A</u>
Perfluorocarbons		2	<u>A</u>
<u>Pergolide</u>	<u>Permax</u>	<u>3</u>	<u>B</u>
Pericianzine	Alodept, etc.	2	<u>A</u>
Perindopril	Biprel	3	<u>A</u>
Perlazine	Hypnodin	2	<u>A</u>
Perphenazine	Trilafon	2	<u>A</u>
Phenacemide	Phenurone	4	<u>B</u>
Phenaglycodol	Acalo, Alcamid, etc.	2	<u>A</u>
Phenazocine	Narphen	1	<u>A</u>
Phencyclidine (PCP)	Sernylan	1	<u>A</u>
Phendimetrazine	Bontril, etc.	1	<u>A</u>
Phenelzine	Nardelzine, Nardil	2	<u>A</u>
Phenindione	Hedulin	5	<u>C</u>
Phenmetrazine	Preludin	1	<u>A</u>
Phenobarbital	Luminal	2	<u>A</u>
Phenoxybenzamine	Dibenzyline	3	<u>B</u>
Phenprocoumon	Liquamar	5	<u>C</u>
Phensuximide	Milontin	4	<u>B</u>
Phentermine	Iomamin	2	<u>A</u>
Phentolamine	Regitine	3	<u>B</u>
*Phenylbutazone	<u>Butazolidin</u>	4	<u>C</u>
Phenylephrine	Isophrin, Neo-Synephrine	3	<u>B</u>
Phenylpropanolamine	Propadrine	3	<u>B</u>
Phenytoin	Dilantin	4	<u>B</u>
Physostigmine	Eserine	3	<u>B</u>
Picrotoxin		1	<u>A</u>
Piminodine	Alvodine, Cimadon	2	<u>A</u>
Pimozide	Orap	2	<u>A</u>
Pinazepam	Domar	2	<u>A</u>
Pindolol	Viskin	3	<u>A</u>
Pipamperone	Dipiperon	2	<u>A</u>
Pipecuronium	Arduan	2	<u>A</u>
Pipequaline		2	<u>A</u>
Piperacetazine	Psymod, Quide	2	<u>A</u>
Piperocaine	Metycaine	2	<u>A</u>
Pipotiazine	Lonseren, Piportil	2	<u>A</u>
Pipradrol	Datril, Gerondyl, etc.	2	<u>A</u>
Piquindone		2	<u>A</u>
Pirbuterol	Maxair	3	<u>A</u>

Drug	Trade Name	Class	((Threshold)) Penalty Class
Pirenzapine	Gastrozepin	5	<u>C</u>
Piretanide	Arelix, Tauliz	3	<u>B</u>
Piritramide		1	<u>A</u>
Piroxicam	Feldene	3	<u>B</u>
Polyethylene glycol		5	<u>C</u>
Polythiazide	Renese	4	<u>B</u>
Pramoxine	Tronothaine	4	<u>C</u>
Prazepam	Verstran, Centrax	2	<u>A</u>
Prazosin	Minipress	3	<u>B</u>
*Prednisolone	Delta-Cortef, etc.	4	<u>C</u>
Prednisone	Meticorten, etc.	4	<u>C</u>
Prilocaine	Citanest	2	<u>C</u>
Primidone	Mysoline	3	<u>B</u>
Probenecid		4	<u>C</u>
Procainamide	Pronestyl	4	<u>B</u>
*Procaine		3	((WAC 260-70-630(1)(a))) <u>B</u>
Procatamol	Pro Air	3	<u>A</u>
Prochlorperazine	Darbazine, Compazine	2	<u>A</u>
Procyclidine	Kemadrin	3	<u>B</u>
*Promazine	Sparine	3	((WAC 260-70-630(1)(a))) <u>B</u>
Promethazine	Phenergan	3	<u>B</u>
Propafenone	Rythmol	4	<u>B</u>
Propanidid		2	<u>A</u>
Propantheline	Pro-Banthine	3	<u>A</u>
Proparacaine	Ophthaine	4	<u>C</u>
Propentophylline	Karsivan	3	<u>B</u>
Propiomazine	Largon	2	<u>A</u>
Propionylpromazine	Tranvet	2	<u>A</u>
Propiram		2	<u>A</u>
Propofol	Diprivan, Disoprivan	2	<u>A</u>
Propoxycaine	Ravocaine	2	<u>A</u>
Propranolol	Inderal	3	<u>B</u>
Propylhexedrine	Benzedrex	4	<u>B</u>
Prostanazol		3	<u>B</u>
Prothipendyl	Dominal	2	<u>A</u>
Protolylol	Ventaire	3	<u>A</u>
Protriptyline	Concordin, Triptil	2	<u>A</u>
Proxibarbital	Axeen, Centralgol	2	<u>A</u>
Pseudoephedrine	Cenafed, Novafed	3	<u>B</u>
Pryidostigmine	Mestinon, Regonol	3	<u>B</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
*Pyrilamine	Neoantergan, Equihist	3	((WAC 260-70-630 (1)(a))) <u>B</u>
Pyrithyldione	Hybersulfan, Sonodor	2	<u>A</u>
Quazipam	Doral	2	<u>A</u>
Quetiapine	Seroquel	2	<u>A</u>
Quinapril, Quinaprilat	Accupril	3	<u>A</u>
Quinbolone		3	<u>B</u>
Quinidine	Quinidex, Quinicardine	4	<u>B</u>
Rabeprazole	Aciphex	5	<u>D</u>
Racemethorphan		2	<u>A</u>
Racemorphan		2	<u>A</u>
Raclopride		2	<u>A</u>
Ractopamine	Raylean	3	<u>A</u>
Ramipril, metabolite Ramiprilat	Altace	3	<u>A</u>
Rantidine	Zantac	5	<u>D</u>
Remifentanil	Ultiva	1	<u>A</u>
Remoxipride	Roxiam	2	<u>A</u>
Reserpine	Serpasil	2	<u>A</u>
Rilmazafone		2	<u>A</u>
Risperidone		2	<u>A</u>
Ritanserlin		2	<u>A</u>
Ritodrine	Yutopar	3	<u>B</u>
Rivastigmine	Exelon	((2)) <u>3</u>	<u>B</u>
Rizatriptan	Maxalt	3	<u>B</u>
Rocuronium	Zemuron	2	<u>A</u>
Rofecoxib	Vioxx	2	<u>A</u>
Romifidine	Sedivet	2	<u>B</u>
Ropivacaine	Naropin	2	<u>A</u>
Salicylamide		4	<u>C</u>
*Salicylates		4	((WAC 260-70-630 (1)(a))) <u>C</u>
Salmeterol		3	<u>B</u>
Scopolamine (Hyoscine)	Triptone	3	<u>B</u>
Secobarbital (Quinalbarbitone)	Seconal	2	<u>A</u>
Selegiline	Eldepryl, Jumex	2	<u>A</u>
Sertraline	Lustral, Zoloft	2	<u>A</u>
Sibutramine	Meridia	3	<u>B</u>
Sildenafil	Viagra	3	<u>A</u>
Snake Venoms		2	<u>A</u>
Somatrem	<u>Protropon</u>	2	<u>A</u>
Somatropin	Nutropin	2	<u>A</u>
Sotalol	Betapace, Sotacor	3	<u>B</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Spiclomazine		2	<u>A</u>
Siperone		2	<u>A</u>
Spirapril, metabolite Spiraprilat	Renomax	3	<u>A</u>
Spiro lactone	Aldactone	4	<u>B</u>
Stanozolol	Winstrol-V	((4)) <u>3</u>	((WAC 260-70-630(3)(a))) <u>B</u>
Stenbolone		3	<u>B</u>
Strychine		1	<u>B</u>
Succinylcholine	Sucostrin, Quelin, etc.	2	<u>A</u>
Sufentanil	Sufenta	1	<u>A</u>
Sulfasalazine	Axulfidine, Azaline	4	<u>C</u>
Sulondiethylmethane		2	<u>A</u>
Sulfonmethane		2	<u>A</u>
Sulforidazine	Inofal	2	<u>A</u>
Sulindac	Clinoril	3	<u>A</u>
Sulpiride	Aiglonyl, Sulpitol	2	<u>A</u>
Sultopride	Barnetil	2	<u>A</u>
Sumatriptan	Imitrex	3	<u>B</u>
Synthetic cannabis	Spice, K2, Kronic	1	<u>A</u>
Tadalafil	Cialis	3	<u>A</u>
Talbutal	Lotusate	2	<u>A</u>
Tandospirone		2	<u>A</u>
Telmisartin	Micardis	3	<u>B</u>
Temazepam	Restoril	2	<u>A</u>
Tenoxicam	Alganex, etc.	3	<u>B</u>
Tepoxalin		3	<u>B</u>
Terazosin	Hytrin	3	<u>A</u>
Terbutaline	Brethine, Bricanyl	3	<u>B</u>
Terfenadine	Seldan, Triludan	4	<u>B</u>
Testolactone	Teslac	3	<u>B</u>
*Testosterone		((4)) <u>3</u>	((WAC 260-70-630(3)(a))) <u>B</u>
Tetrabenzaine	Nitoman	2	<u>A</u>
Tetracaine	Pontocaine	2	<u>A</u>
Tetrahydrogestrinone		3	<u>A</u>
Tetrahydrozoline	Tyzine	4	<u>B</u>
Tetrazepam	Musaril, Myolastin	2	<u>A</u>
Thebaine		2	<u>A</u>
Theobromine		4	((WAC 260-70-630(1)(a))) <u>B</u>
Theophylline	Aqualphyllin, etc.	3	<u>B</u>
Thialbarbital	Kemithal	2	<u>A</u>
Thiamylal	Surital	2	<u>A</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Thiethylperazine	Torecan	2	<u>A</u>
Thiopental	Pentothal	2	<u>A</u>
Thiopropazate	Dartal	2	<u>A</u>
Thiorpoperazine	Mejeptil	2	<u>A</u>
Thioridazine	Mellaril	2	<u>A</u>
Thiosalicylate		4	<u>C</u>
Thiothixene	Navane	2	<u>A</u>
Thiphenamil	Trocinate	4	<u>B</u>
Tiapride	Italprid, Luxoben, etc.	2	<u>A</u>
Tiaprofenic Acid	Surgam	3	<u>B</u>
Tiletamine	Component of Telazol	2	<u>A</u>
Timiperone	Tolopelon	2	<u>A</u>
Timolol	Blocardrin	3	<u>B</u>
Tocainide	Tonocard	4	<u>B</u>
Tofisopam	Grandaxain, Seriel	2	<u>A</u>
Tolazoline	Priscoline	3	<u>B</u>
Tolmetin	Tolectin	3	<u>B</u>
Topirimate	Topamax	2	<u>A</u>
Torsemide (Torasemide)	Demadex	3	<u>A</u>
Tramadol	Ultram	2	<u>A</u>
Trandolapril (and metabolite, Trandolaprilat)	Tarka	3	<u>B</u>
Tranexamic Acid		4	<u>C</u>
Tranlycypromine	Parnatet	2	<u>A</u>
Trazonde	Desyrel	2	<u>A</u>
Trenbolone	Finoplax	3	<u>B</u>
Tretoquinol	Inolin	2	<u>A</u>
*Triamcinolone	Vetalog, etc.	4	<u>C</u>
Triamterene	Dyrenium	4	<u>B</u>
Triazolam	Halcion	2	<u>A</u>
Tribromethanol		2	<u>A</u>
Tricaine methanesulfonate	Finquel	2	<u>A</u>
Trichlormethiazide	Naqua, Naquasone	4	<u>C</u>
Trichloroethanol		2	<u>A</u>
Trichloethylene	Trilene, Trimar	2	<u>A</u>
Triclofos	Triclos	2	<u>A</u>
Tridihexethyl	Pathilon	4	<u>B</u>
Trifluomeprazine	Nortran	2	<u>A</u>
Trifluoperazine	Stelazine	2	<u>A</u>
Trifluperidol	Triperidol	2	<u>A</u>
Triflupromazine	Vetame, Vesprin	2	<u>A</u>
Trihexylphenidyl	Artane	3	<u>A</u>
Trimeprazine	Temaril	4	<u>B</u>

Drug	Trade Name	Class	((Threshold)) <u>Penalty Class</u>
Trimethadione	Tridione	3	<u>B</u>
Trimethaphan	Arfonad	3	<u>A</u>
Trimipramine	Surmontil	2	<u>A</u>
Tripelennamine	PBZ	3	<u>B</u>
Tripolidine	Actidil	4	<u>B</u>
((Tuaminoheptane	Tuamine	4))	
Tubocurarine (Curare)	Metubin	2	<u>A</u>
Tybamate	Benvil, Nospan, etc.	2	<u>A</u>
Urethane		2	<u>A</u>
Valdecoxib		2	<u>A</u>
Valerenic Acid		3	<u>A</u>
Valnoctamide	Nirvanyl	2	<u>A</u>
Valsartan	Diovan	3	<u>B</u>
Vardenafil	Levitra	3	<u>A</u>
Vedaprofen		4	<u>B</u>
Venlafaxine	Effexor	2	<u>A</u>
Veralipride	Accional, Veralipril	2	<u>A</u>
Verapamil	Calan, Isoptin	4	<u>B</u>
Vercuronium	Norcuron	2	<u>A</u>
Viloxazine	Catatrol, Vivalan, etc.	2	<u>A</u>
Vinbarbital	Delvinol	2	<u>A</u>
Vinylbital	Optanox, Speda	2	<u>A</u>
Warfarin	Coumadin, Coufarin	5	<u>C</u>
((Yohimbine		2))	
*Xylazine	Rompun, Bay VA 1470	3	<u>B</u>
Xylometazoline	Otrivin	4	<u>B</u>
Yohimbine		2	<u>A</u>
Zafirlukast	Accolate	4	<u>C</u>
Zaleplon	Sonata	2	<u>A</u>
Zeranol	Ralgro	4	<u>C</u>
Ziconotide		1	<u>A</u>
Zileuton	Zyflo	4	<u>C</u>
Zilpaterol hydrochloride		3	<u>A</u>
Ziprasidone	Geodon	2	<u>A</u>
Zolazepam		2	<u>A</u>
Zolmitriptan	Zomig	3	<u>B</u>
Zolpidem	Ambien, Stilnox	2	<u>A</u>
Zomepirac	Zomax	2	<u>A</u>
Zonisamide	Zonegran	3	<u>B</u>
Zopiclone	Imovan	2	<u>A</u>
Zotepine	Lodopin	2	<u>A</u>
Zuclopenthixol	Ciatyl, Cesordinol	2	<u>A</u>

Drug	Trade Name	Class	(Threshold) Penalty Class
Δ-1-androstene-3, 17-diol		3	<u>A</u>
Δ-1-androstene-3, 17-dione		3	<u>A</u>
Δ-1-dihydrotestosterone		3	<u>A</u>

AMENDATORY SECTION (Amending WSR 14-05-050, filed 2/14/14, effective 3/17/14)

WAC 260-84-065 Licensees—Drug and alcohol penalties. (1) Be under the influence of or affected by intoxicating liquor, marijuana, and/or prescription drugs, in violation of WAC 260-34-020 (1) and (5):

- (a) First offense - Warning to one-day suspension;
- (b) Second offense - Three-day suspension;
- (c) Third offense - Thirty-day suspension;
- (d) Subsequent offenses (within five years) - One-year suspension.

(2) Be under the influence of or affected by intoxicating liquor, marijuana, and/or prescription drugs, while on horseback, in violation of WAC 260-34-020 (1) and (5):

- (a) First offense - Warning to one-day suspension;
- (b) Second offense - Three-day to thirty-day suspension;
- (c) Third offense - Thirty-day to one-year suspension;
- (d) Subsequent offenses (within five years) - Revocation.

(3) Be under the influence of or affected by, or have within their body any illegal controlled substance or unprescribed medication in violation of WAC 260-34-020(1):

- (a) First offense - Thirty-day suspension;
- (b) Second offense - One hundred eighty-day suspension;
- (c) Third offense - Three hundred sixty-five day suspension;
- (d) Subsequent offenses - Revocation.

(4) Engage in the illegal sale or distribution of alcohol in violation of WAC 260-34-020(2):

- (a) First offense - Five-day suspension;
- (b) Second offense - Thirty-day suspension;
- (c) Third offense - One-year suspension;
- (d) Subsequent offenses (within five years) - Revocation.

(5) Engaging in the illegal sale or distribution of a controlled substance, including marijuana, or possess an illegal controlled substance, including marijuana with intent to deliver in violation of WAC 260-34-020(3), revocation and immediate ejection from the grounds.

(6) Possess an illegal controlled substance, including marijuana if under the age of twenty-one, and excluding marijuana if twenty-one years or older in violation of WAC 260-34-020(4):

- (a) First offense - Thirty-day suspension;
- (b) Second offense - One-year suspension; and
- (c) Third offense - Revocation.

(7) Possession of marijuana over the age of twenty-one, WAC 260-34-020(5):

- (a) First offense - Warning to three-day suspension;
- (b) Second offense - Three-day to thirty-day suspension;
- (c) Third offense - Thirty-day to one-year suspension;
- (d) Subsequent offenses (within five years) - Revocation.

(8) Possession of any equipment, products or materials of any kind which are used or intended for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, or concealing an illegal controlled substance, or any equipment, products or materials of any kind, which are used or intended for use in injecting, ingesting, inhaling or otherwise introducing into the human body an illegal controlled substance in violation of WAC 260-34-020(6):

- (a) First offense - Three-day suspension;
- (b) Second offense - Three-day to thirty-day suspension;
- (c) Third offense - One-year suspension;
- (d) Subsequent offenses (within five years) - Revocation.
- (9) Refusal to submit to blood, breath, oral fluids, and/or urine testing, in violation of WAC 260-34-020(7), immediate ejection from the grounds and a one-year suspension.

Subsequent offenses - Revocation.

(10)(a) For violations of WAC 260-34-020 (1), (4), or (5), the board of stewards may stay a suspension if the licensee or applicant shows proof of ~~((participation in a drug rehabilitation or alcohol treatment program approved or certified by the department of social and health services))~~ an evaluation conducted by a certified substance abuse counselor approved by the stewards, and fulfilling any recommendations indicated in the evaluation. Individuals will only be allowed a stay of a suspension under this subsection once in a five-year period. If during the period of the stay a licensee or applicant violates the provisions of chapter 260-34 WAC, the violation for which the stay of suspension was entered will be considered as a prior violation for penalty purposes. Before being granted a stay of the suspension, the licensee or applicant must also agree to comply with the following conditions during the duration of the treatment program:

- (i) Remain in compliance with the rehabilitation and/or treatment program as reported by a certified substance abuse counselor.
- (ii) Submit to random drug or alcohol testing at the discretion of the board of stewards or commission investigators.
- (iii) Have no violations of chapter 260-34 WAC.

Upon completion of the rehabilitation or treatment program, the licensee or applicant must provide documentation of completion to the board of stewards. Upon making a determination that the licensee or applicant successfully completed the rehabilitation or treatment program, the board of stewards may direct that the final disposition of the violation will be that the licensee or applicant completed a treatment program in lieu of suspension.

(b) If the board of stewards finds that the licensee or applicant failed to comply with the conditions required in (a)(iii) of this subsection, the board of stewards may impose the original suspension. If the failure to comply with the con-

ditions of the stay is a violation of chapter 260-34 WAC, the board of stewards may also hold a ruling conference for that rule violation and impose such penalty as is provided for that violation.

(11) Any licensee or applicant who tests positive (presumptive or confirmatory) for the presence of an illegal controlled substance is prohibited from performing any duties for which a license is required until the licensee does not test positive (presumptive or confirmatory) for the presence of any illegal controlled substance.

(12) Any licensee or applicant who is affected by intoxicating liquor or who has an alcohol concentration of 0.08 percent or higher is prohibited from performing any duties for which a license is required until the licensee is not affected by intoxicating liquor and his/her alcohol concentration is below 0.08 percent.

(13) Any licensee or applicant who has an alcohol concentration of 0.02 percent or higher while on horseback is prohibited from being on horseback until his/her alcohol concentration is below 0.02 percent.

(14) Any licensee or applicant who tests positive (presumptive or confirmatory) for the presence of marijuana is prohibited from performing any duties for which a license is required until the licensee provides a negative test for the presence of marijuana.

AMENDATORY SECTION (Amending WSR 08-05-086, filed 2/15/08, effective 3/17/08)

WAC 260-84-090 Equine medication and prohibited substances—Penalties—Guidelines. (1) Upon a finding of a violation of the medication and prohibited substances rules in chapter 260-70 WAC, the stewards will consider the classification level of the medication, drug or substance prior to imposing a penalty. The stewards will also consult with an official veterinarian to determine the nature and seriousness of the laboratory finding or the medication violation and whether the violation was a result of the administration of a therapeutic medication as documented in a veterinarian's report received per WAC 260-70-540.

(2) Upon the finding of the laboratory of a positive test, the equine medical director shall prepare, for presentation at the steward's conference, testimony to assist the stewards in determining the seriousness of the violation. Industry experts should be contacted to assist with the research as to whether the reported violation is of a nature that may have affected the outcome of the race. The finding of the equine medical director may be considered as mitigating or aggravating circumstances.

Based upon the finding of fact, if the quantification of a therapeutic substance is considered by the stewards and equine medical director to be of no significance, the trainer and veterinarian of record will be contacted for administration details, but a formal hearing notice may be waived.

(3) A lesser penalty than that established in WAC 260-84-110 may be imposed if a majority of the stewards determine that mitigating circumstances warrant a lesser penalty. If a majority of the stewards determine a greater penalty is appropriate or that a penalty in excess of the authority granted them is appropriate, they may impose the maximum penalty

authorized and refer the matter to the commission with specific recommendations for further action. In determining if there are mitigating circumstances surrounding a medication violation for substances referred to in chapter 260-70 WAC, at least the following will be considered:

(a) The past record of the trainer and/or veterinarian in medication/drug cases;

(b) The potential of the medication/drug to influence a horse's racing performance;

(c) The availability of the medication/drug;

(d) Whether there is reason to believe the responsible party knew of the administration of the medication/drug used;

(e) The steps taken by the trainer to safeguard the horse;

(f) The probability of environmental contamination or inadvertent exposure due to human drug use;

(g) The purse of the race;

(h) Whether the medication found was one for which the horse was receiving a treatment as determined by the veterinarian report(s);

(i) Whether there was any suspicious betting pattern in the race; ~~((and))~~

(j) Whether the presence of the medication/drug in urine was confirmed in serum or plasma; and

(k) The level of the overage and its probability to affect the outcome of the race.

~~((3))~~ (4) If a majority of the stewards determine a penalty greater than established in these rules is appropriate, they may impose the maximum penalty authorized and refer the matter to the commission with specific recommendations for further action.

~~((4))~~ (5) If the penalty is not otherwise established for a violation of chapter 260-70 WAC, the penalty will be determined by the board of stewards.

(6) Equine medication violations from Washington and all recognized racing jurisdictions will be considered when assessing penalties.

AMENDATORY SECTION (Amending WSR 08-05-086, filed 2/15/08, effective 3/17/08)

WAC 260-84-110 Penalties for uniform classifications. (1) Penalties will be assessed against any person found to be responsible or party to the improper administration of a drug or the intentional administration of a drug resulting in a positive test. In assessing penalties under this section, violations in the last three hundred sixty-five days for Category "B," "C," and "D" penalties from Washington and all recognized racing jurisdictions will be considered. For Category "A" penalties, lifetime violations in Washington and all recognized racing jurisdictions will be considered.

~~(a) (Class 1—One to five year suspension and at least \$5,000 fine and loss of purse.~~

~~(b) Class 2—Six months to one year suspension and \$1,500 to \$2,500 fine and loss of purse.~~

~~(c) Class 3—Sixty days to six months suspension and up to \$1,500 fine and possible loss of purse.~~

~~(d) Class 4—Zero to sixty days suspension and up to \$1,000 fine and possible loss of purse.~~

(e) ~~Class 5 – Warning to fifteen days suspension with a possible loss of purse and/or fine.)~~ The following are recommended penalties for violations of a drug carrying a Category "A" penalty:

First Offense	Second Offense	Third Offense
<u>Up to a one-year suspension and a fine of \$1500 absent mitigating circumstances. DQ and loss of purse.</u>	<u>One-year suspension and a fine of \$2500 absent mitigating circumstances. DQ and loss of purse. Referred to commission for additional consideration.</u>	<u>Revocation of license and a fine of \$2500 absent mitigating circumstances. DQ and loss of purse.</u>

(b) The following are recommended penalties for violations of a drug carrying a Category "B" penalty:

First Offense	Second Offense (365-day period)	Third Offense (365-day period)
<u>Zero to a fifteen-day suspension and \$500 fine absent mitigating circumstances. DQ and loss of purse absent mitigating circumstances.</u>	<u>Up to a thirty-day suspension and \$1000 fine absent mitigating circumstances. DQ and loss of purse absent mitigating circumstances.</u>	<u>Minimum sixty-day suspension and \$2500 fine absent mitigating circumstances. DQ and loss of purse absent mitigating circumstances.</u>

(c) The following are recommended penalties for violations of a drug carrying a Category "C" penalty, overages for

(a) For overnight and nongraded stakes races:

Concentration	1st offense within 365 days	2nd offense within 365 days	3rd and subsequent offenses within 365 days
> 5.0 but < 6.5 mcg/ml	Warning	Fine not to exceed \$300	Fine not to exceed \$500
> 6.5 but < 10.0 mcg/ml	Fine not to exceed \$300	Fine not to exceed \$500	Fine not to exceed \$1000
> 10.0 mcg/ml	Fine not to exceed \$500	Fine not to exceed \$1000	Fine not to exceed \$2500 and possible suspension

(b) For graded stakes races:

Concentration	1st offense within 365 days	2nd offense within 365 days	3rd and subsequent offenses within 365 days
> 2.0 but < 4.9 mcg/ml	Fine not to exceed \$300	Fine not to exceed \$500	Fine not to exceed \$1000 and 7-day suspension
> 5.0 mcg/ml	Fine not to exceed \$500	Fine not to exceed \$1000 and 7-day suspension	Fine not to exceed \$2500 and 15-day suspension

(3) Detection of any unreported permitted medication, drug, or substance by the primary testing laboratory may be grounds for disciplinary action.

permitted NSAIDs, (except phenylbutazone), and no furose-mide when reported:

First Offense	Second Offense (365-day period)	Third Offense (365-day period)
<u>Minimum written warning to maximum \$500 fine.</u>	<u>Minimum written warning to maximum \$750 fine.</u>	<u>Minimum \$500 fine to maximum \$1000 fine. Possible DQ and loss of purse.</u>

(d) The recommended penalty for a violation involving a drug that carries a Category "D" penalty is a written warning. Multiple violations may result in fines and/or suspensions.

(2) A lesser penalty may be imposed if a majority of the stewards determine that mitigating circumstances, as outlined in WAC 260-84-090 exist.

AMENDATORY SECTION (Amending WSR 12-07-005, filed 3/9/12, effective 4/9/12)

WAC 260-84-120 Penalties relating to ((permitted medication)) multiple NSAIDs and phenylbutazone. (1) Should the laboratory analysis of serum or plasma taken from a horse show the presence of more than one approved nonsteroidal anti-inflammatory drug (NSAID) in violation of these rules the following penalties will be assessed:

(a) For a first offense within a three hundred sixty-five day period - Fine not to exceed \$300;

(b) For a second offense within a three hundred sixty-five day period - Fine not to exceed \$750;

(c) For a third offense within a three hundred sixty-five day period - Fine not to exceed \$1,000.

(2) Should the laboratory analysis of serum or plasma taken from a horse show the presence of phenylbutazone in excess of the quantities authorized by this rule, the following penalties will be assessed:

(4) As reported by the primary testing laboratory, failure of any test sample to show the presence of a permitted medication, drug or substance when such permitted medication,

drug or substance was required to be administered may be grounds for disciplinary action, which may include a fine not to exceed three hundred dollars. Multiple violations by an individual within a three hundred sixty-five day period may include additional fines and/or suspension or revocation.

(5) In assessing penalties for equine medication, prior offenses will count regardless of whether the violation(s) occurred in Washington or another recognized racing jurisdiction, and regardless of the prior concentration level.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 260-84-100 Furosemide penalties.

WSR 15-04-111
PROPOSED RULES
DEPARTMENT OF LICENSING

[Filed February 3, 2015, 9:47 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-23-023.

Title of Rule and Other Identifying Information: Chapter 196-12 WAC, Registered professional engineers.

Hearing Location(s): The Davenport Hotel, Cutter Room, 10 South Post Street, Spokane, WA 99201, on March 10, 2015, at 6:30 p.m.; and at the Radisson Hotel, Boardroom, 18118 International Boulevard, SeaTac, WA 98188, on March 18, 2015, at 6:30 p.m.

Date of Intended Adoption: March 19, 2015.

Submit Written Comments to: George A. Twiss, PLS, Executive Director, Board of Registration for Professional Engineers and Land Surveyors, P.O. Box 9025, Olympia, WA 98507-9025, e-mail engineers@dol.wa.gov, fax (360) 664-2551, by March 18, 2015.

Assistance for Persons with Disabilities: Contact Cassandra Fewell, executive assistant, by March 9, 2015, TTY (360) 664-0116 or (360) 664-1564.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: An amendment to WAC 196-12-010 is needed to delete language regarding a waiver of the fundamentals-of-engineering examination.

Repeal of WAC 196-12-050 is needed, as the authority to grant a waiver of the fundamentals-of-engineering examination does not exist in law.

Reasons Supporting Proposal: The authority to grant a waiver of the fundamentals-of-engineering examination no longer exists in statute.

Statutory Authority for Adoption: Chapter 18.43 RCW.

Statute Being Implemented: Chapter 18.43 RCW.

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, Implementation, and Enforcement: George Twiss, 405 Black Lake Boulevard, Olympia, WA 98502, (360) 664-1565.

No small business economic impact statement has been prepared under chapter 19.85 RCW. No economic impact to applicants or licensees.

A cost-benefit analysis is not required under RCW 34.05.328. No economic impact to applicants or licensees.

February 3, 2015
Damon G. Monroe
Rules Coordinator

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

WAC 196-12-010 Registration requirements. The requirements to become licensed as a professional engineer are:

(1) Eight years of experience in engineering work of a character satisfactory to the board.

(a) These eight years must be of broad based, progressive experience to include gaining knowledge and comprehension of engineering subjects and applying engineering principles.

(b) The eight years of experience may be a combination of education and practical work experience. Under selected circumstances a maximum of five years of education (baccalaureate and masters degrees) can be granted toward the eight-year requirement.

(2) Obtaining a passing score on the fundamentals-of-engineering (FE) examination (~~(or be granted a waiver of the examination)~~);

(3) Obtaining a passing score on the principles and practice of engineering examination;

(4) Obtaining a passing score on the board's law (~~and ethics examination~~) review;

(5) Be of good character and reputation; and

(6) Payment of applicable fees.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 196-12-050 Waiving the fundamentals-of-engineering examination.

WSR 15-04-114
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Filed February 3, 2015, 10:04 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-118 on December 3, 2014.

Title of Rule and Other Identifying Information: WAC 232-28-296 Landowner hunting permits.

Hearing Location(s): Civic Center, 411 South Balsam Street, Moses Lake, WA 98837, on March 20-21, 2015, at 8:00 a.m.

Date of Intended Adoption: On or after April 9, 2015.

Submit Written Comments to: Wildlife Program Commission Meeting Public Comments, 600 Capitol Way North, Olympia, WA 98501, e-mail wildthing@dfw.wa.gov, fax (360) 902-2162, by February 24, 2015.

Assistance for Persons with Disabilities: Contact Tami Lininger by March 1, 2015, TTY (800) 833-6388 or (360) 902-2267.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: WAC 232-28-296, this proposal modifies hunt dates and permit levels on properties enrolled in Washington department of fish and wildlife's (WDFW) landowner hunting permit (LHP) program for the 2015-17 hunting seasons. These sites offer special hunting opportunities to the public through permits issued by WDFW, raffles, or selection by the landowner.

One LHP owner has elected not to continue in the program and a new landowner is proposed to be added. In lieu of special permits on the new LHP site, hunting will be available to hunters through WDFW's hunt by reservation program which will result in greater hunting opportunity than would be realized through the standard guidelines.

Reasons Supporting Proposal: WAC 232-28-296, several years ago, the fish and wildlife commission developed a policy to expand the private lands available to the general public for hunting. One of the programs that was authorized is the LHP program. This program encourages landowners to provide opportunity to the general hunter in exchange for customized hunting seasons and the ability to generate funding to offset the cost of providing public access.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

Statute Being Implemented: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: When filing the permanent rule-making order (CR-103P), the WAC sections containing rule amendments will be consolidated into two or three order typing service (OTS) documents.

Name of Proponent: WDFW, governmental.

(ii) Deer Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Buckrun	10	Sept. 1 - Dec. 31	Antlerless Mule Deer or any White-tailed Deer	Buckrun
Buckrun	30	Sept. 1 - Dec. 31	Any deer	Buckrun
Buckrun Raffle	10	Oct. 25 - Dec. 31	Any deer	Buckrun

(c) Buckrun special hunting permits

(i) Hunters must apply to the Washington department of fish and wildlife for Buckrun's special hunting permits. Only hunters possessing a modern firearm deer tag are eligible for these special permits. All hunters must check in and out with the landowner or their designee. Hunts (~~should~~) must be scheduled in advance by calling 509-345-2577.

Name of Agency Personnel Responsible for Drafting and Implementation: Nate Pamplin, Natural Resource[s] Building, (360) 902-2515; and Enforcement: Steven Crown, Natural Resource[s] Building, (360) 902-2373.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules apply to recreational hunting and do not affect small business.

A cost-benefit analysis is not required under RCW 34.05.328. This proposal does not involve hydraulics.

February 3, 2015
Joanna M. Eide
Rules Coordinator

AMENDATORY SECTION (Amending WSR 14-10-019, filed 4/25/14, effective 5/26/14)

WAC 232-28-296 Landowner hunting permits. (1) A landowner may enter into a contract with the department and establish boundaries and other requirements for hunter access consistent with commission policy.

(2) It is unlawful for hunters to participate in landowner-permit hunts unless the hunters possess both an access permit from the landowner and a hunting permit from the department for the species covered under the landowner's contract. A violation of this section is punishable under RCW 77.15-410.

(3)(a) Buckrun

(i) Buckrun is located in Grant County, near the town of Wilson Creek.

(ii) Hunting on Buckrun is managed for a quality experience by scheduling hunt dates and keeping the number of hunters in the field low. Hunters with limited flexibility for hunt dates may experience scheduling problems. Hunters can generally expect one-day hunts during the permit seasons with written authorization from the Buckrun manager. All hunters must check in and out with the landowner or their designee on hunt day. Hunts (~~will be~~) are scheduled on a first-come basis by calling 509-345-2577 in advance.

(b) Buckrun landowner hunting permits

(i) Buckrun's manager will distribute Buckrun's landowner hunting permits. Buckrun may charge an access fee for these permits, but not for winning raffle permits. Only hunters possessing a modern firearm deer tag are eligible for permits on Buckrun's properties. Contact the manager at 509-345-2577 for additional information.

(ii) Deer Seasons:

Hunt Name	Permit Number	Permit Season	Special Restrictions	Boundary Description
Buckrun	10	Sept. 1 - Dec. 31	Antlerless	Buckrun

(4)(a) Silver Dollar Association

The Silver Dollar Association is located in Yakima and Benton counties, on the western edge of the Hanford Reservation. A legal description of the property is in the contract between the Silver Dollar Association and the department.

(b) Silver Dollar Association landowner hunting permits

(i) The Silver Dollar Association's manager will distribute the association's landowner hunting permits. The association may charge an access fee for these permits.

(ii) Elk Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Silver Dollar	24	Aug. 1 - March 31	Any Elk	Silver Dollar
Silver Dollar	8	Aug. 1 - March 31	Antlerless	Silver Dollar

(c) Silver Dollar Association special hunting permits

(i) Hunters must apply to the ((Washington)) department ((of fish and wildlife)) for the Silver Dollar Association's special hunting permits.

(ii) Elk Seasons:

Hunt Name	Permit Number	Weapon/Tag	Permit Season	Special Restrictions	Boundary Description
Silver Dollar	8	EF	Aug. 1 - March 31	Youth Only, Any Elk	Silver Dollar
Silver Dollar Antlerless Elk	6	EF	Aug. 1 - March 31	Youth Only, Antlerless Elk Only	Silver Dollar
Silver Dollar Antlerless Elk	2	EF	Aug. 1 - March 31	Persons of Disability Only, Antlerless Elk Only	Silver Dollar

(5)(a) Blackrock Ranches

Blackrock Ranches is located in Yakima County west of the Hanford Reservation. A legal description of the property is in the contract between Blackrock Ranches and the department.

(b) Blackrock Ranches landowner hunting permits

(i) Blackrock Ranches' manager will distribute the ranches' landowner hunting permits. Blackrock Ranches may charge an access fee for these permits.

(ii) Elk Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Blackrock Ranches	6	Aug. 1 - March 31	Any Elk	Blackrock Ranches
Blackrock Ranches	2	Aug. 1 - March 31	Antlerless	Blackrock Ranches

(c) Blackrock Ranches special hunting permits

(i) Hunters must apply to the ((Washington)) department ((of fish and wildlife)) for Blackrock Ranches' special hunting permits. To apply, hunters must have an eastside elk tag.

(ii) Elk Seasons:

Hunt Name	Permit Number	Weapon/Tag	Permit Season	Special Restrictions	Boundary Description
Blackrock Ranches	1	EF	Aug. 1 - March 31	Any Elk	Blackrock Ranches
Blackrock Ranches	1	EF	Aug. 1 - March 31	Antlerless Only	Blackrock Ranches

Hunt Name	Permit Number	Weapon/Tag	Permit Season	Special Restrictions	Boundary Description
Blackrock Ranches	1	EF	Aug. 1 - March 31	Youth Only, Any Elk	Blackrock Ranches
Blackrock Ranches	1	EF	Aug. 1 - March 31	Youth Only, Antlerless Only	Blackrock Ranches

(6)(a) Pine Mountain Ranch

The Pine Mountain Ranch is located in Yakima County 14 miles west of Yakima. A legal description of the property is in the contract between the Pine Mountain Ranch and the department.

(b) Pine Mountain Ranch landowner hunting permits

(i) Pine Mountain Ranch's manager will distribute the ranch's landowner hunting permits. Pine Mountain Ranch may charge an access fee for these permits.

(ii) Deer Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Pine Mountain Ranch	2	Nov. ((3)) 10 - Dec. 31	Any Buck	Pine Mountain Ranch

(iii) Elk Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Pine Mountain Ranch	1	Aug. 1 - Dec. 31	Any Bull	Pine Mountain Ranch
Pine Mountain Ranch	2	Aug. 1 - Nov. ((2)) 2	Antlerless	Pine Mountain Ranch

(c) Pine Mountain Ranch special hunting permits

(i) Hunters must apply to the ((Washington)) department ((of fish and wildlife)) for Pine Mountain Ranch's special hunting permits.

(ii) Deer Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Pine Mountain Ranch	2	Nov. ((3)) 10 - Dec. 31	Youth Only, Any Buck	Pine Mountain Ranch

(iii) Elk Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Pine Mountain Ranch	1	Aug. 1 - Dec. 31	Youth Only, Any Bull	Pine Mountain Ranch
Pine Mountain Ranch	2	Aug. 1 - Nov. ((2)) 2	Antlerless	Pine Mountain Ranch

(7)(a) ((4-0 Ranch

The 4-0 Ranch is located in Asotin County (GMU 172), south of Asotin. A legal description of the property is in the contract between the 4-0 Ranch and the department.

(b) 4-0 Ranch landowner hunting permits

The 4-0 Ranch's manager will distribute the ranch's landowner hunting permits. The 4-0 Ranch may charge an access fee for these permits.

Deer

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
4-0 Ranch A	4	Oct. 4-7	Mule Deer, 3 pt. min	4-0 Ranch
4-0 Ranch C	4	Nov. 8-12	White-tailed, 3 pt. min	4-0 Ranch

Elk

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
4-0 Ranch A	1	Sept. 6-9	Any Bull	4-0 Ranch
4-0 Ranch B	1	Sept. 25-28	Any Bull	4-0 Ranch
4-0 Ranch C	3	Oct. 18-21	Spike Only	4-0 Ranch
4-0 Ranch D	8	Nov. 3-7	Antlerless Only	4-0 Ranch

(c) 4-0 Ranch special hunting permits

Hunters must apply to the Washington department of fish and wildlife for the ranch's special hunting permits. Hunters must have an Eastside Elk tag to apply for 4-0 Ranch's elk permits.

Deer

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
4-0 Ranch A	1	Oct. 8-12	Mule Deer, 3 pt. min	4-0 Ranch
4-0 Ranch B	3	Oct. 8-12	Antlerless Mule Deer, Youth Only	4-0 Ranch
4-0 Ranch C	1	Nov. 15-19	Whitetail, 3 pt. min	4-0 Ranch

Elk

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
4-0 Ranch A	1	Sept. 10-14	Any Bull	4-0 Ranch
4-0 Ranch B	1	Sept. 17-21	Any Bull	4-0 Ranch
4-0 Ranch C	4	Oct. 22-26	Spike Only	4-0 Ranch
4-0 Ranch D	4	Oct. 29 - Nov. 2	Antlerless Only	4-0 Ranch
4-0 Ranch E	4	Nov. 22-26	Antlerless Only	4-0 Ranch))

Bennett Lumber LHP

(i) The Bennett Lumber property is located in Asotin, Columbia, Garfield, and Walla Walla counties (GMUs 154, 162, 166, 172, and 178). A legal description of the property is in the contract between Bennett Lumber and the department.

(ii) Special hunting permits are not issued by the department for the Bennett Lumber LHP. Instead, Bennett Lumber will be enrolling in the hunt by reservation program to provide regulated public access to all of their property. The landowner and the department will develop a framework for scheduling reservation hunts on the property which will result in hunting opportunity exceeding that which otherwise would be available using the standard allocation guidelines for LHPs.

(b) Bennett Lumber landowner hunting permits

(i) Bennett Lumber's manager will distribute the ranch's landowner hunting permits. Bennett Lumber may charge an access fee for these permits.

(ii) Deer Seasons:

<u>Hunt Name</u>	<u>Quota</u>	<u>Access Season</u>	<u>Special Restrictions</u>	<u>Boundary Description</u>
<u>Bennett Lumber A</u>	<u>2</u>	<u>Nov. 7 - 19</u>	<u>Mule Deer, 3 pt. min</u>	<u>Bennett Lumber</u>
<u>Bennett Lumber B</u>	<u>4</u>	<u>Nov. 7-19</u>	<u>White-tailed, 3 pt. min</u>	<u>Bennett Lumber</u>

(iii) Elk Seasons:

<u>Hunt Name</u>	<u>Quota</u>	<u>Access Season</u>	<u>Special Restrictions</u>	<u>Boundary Description</u>
<u>Bennett Lumber A</u>	<u>2</u>	<u>Sept. 15-30</u>	<u>Any Bull</u>	<u>Bennett Lumber</u>
<u>Bennett Lumber B</u>	<u>5</u>	<u>Sept. 15-30</u>	<u>Antlerless</u>	<u>Bennett Lumber</u>
<u>Bennett Lumber C</u>	<u>5</u>	<u>Oct. 31 - Nov. 8</u>	<u>Antlerless</u>	<u>Bennett Lumber</u>

(8)(a) ZMI Ranch

ZMI Ranch is located in northern Walla Walla County near Lyons Ferry (GMU 149).

(b) ZMI Ranch landowner hunting permits

(i) ZMI Ranch's manager will distribute the ranch's landowner hunting permits. ZMI Ranch may charge an access fee for these permits.

(ii) Deer Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
ZMI A	3	Oct. ((20)) 28 - Nov. ((4)) 1	3 pt. min	ZMI
ZMI B	3	Nov. ((15-30)) 14-30	3 pt. min	ZMI

(c) ZMI Ranch special hunting permits

~~(i)~~ Hunters must apply to the ~~((Washington))~~ department ~~((of fish and wildlife))~~ for ZMI Ranch's special hunting permits. Only hunters possessing a modern firearm deer tag are eligible for ZMI special permits. Hunters must ~~((call))~~ contact ZMI Ranch's manager to schedule a hunt time. All hunters must check in and out with the landowner or their designee on the day they hunt.

(ii) Deer Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
ZMI A	2	((Dec. 1-7)) Nov. 4-8	3 pt. min	ZMI
<u>ZMI B</u>	6	<u>Dec. 5-13</u>	<u>Antlerless</u>	<u>ZMI</u>

(9)(a) Columbia Plateau Wildlife Management Association

~~(i)~~ The Columbia Plateau Wildlife Management Association (CPWMA) landowner hunting permit area is located in Spokane County (GMU 130) near Turnbull National Wildlife Refuge. ~~((Landowner permit hunts are primarily damage hunts but are managed for a quality experience by keeping the number of hunters in the field low.))~~ A legal description of the property is in the contract between the CPWMA and the department.

(ii) Landowner permit hunts are primarily damage hunts but are managed for a quality experience by keeping the number of hunters in the field low.

(b) Columbia Plateau Wildlife Management Association landowner hunting permits

~~(i)~~ CPWMA's manager will distribute the association's landowner hunting permits. CPWMA will not charge an access fee for raffle permit winners. Only hunters possessing an elk tag are eligible for permits on CPWMA's properties. All successfully drawn permit applicants must have written authorization from CPWMA's manager and must check in and out with CPWMA's designee at the beginning and ending of the scheduled hunting dates. Successful applicants will receive a packet of information with forms to ~~((fill out))~~ complete and a map showing the hunt area. These applicants must ~~((fill out))~~ complete the forms and return them before ~~((Sept.))~~ September 30. Applicants should see CPWMA's web site at www.cpwma.org or contact the hunt manager at 509-263-4616.

(ii) Elk Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
CPWMA	2	Jan. 1 - Mar. 31	Antlerless	CPWMA
((CPWMA Raffle 1	2	Jan. 1-15	Antlerless	CPWMA
CPWMA Raffle 2	2	Jan. 16-31	Antlerless	CPWMA
CPWMA Raffle 3	3	Feb. 1-14	Antlerless	CPWMA
CPWMA Raffle 4	2	Feb. 15-28	Antlerless	CPWMA
CPWMA Raffle 5	2	Mar. 1-15	Antlerless	CPWMA
CPWMA Raffle 6	2	Mar. 16-31	Antlerless	CPWMA
CPWMA Raffle 7	2	Jan. 1-31	Any bull	CPWMA))
<u>CPWMA Raffle 1</u>	4	<u>Jan. 1-31</u>	<u>Antlerless</u>	<u>CPWMA</u>
<u>CPWMA Raffle 2</u>	4	<u>Feb. 1-29</u>	<u>Antlerless</u>	<u>CPWMA</u>
<u>CPWMA Raffle 3</u>	5	<u>Mar. 1-31</u>	<u>Antlerless</u>	<u>CPWMA</u>
<u>CPWMA Raffle 4</u>	2	<u>Jan. 1-31</u>	<u>Any elk</u>	<u>CPWMA</u>

(c) Columbia Plateau Wildlife Management Association special hunting permits

~~(i)~~ Hunters must apply to the ~~((Washington))~~ department ~~((of fish and wildlife))~~ for CPWMA's special hunting permits. All successfully drawn permit applicants must have written authorization from CPWMA's manager and must check in and out with CPWMA's designee at the beginning and ending of the scheduled hunting dates. Successful applicants will receive a packet of required information with forms to ~~((fill out))~~ complete and a map showing the hunt area. These applicants must ~~((fill out))~~ complete the forms and return them before ~~((Sept.))~~ September 30. Applicants should see CPWMA's web site at www.cpwma.org or contact the hunt manager at 509-263-4616.

(ii) Elk Seasons:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
((CPWMA 1	3	Jan. 1-15	Antlerless	CPWMA

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
CPWMA 2	2	Jan. 16-31	Antlerless	CPWMA
CPWMA 3	2	Feb. 1-14	Antlerless	CPWMA
CPWMA 4	3	Feb. 15-28	Antlerless	CPWMA
CPWMA 5	3	Mar. 1-15	Antlerless	CPWMA
CPWMA 6	2	Mar. 16-31	Antlerless	CPWMA
CPWMA 7	4	Jan. 1-31	Any bull	CPWMA))
<u>CPWMA 1</u>	<u>5</u>	<u>Jan. 1-31</u>	<u>Antlerless</u>	<u>CPWMA</u>
<u>CPWMA 2</u>	<u>5</u>	<u>Feb. 1-29</u>	<u>Antlerless</u>	<u>CPWMA</u>
<u>CPWMA 3</u>	<u>5</u>	<u>Mar. 1-31</u>	<u>Antlerless</u>	<u>CPWMA</u>
<u>CPWMA 4</u>	<u>1</u>	<u>Jan. 1-31</u>	<u>Any elk</u>	<u>CPWMA</u>

WSR 15-04-115
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed February 3, 2015, 10:35 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-09-090.

Title of Rule and Other Identifying Information: Chapter 296-900 WAC, Administrative rules.

Hearing Location(s): Department of Labor and Industries, Tumwater Office, 7273 Linderson Way S.W., Tumwater, WA, on March 10, 2015, at 9:00 a.m.; at the Red Lion at the Quay, 100 Columbia Street, Vancouver, WA, on March 11, 2015, at 1:00 p.m.; at the Department of Labor and Industries, Tukwila Office, 12806 Gateway Drive South, Tukwila, WA, on March 13, 2015, at 9:00 a.m.; at the Department of Labor and Industries, Yakima Office, 15 West Yakima Avenue, Suite 100, Yakima, WA, on March 16, 2015, at 1:00 p.m.; at the Enduris Training Facility, 1610 South Technology Boulevard, Spokane, WA, on March 18, 2015, at 9:00 a.m.; and at the Department Of Labor and Industries, Tumwater Office, 7273 Linderson Way S.W., Tumwater, WA, on March 20, 2015, at 9:00 a.m.

Date of Intended Adoption: June 1, 2015.

Submit Written Comments to: Cindy Ireland, Administrative Regulations Analyst, Division of Occupational Safety and Health, P.O. Box 44620, Olympia, WA 98504-4620, Cynthia.Ireland@lni.wa.gov, by 5:00 p.m. on March 31, 2015.

In addition to written comments, the department will accept comments submitted by fax (360) 902-5619. Comments submitted by fax must be ten pages or less.

Assistance for Persons with Disabilities: Contact Cynthia Ireland by February 24, 2015, (360) 902-5522 or cynthia.ireland@lni.wa.gov.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The Occupational Safety and Health Administration (OSHA) changed its policies for calculating penalties in October 2010. In October 2012, OSHA updated the states activities mandated measures

(SAMM) report to require state plan states to meet new measures for calculating penalties. Failure to adopt rules to respond to the change in OSHA policies and to meet the new SAMM measures could result in the suspension of Washington's state plan approval and/or federal funding.

WAC 296-900-140 Monetary penalties.

- Add the following definitions for clarity: Base penalty, division/DOSH, gravity, inpatient hospitalization, probability rate, severity, and WISHA.

WAC 296-900-14005 Reasons for monetary penalties.

- Change the word "WISHA" to "DOSH" throughout this section when not related to the actual act.
- Add a minimum penalty amount of two thousand five hundred dollars for violations issued when contributing to a fatality.

WAC 296-900-14010 Base penalties.

- Change the word "WISHA" to "DOSH" throughout this section when not related to the actual act.
- Change the severity rates to 1 (lowest) to 3 (highest).
- Delete redundant language.
- Change Table 3 to reflect the change to the severity rates. Also, clarified the language in the table.
- Add Table 4 to address severity relating for general violations.
- Update the definition of probability rate and change the probability rates to 1 (lowest) to 3 (highest).
- Add Table 5 to reflect the change to the probability rates.
- Delete current Table 4 and add Table 6 to determine the gravity based penalty. The proposed changes for the severity and probability rates changed the way a gravity based penalty is determined.
- Add clarifying language relating to the minimum and maximum penalties for a serious violation.
- Add Table 7 to address gravity based penalties for general violations. Also add language relating to first time general violations.

WAC 296-900-14015 Base penalty adjustments.

- Change the word "WISHA" to "DOSH" throughout this section when not related to the actual act.
- Add a minimum penalty amount of two thousand five hundred dollars for violations issued when contributing to a fatality.
- Add language in the note referencing Tables 12 through 14.
- Delete current Table 5.
- Add Table 8 relating to employer inspection history. No changes were made to these percentages from current WAC to the proposed rule. Add clarifying language.
- Add language after Table 8 stating that no reduction would be given if the violations are classified as willful, repeat, failure to abate, or violations contributing to an inpatient hospitalization with an assigned gravity of six or nine or any violations contributing to a fatality.
- Add Table 9 relating to good faith. The reduction for excellent good faith (thirty-five percent) was removed.
- Add clarifying language on how to determine an employer's good faith.
- Add language after Table 9 stating that no reduction would be given if the violations are classified as willful, repeat, or failure to abate.
- Add Table 10 relating to an abatement quick-fix reduction (fifteen percent).
- Add language after Table 10 stating that no reduction would be given if the violations are classified as willful, repeat, failure to abate, or contributing to an inpatient hospitalization or fatality. Also add language that no reduction would be given for blatant violations that are easily corrected or abated.
- Add Table 11 relating to an employer's size of workforce. The size of workforce was broken out into:
 - o 1 – 10 employees (seventy percent reduction)
 - o 11 – 25 employees (sixty percent reduction)
 - o 26 – 100 employees (forty percent reduction)
 - o 101 – 250 employees (twenty percent reduction)
 - o 251 or more employees (no reduction)
- Add language stating that the employer's size of workforce is based on number of employees nationwide.

WAC 296-900-14020 Increases to adjusted base penalties.

- Change the word "WISHA" to "DOSH" throughout this section when not related to the actual act.
- Add language to reference Tables 12 through 14.
- Delete current Table 6.
- Add Table 12 relating to repeat violations. Repeat violations were broken out into:
 - o 1st time repeat x 2
 - o 2nd time repeat x 5
 - o 3rd time repeat x 8
 - o 4th time repeat x 12
 - o 5th time repeat x 15
- Add language about the maximum statutory penalty.
- Add a note clarifying that when there is a repeat willful violation the repeat adjustment is taken after the willful assessment.

- Add Table 13 relating to willful violations.
- Add Table 14 relating to failure to abate violations.
- Add Table 15 relating to egregious violations.
- Add Table 16 relating to the penalty calculation method clarifying that all penalty adjustments factors are summed.

WAC 296-900-180 Definitions.

- Changed "WISHA services" to "division of occupational safety and health (DOSH)" in the definition of "assistant director."
- Add definitions for base penalty, division/DOSH, gravity, inpatient hospitalization and severity.
- Change the probability rate definition to "ranging from 1 (lowest) to 3 (highest)."

Reasons Supporting Proposal: The division of occupational safety and health (DOSH) is proposing to align its penalty calculation rule with OSHA's measures for calculating penalties to ensure that DOSH's rule is at-least-as-effective-as OSHA's (requiring that the average penalty for serious violations (private sector employers only) in total and by size of the employer be within +/- 25% of the three-year national average). The penalty calculation rule proposal contemplated by DOSH is intended to impart a more consistent and fair application of the penalties imposed.

It is important for stakeholders to know that DOSH is considering proposing less impactful penalty calculations designed to give very small businesses an additional size deduction, a new immediate permanent abatement deduction during the inspection for most inspections, and raising the "repeat and failure to abate" multipliers to greatly encourage the elimination of repeat or willful behavior.

Statutory Authority for Adoption: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060.

Statute Being Implemented: Chapter 49.17 RCW.

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

Name of Proponent: Department of labor and industries, governmental.

Name of Agency Personnel Responsible for Drafting: Lena Wang, Tumwater, Washington, (360) 902-5516; Implementation and Enforcement: Anne Soiza, Tumwater, Washington, (360) 902-5090.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The penalty calculation rules interpret the penalty provisions that the legislature wrote in chapter 49.17 RCW and are not subject to small business economic impact statement requirements. Additionally, the changes in the proposed rule do not place any new obligations on employers and they do not require employers to incur additional costs.

A cost-benefit analysis is not required under RCW 34.05.328. The changes in the proposed rule do not place any new obligations on employers and they do not require employers to incur additional costs.

February 3, 2015
Joel Sacks
Director

AMENDATORY SECTION (Amending WSR 06-06-020, filed 2/21/06, effective 6/1/06)

WAC 296-900-140 Monetary penalties.

Summary:

Employer responsibility:

To pay monetary penalties if assessed.

Contents:

Reasons for monetary penalties

WAC 296-900-14005.

Base penalties

WAC 296-900-14010.

Base penalty adjustments

WAC 296-900-14015.

Increases to adjusted base penalties

WAC 296-900-14020.

Definitions:

• "Base penalty" means that penalty amount calculated for a violation by considering either specific statutory penalty amounts or the gravity of the violation.

• "Division" or "DOSH" means the division of occupational safety and health, Washington state department of labor and industries.

• "Gravity" for purposes of calculating a penalty, means the amount calculated by multiplying a violation's severity rate by its probability rate.

• "Inpatient hospitalization" means formal admission to the inpatient service of a hospital or an equivalent medical facility on an emergent basis for a work-related injury, or illness.

• "Monetary penalties" are fines assessed against an employer for violations of safety and health requirements.

• "Probability rate" means a number that describes the likelihood that an injury, illness, or disease will occur ranging from 1 (lowest) to 3 (highest).

• "Severity" for purposes of calculating a penalty, means the most serious injury, illness, or disease that could be reasonably expected to occur, ranging from 1 (lowest) to 3 (highest), because of a hazardous condition.

• "WISHA" means the Washington Industrial Safety and Health Act.

AMENDATORY SECTION (Amending WSR 06-06-020, filed 2/21/06, effective 6/1/06)

WAC 296-900-14005 Reasons for monetary penalties.

• ((WISHA)) DOSH may assess monetary penalties when a citation and notice is issued for any violation of safety and health rules or statutes.

• ((WISHA)) DOSH will assess monetary penalties under the following conditions:

– When a citation and notice is issued for a serious, willful, or egregious violation.

– When civil penalties are specified by statute as described in RCW 49.17.180.

Note: In addition to penalties specified by WISHA, there are penalties specified by other statutes, such as:

- Asbestos construction projects, RCW 49.26.016.
- Right to know (RTK)—MSDS, RCW 49.70.190.
- Right to know—Penalty for late payment, RCW 49.70.177.

• The minimum civil penalties assessed by ((WISHA)) DOSH are:

– One hundred dollars for any penalty.

– Two thousand five hundred dollars per violation for violations contributing to a fatality.

– Five thousand dollars per violation for all willful violations.

– Two hundred fifty dollars per day for asbestos good faith inspection (RCW 49.26.016 and 49.26.013).

AMENDATORY SECTION (Amending WSR 06-06-020, filed 2/21/06, effective 6/1/06)

WAC 296-900-14010 Base penalties.

• ((WISHA)) DOSH calculates the base penalty for a violation by considering the following:

– Specific amounts that are dictated by statute;

OR

– By assigning a weight to a violation, called "gravity."

Gravity is calculated by multiplying a violation's severity rate by its probability rate. Expressed as a formula:

$$\text{Gravity} = \text{Severity} \times \text{Probability}$$

Note: Most base penalties are calculated by the gravity method.

• Severity and probability are established in the following ways:

Severity:

– Severity rates are based on the most serious injury, illness, or disease that could be reasonably expected to occur because of a hazardous condition.

– Severity rates are expressed in whole numbers and range from 1 (lowest) to ((6)) 3 (highest). ((Violations with a severity rating of 4, 5, or 6 are considered serious.

—WISHA uses)) = Tables 3((Severity Rates,)) and 4 are used to determine the severity rate for a violation.

Table 3

Severity ((Rates)) - Serious Violations

((Severity	Most serious injury, illness, or disease from the violation is likely to be:
6)) 3	<ul style="list-style-type: none"> • Death • Injuries involving permanent ((severe)) disability • Chronic, irreversible illness
((5)) 2	<ul style="list-style-type: none"> • ((Permanent)) Disability of a limited ((or less severe)) nature • Injuries or reversible illnesses resulting in hospitalization
((4)) 1	<ul style="list-style-type: none"> • Injuries or temporary, reversible illnesses resulting in serious physical harm • May require removal from exposure or supportive treatment without hospitalization for recovery

Severity	Most serious injury, illness, or disease from the violation is likely to be:
3	<ul style="list-style-type: none"> Would probably not cause death or serious physical harm, but have at least a major impact on and indirect relationship to serious injury, illness, or disease Could have direct and immediate relationship to safety and health of employees First aid is the only medical treatment needed
2	<ul style="list-style-type: none"> Indirect relationship to nonserious injury, illness, or disease No injury, illness, or disease without additional violations
1	<ul style="list-style-type: none"> No injury, illness, disease Not likely to result in injury even in the presence of other violations

Table 4
Severity - General Violations

General violation
<ul style="list-style-type: none"> Conditions that could cause injury or illness to an employee but would not result in serious physical harm

Probability:

Definition:

A probability rate is a number that describes the likelihood that an injury, illness, or disease will occur ranging from 1 (lowest) to 3 (highest). See Table 5.

When determining probability, DOSH considers a variety of factors, depending on the situation, such as:

- Frequency and amount of exposure.
- Number of employees exposed.
- Instances, or number of times, the hazard is identified in the workplace.
- How close an employee is to the hazard, i.e., the proximity of the employee to the hazard.
- Weather and other working conditions.
- Employee skill level and training.
- Employee awareness of the hazard.
- The pace, speed, and nature of the task or work.
- Use of personal protective equipment.
- Other mitigating or contributing circumstances.

Table 5
Probability

3	If the factors considered indicate the likelihood of injury or illness would be relatively high.
2	If the factors considered indicate the likelihood of injury or illness would be moderate.

1	If the factors considered indicate an injury or illness could occur, but the likelihood would be relatively low.
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Table 6 is used to determine the dollar amount for each gravity-based penalty, unless otherwise specified by statute.

Table 4
Gravity-Based Penalty

Gravity	Base Penalty
1	\$100
2	\$200
3	\$300
4	\$400
5	\$500
6	\$1000
8	\$1500
9	\$2000
10	\$2500
12	\$3000
15	\$3500
16	\$4000
18	\$4500
20	\$5000
24	\$5500
25	\$6000
30	\$6500
36	\$7000

Table 6
Gravity-Based Penalty - Serious Violations
Severity x Probability = Gravity

9 High	\$7,000
6	\$6,000
4	\$4,000
3	\$3,000
2	\$2,000
1 Low	\$1,000

The minimum penalty for a serious violation = \$100.

(A penalty is required by statute for a serious violation; where adjustments would result in a penalty below the minimum, the minimum will be applied.)

The maximum statutory penalty for a serious violation = \$7,000.

Table 7
Gravity-Based Penalty - General Violations

General violation (first time nonstatutory)	\$0
Gravity-based general violation	\$200

Gravity-based penalty not applied to first time general violations.

Gravity-based penalty used to calculate penalty for willful, repeat, or failure to abate general violations calculation purposes.

AMENDATORY SECTION (Amending WSR 06-06-020, filed 2/21/06, effective 6/1/06)

WAC 296-900-14015 Base penalty adjustments.

• ((WISHA may adjust base penalties. Table 5, Adjusted Base Penalties;)) Tables 8 through 11 describe((s)) the various factors ((WISHA)) DOSH considers when adjusting a base penalty, and the effect on the fine.

– The minimum adjusted base penalty for any violation carrying a penalty is one hundred dollars.

– The minimum adjusted penalty for serious violations contributing to a fatality is two thousand five hundred dollars.

– The minimum penalty for willful violations is five thousand dollars.

– The maximum adjusted base penalty for a violation is seven thousand dollars.

• No adjustments are made to minimum penalty amounts specified by statute.

Note: Repeat, willful, egregious, or failure-to-abate (failure to correct) penalty adjustments can exceed seven thousand dollars. See ((Increases to adjusted base penalties;)) Tables 12 through 14 in WAC 296-900-14020((-)) for those penalties.

((Table 5
Adjusted Base Penalties

For this type of adjustment:	WISHA will consider:	The base penalty will be adjusted as follows:
Good faith effort	• Awareness of act	Excellent rating = 35% reduction
	• Effort before an inspection to provide a safe and healthful workplace for employees	Good rating = 20% reduction
	• Effort to follow a requirement they have violated	Average rating = No adjustment
	• Cooperation during an inspection, measured by a desire to follow the cited requirement and immediately correct identified hazards	Poor rating = 20% increase
Size of workforce	• Work force size at all sites in Washington state	1-25 employees = 60% reduction
		26-100 employees = 40% reduction

For this type of adjustment:	WISHA will consider:	The base penalty will be adjusted as follows:
		101-250 employees = 20% reduction More than 250 employees = No adjustment
Employer history	• History of previous safety and health violations in Washington state and injury and illness rates for that employer	Good history = 10% reduction Average history = No adjustment Poor history = 10% increase))

Table 8
Employer Inspection History

History Assessment	Penalty Adjustment
<u>Above Average:</u> <u>Inspections with less than one serious violation on average and no willful, repeat, or failure to abate violations.</u>	-10%
<u>Average:</u> <u>No previous inspections or inspections with less than two serious violations on average.</u>	None
<u>Below Average:</u> <u>Inspections with willful, repeat, or failure to abate violations or inspections with two or more serious violations on average.</u>	+10%

Based on:

• Previous three years violation history statewide.

No reduction is given for violations classified as willful, repeat, failure to abate, or violations contributing to an inpatient hospitalization with an assigned gravity of 6 or 9 or any violations contributing to a fatality.

Table 9
Good Faith

Good Faith	Penalty Adjustment
Good	-20%
Average	None
Below Average	+20%

Based on:

• Evidence of an overall safety and health program, including a written accident prevention program (APP), other required written programs, training, etc.

• Efforts to fully communicate safety and health policies.

• Employees are clearly involved in the safety and health programs.

• Management's commitment at all levels is apparent.

• Employer's injury and illness rate.

No reduction is given for violations classified as willful, repeat, or failure to abate.

Table 10
Abatement Quick-Fix Reduction

<u>Immediate correction of hazard provided such corrective action is substantial and not temporary or superficial</u>	<u>-15%</u>
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No reduction is given for:

- Violations classified as willful, repeat, or failure to abate.
- Violations contributing to an inpatient hospitalization or fatality, or to any incidents resulting in serious injuries to employees.
- Blatant violations that are easily corrected or "abated" due to the short-term duration of work at a specific location.

Table 11
Size of Workforce

<u>Number of Employees</u>	<u>Penalty Adjustment</u>
<u>1 - 10</u>	<u>-70%</u>
<u>11 - 25</u>	<u>-60%</u>
<u>26 - 100</u>	<u>-40%</u>
<u>101 - 250</u>	<u>-20%</u>
<u>251 or more</u>	<u>None</u>

Based on workforce size nationwide.

AMENDATORY SECTION (Amending WSR 07-03-163, filed 1/24/07, effective 4/1/07)

WAC 296-900-14020 Increases to adjusted base penalties.

- ((WISHA may increase an adjusted base penalty in certain circumstances. Table 6, Increases to Adjusted Base Penalties,)) Tables 12 through 14 describe((s)) circumstances where an increase may be applied by DOSH to an adjusted base penalty.

((Table 6

Increases to Adjusted Base Penalties

For this circumstance:	The adjusted base penalty may be increased as follows:
Repeat violation When the employer has been previously cited for a substantially similar hazard, with a final order for the previous violation dated no more than 3 years prior to the employer committing the violation being cited.	<ul style="list-style-type: none"> • Multiplied by the total number of citations with violations involving similar hazards, including the current inspection. <p>Note: The maximum penalty can't exceed seventy thousand dollars for each violation.</p>
Willful violation An act committed with the intentional, knowing, or voluntary disregard for the WISHA requirements or with plain indifference to employee safety.	<ul style="list-style-type: none"> • Multiplied by ten with at least the statutory minimum penalty of five thousand dollars <p>Note: The maximum penalty can't exceed \$70,000 for each violation.</p>

For this circumstance:	The adjusted base penalty may be increased as follows:
<p>Egregious violation</p> <p>If the violation was willful and at least one of the following:</p> <ul style="list-style-type: none"> • The violations resulted in worker fatalities, a worksite catastrophe, or a large number of injuries or illnesses. • The violations resulted in persistently high rates of worker injuries or illnesses. • The employer has an extensive history of prior violations. • The employer has intentionally disregarded its safety and health responsibilities. • The employer's conduct taken as a whole amounts to clear bad faith in the performance of his/her duties. • The employer has committed a large number of violations so as to undermine significantly the effectiveness of any safety and health program that might be in place. 	<ul style="list-style-type: none"> • With a separate penalty issued for each instance the employer fails to follow a specific requirement.
<p>Failure to abate (FTA)</p> <p>Failure to correct a cited WISHA violation on time.</p> <p>Reference: For how to certify corrected violations, go to Certifying violation corrections, WAC 296-900-15005 through 296-900-15030.</p>	<ul style="list-style-type: none"> • Based on the facts at the time of reinspection, will be multiplied by: <ul style="list-style-type: none"> - At least five, but up to ten, based on the employer's effort to comply. - The number of calendar days past the correction date, with a minimum of five days. <p>Note: The maximum penalty can't exceed seven thousand dollars per day for every day the violation is not corrected.</p>

Table 12

Repeat Violations
(increases the adjusted base penalty, after willful assessment)

<u>1st time x 2</u>
<u>2nd time x 5</u>
<u>3rd time x 8</u>
<u>4th time x 12</u>
<u>5th time x 15</u>

- Three year look back period
- Maximum statutory penalty = \$70,000

Note: For repeat willful violations the repeat adjustment is taken after the willful assessment.

Table 13
Willful Violations

<u>Multiply the adjusted based penalty by 10.</u>
• <u>No adjustment is given for good faith, history, or abatement quick-fix.</u>
Minimum statutory penalty = \$5,000 Maximum statutory penalty = \$70,000

Table 14
Failure to Abate

<u>Increases the adjusted base penalty:</u>
<u>Adjusted base penalty is multiplied by the number of calendar days past the correction date, with a minimum of five days.</u>
• <u>No reduction in the base penalty is given for good faith, history, or abatement quick-fix.</u>
Maximum statutory penalty cannot exceed \$7,000 per day if violation is not corrected.

Table 15
Egregious Violation

<u>If the violation was willful and at least one of the following:</u>	• <u>With a separate penalty issued for each instance, the employer fails to follow a specific requirement.</u>
• <u>The violations resulted in worker fatalities, a worksite catastrophe, or large number of injuries or illnesses.</u>	
• <u>The violation resulted in persistently high rates of worker injuries or illnesses.</u>	
• <u>The employer has an extensive history of prior violations.</u>	
• <u>The employer has intentionally disregarded its safety and health responsibilities.</u>	
• <u>The employer's conduct taken as a whole amounts to clear bad faith in the performance of his/her duties.</u>	
• <u>The employer has committed a large number of violations so as to undermine significantly the effectiveness of any safety and health program that might be in place.</u>	

Table 16
Penalty Calculation Method

<u>All penalty adjustments factors are summed.</u>
• <u>History: Up to a 10% reduction</u>
• <u>Good Faith: Up to a 20% reduction</u>
• <u>Quick-Fix: Up to a 15% reduction</u>
• <u>Size: Up to a 70% reduction</u>

AMENDATORY SECTION (Amending WSR 06-06-020, filed 2/21/06, effective 6/1/06)

WAC 296-900-180 Definitions.

Affected employees

Employees who could be one of the following:

(-) • Exposed to unsafe conditions or practices.

(-) • Affected by a request for, or change in, a variance from WISHA requirements.

Assistant director

The assistant director for the ((WISHA services)) division of occupational safety and health (DOSH) at the department of labor and industries or his/her designated representative.

Base penalty

The penalty amount calculated for a violation by considering either specific statutory penalty amounts or the gravity of the violation.

Board

The board of industrial insurance appeals.

Certification

An employer's written statement describing when and how a citation violation was corrected.

Citation

See citation and notice.

Citation and notice

Issued to an employer for any violation of WISHA safety and health requirements. Also known as a citation and notice of assessment, or simply citation.

Correction action plans

Your written plans for correcting a WISHA violation.

Correction date

The date by which you must meet the WISHA requirements listed on either a:

- Citation and notice (C&N);

OR

- A Corrective notice of redetermination (CNR).

Corrective notice of redetermination (CNR)

Issued by WISHA after WISHA has reassumed jurisdiction over an appealed citation and notice.

Designated representative

Any of the following:

- Any individual or organization to which an employee gives written authorization.
- A recognized or certified collective bargaining agent without regard to written employee authorization.
- The legal representative of a deceased or legally incapacitated employee.

Division or DOSH

The division of occupational safety and health, Washington state department of labor and industries.

Documentation

Material that an employer submits to prove that a correction is completed. Documentation includes, but is not limited to, photographs, receipts for materials and labor.

Failure to abate (FTA)

A violation that was cited previously which the employer has not fixed.

Final order

Any of the following (unless an employer or other party files a timely appeal):

- Citation and notice.
- Corrective notice of redetermination.
- Decision and order from the board of industrial insurance appeals.
- Denial of petition for review from the board of industrial insurance appeals.
- Decision from a Washington state superior court, court of appeals, or the state supreme court.

Final order date

The date a final order is issued.

Gravity

For purposes of calculating a penalty means the amount calculated by multiplying a violation's severity rate by its probability rate.

Hazard

Any condition, potential or inherent, which can cause injury, death, or occupational disease.

Imminent danger violation

Any violation resulting from conditions or practices in any place of employment, which are such that a danger exists which could reasonably be expected to cause death or serious physical harm, immediately or before such danger can be eliminated through the enforcement procedures otherwise provided by the Washington Industrial Safety and Health Act.

Inpatient hospitalization

Formal admission to the inpatient service of a hospital or an equivalent medical facility on an emergent basis for a work-related injury, or illness.

Interim order

An order allowing an employer to vary from WISHA requirements until a permanent or temporary variance is granted.

Monetary penalties

Fines assessed against an employer for violations of safety and health requirements.

Movable equipment

A hand-held or nonhand-held machine or device that:

- Is powered or nonpowered.
- Can be moved within or between worksites.

Must

Means mandatory.

Permanent variance

Allows an employer to vary from WISHA requirements when an alternate means, that provides equal protection to workers, is used.

Probability rate

A number that describes the likelihood of an injury, illness, or disease occurring, ranging from 1 (lowest) to ((6)) 3 (highest).

Reassume jurisdiction

WISHA has decided to provide the employer with an informal conference to discuss their appeal.

Repeat violation

A violation where the employer has been cited one or more times previously for a substantially similar hazard, and the prior violation has become a final order no more than three years prior to the employer committing the violation being cited.

Serious violation

When there is a substantial probability that death or serious physical harm could result from one of the following in the workplace:

((-)) 2 A condition that exists.

((-)) 2 One or more practices, means, methods, operations, or processes that have been adopted or are in use.

Severity

For purposes of calculating a penalty means the most serious injury, illness, or disease that could be reasonably expected to occur, ranging from 1 (lowest) to 3 (highest), because of a hazardous condition.

Temporary variance

Allows an employer to vary from WISHA requirements under certain circumstances.

Variance

Provides an approved alternative to WISHA requirements to protect employees from a workplace hazard. Variances can be permanent or temporary.

WAC

An acronym for Washington Administrative Code, which are rules developed to address state law.

WISHA

This is an acronym for the Washington Industrial Safety and Health Act.

You

An employer.

Sample Tag for Cited Moveable Equipment

<p>WARNING: EQUIPMENT HAZARD</p> <p>Cited by the Department of Labor and Industries</p>	Equipment cited:
	Hazard cited:
	For detailed information, see L&I citation posted at:

<p>WARNING: EQUIPMENT HAZARD</p> <p>See reverse side</p>	<p>This tag or similar tag or a copy of the citation must remain attached to this equipment until the criteria for removal in WAC 296-900-15035 are met.</p> <p>The tag/citation copy must not be altered, defaced, or covered by other material.</p>
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e-mail Rules.Coordinator@dfw.wa.gov, fax (360) 902-2155, by March 11, 2015.

Assistance for Persons with Disabilities: Contact Tami Lininger by March 11, 2015, TTY (360) 902-2207 or (360) 902-2267.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: An analysis of clam and oyster survey data, sport harvest projections, and negotiations affecting intertidal treaty and nontreaty fisheries allows for recreational clam and oyster seasons to be opened or extended on some public beaches and requires some beaches to be closed or the seasons shortened. This proposal reflects those openings and closures, and general technical changes to ensure clarity of the locations and rules.

Reasons Supporting Proposal: These amendments will perpetuate shellfish resources while maximizing recreational fishing opportunity and protecting public health.

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

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 department of fish and wildlife, governmental.

Name of Agency Personnel Responsible for Drafting: Richard Childers, 375 Hudson Street, Port Townsend, WA 98368, (360) 302-3030; Implementation: James Scott, 1111 Washington Street S.E., Olympia, WA 98504, (360) 902-2736; and Enforcement: Steven Crown, 1111 Washington Street S.E., Olympia, WA 98504, (360) 902-2373.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule making only affects recreational shellfish harvesting.

A cost-benefit analysis is not required under RCW 34.05.328. This proposal does not involve hydraulics.

February 3, 2015
Joanna M. Eide
Rules Coordinator

WSR 15-04-117

PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Filed February 3, 2015, 10:48 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-21-137 on October 21, 2014.

Title of Rule and Other Identifying Information: WAC 220-56-350 Clams other than razor clams, mussels—Areas and seasons and 220-56-380 Oysters—Areas and seasons.

Hearing Location(s): Moses Lake Civic Center, 401 South Balsam, Moses Lake, WA 98837, on March 20-21, 2015, at 8:30 a.m.

Date of Intended Adoption: On or after April 3, 2015.

Submit Written Comments to: Joanna Eide, Rules Coordinator, 600 Capitol Way North, Olympia, WA 98501-1091,

AMENDATORY SECTION (Amending WSR 14-07-057, filed 3/14/14, effective 4/14/14)

WAC 220-56-350 Clams other than razor clams, mussels—Areas and seasons. It is permissible to take, dig for, and possess clams and mussels for personal use on Puget Sound year-round, except the following restrictions apply to the public tidelands at the beaches listed below:

- (1) Ala Spit: Open May 1 through May 31 only.
- (2) Alki Park: Closed year-round.
- (3) Alki Point: Closed year-round.
- (4) Bay View State Park: Closed year-round.
- (5) Belfair State Park: Open January 1 through ~~(August)~~ May 31 only.
- (6) Brown's Point Lighthouse: Closed year-round.
- (7) Cama Beach State Park: Closed year-round.
- (8) Camano Island State Park: Closed year-round.
- (9) Chuckanut Bay: All tidelands of Chuckanut Bay north of the BNSF Railroad trestle are closed year-round.
- (10) Coupeville: Closed year-round.

(11) Dave Mackie County Park: Closed year-round.
 (12) Des Moines City Park: Closed year-round.
 (13) Discovery Park: Closed year-round.
 (14) DNR-142: Closed year-round.
 (15) DNR-144 (Sleeper): Closed year-round.
 (16) Dockton County Park: Closed year-round.
 (17) Dosewallips State Park: ~~((Closed, except open March 1 through July 15))~~ Open year-round only in the area defined by boundary markers and signs posted on the beach.
 (18) Drayton West: Closed, except open April 1 through October 31 only in the area defined by boundary markers and signs posted on the beach.
 (19) Dungeness Spit and Dungeness National Wildlife Refuge Tidelands: Open May 15 through September 30 only.
~~((19))~~ (20) Eagle Creek: Open July 1 through July 31 only.
~~((20))~~ (21) East San de Fuca: Closed year-round east of the Rolling Hills Glencairn Community dock.
~~((21))~~ (22) Fay Bainbridge Park: Closed year-round.
~~((22))~~ (23) Fort Flagler State Park including that portion of the spit west of the park boundary (Rat Island): Open ~~((January 1 through April 15 and))~~ May 15 through December 31 only.
~~((23))~~ (24) Freeland County Park: ~~((Closed year-round))~~ Open April 1 through May 15 only.
~~((24))~~ (25) Frye Cove County Park: Open ~~((January))~~ May 1 through May ((45)) 31 only.
~~((25))~~ (26) Garrison Bay: The tidelands at Guss Island and those tidelands at British camp between the National Park Service dinghy dock at the north end and the park boundary at the south end are closed year-round.
~~((26))~~ (27) Gertrude Island: All tidelands at Gertrude Island are closed year-round.
~~((27))~~ (28) Golden Gardens: Closed year-round.
~~((28))~~ (29) Graveyard Spit: Closed year-round.
~~((29))~~ (30) Harrington Beach: Closed year-round.
~~((30))~~ (31) Hoodspout: Tidelands at Hoodspout Salmon Hatchery are closed year-round.
~~((31))~~ (32) Hope Island State Park (South Puget Sound): Open May 1 through May 31 only.
~~((32))~~ (33) Howarth Park: Closed year-round.
~~((33))~~ (34) Illahee State Park: Open April 1 through July 31 only.
~~((34))~~ (35) Indian Island County Park/Lagoon Beach/Isthmus Beach: Open July 1 through August 15 only.
 (36) Kayak Point County Park: Closed year-round.
~~((35))~~ (37) Kitsap Memorial State Park: Closed year-round.
~~((36))~~ (38) Kopachuck State Park: Open June 1 through July 31 only.
~~((37))~~ (39) Liberty Bay: All state-owned tidelands in Liberty Bay north and west of the Keyport Naval Supply Center are closed year-round.
~~((38))~~ (40) Lincoln Park: Closed year-round.
~~((39))~~ (41) Lions Park (Bremerton): Closed year-round.
~~((40))~~ (42) Little Clam Bay: Closed year-round.
~~((41))~~ (43) Lower Roto Vista Park: Closed year-round.
~~((42))~~ (44) Manchester State Park: Closed year-round.

~~((43))~~ (45) McNeil Island: All tidelands on McNeil Island are closed year-round.
~~((44))~~ (46) Meadowdale County Park: Closed year-round.
~~((45))~~ (47) Mee-Kwa-Mooks Park: Closed year-round.
~~((46))~~ (48) Monroe Landing: Closed year-round.
~~((47))~~ (49) Mukilteo State Park: Closed year-round.
~~((48))~~ (50) Mystery Bay State Park: Open October 1 through April 30 only.
~~((49))~~ (51) Nisqually National Wildlife Refuge: Closed year-round.
~~((50))~~ (52) North Beach County Park: Closed year-round.
~~((51))~~ (53) North Fort Lewis: Closed year-round.
~~((52))~~ (54) North Tabook Point ~~((Hudson))~~: Closed year-round.
~~((53))~~ (55) Northeast Cultus Bay: Closed year-round.
~~((54))~~ (56) Oak Bay County Park: Open April 1 through ~~((June 30))~~ May 31 only.
~~((55))~~ (57) Oak Harbor City Park: Closed year-round.
~~((56))~~ ~~Old Man House State Park: Closed year-round.~~
~~(57))~~ (58) Olympia Shoal: Closed year-round.
~~((58))~~ (59) Oyster Reserves: Puget Sound and Willapa Bay state oyster reserves are closed year-round except as follows:
 (a) North Bay: State-owned oyster reserves are open ~~((June 1 through July 31))~~ May 1 through May 31 and September 1 through September 30 only.
 (b) Oakland Bay: State-owned oyster reserves open year-round except in areas defined by boundary markers and signs posted on the beach.
 (c) Willapa Bay - Long Island oyster reserve: Northwest side of Long Island between reserve monuments 39 and 41 and southwest side of Long Island between reserve monuments 58 and 59 are open year-round.
~~((59))~~ (60) Penrose Point State Park: Open March 1 through May 15 only.
~~((60))~~ (61) Picnic Point County Park: Closed year-round.
~~((61))~~ (62) Pitship Point: Closed year-round.
~~((62))~~ (63) Pitt Island: All tidelands on Pitt Island are closed year-round.
~~((63))~~ (64) Pleasant Harbor State Park: Closed year-round.
~~((64))~~ (65) Point Defiance: Closed year-round.
~~((65))~~ (66) Point Whitney (excluding Point Whitney Lagoon): Closed year-round.
~~((66))~~ (67) Point Whitney Lagoon: Open January 1 through March ~~((45))~~ 31 only.
~~((67))~~ (68) Port Angeles Coast Guard: Closed year-round.
~~((68))~~ (69) Port Angeles Harbor: Closed year-round.
~~((69))~~ (70) Port Gardner: Closed year-round.
~~((70))~~ (71) Port Townsend Ship Canal/Portage ~~((Canal))~~ Beach: Open January 1 through July ((34)) 15 only.
~~((71))~~ (72) Post Point: Closed year-round.
~~((72))~~ (73) Potlatch DNR tidelands: Open ~~((July 1 through August 31))~~ June 1 through September 15 only.
~~((73))~~ (74) Potlatch State Park: Open ~~((July 1 through August 31))~~ June 1 through September 15 only.

~~((74))~~ (75) Priest Point County Park: Closed year-round.

~~((75))~~ (76) Purdy Spit County Park: The southern shore of the spit from the boat ramp east to the southern utility tower near Purdy Bridge is open ~~((August 1 through August 31))~~ April 1 through April 30 only.

~~((76))~~ (77) Quilcene Bay Tidelands: All state-owned tidelands in Quilcene Bay north of a line drawn from the Quilcene Boat Haven to Fisherman's Point are closed to the harvest of clams year-round, except those state-owned tidelands on the west side of the bay north of the Quilcene Boat Haven are open April 1 through December 31, daily from official sunrise to official sunset only.

~~((77))~~ (78) Reid Harbor - South Beach: Closed year-round.

~~((78))~~ (79) Retsil: Closed year-round.

~~((79))~~ (80) Richmond Beach Saltwater Park: Closed year-round.

~~((80))~~ (81) Saltwater State Park: Closed year-round.

~~((81))~~ (82) Samish Beach: Closed year-round.

~~((82))~~ (83) Scenic Beach State Park: Closed year-round.

~~((83))~~ (84) Seahurst County Park: Closed year-round.

~~((84))~~ (85) Semiahmoo: Closed year-round.

~~((85))~~ (86) Semiahmoo County Park: Closed year-round.

~~((86))~~ (87) Sequim Bay State Park: Open ~~((April 1 through June 30))~~ May 1 through May 31 only.

~~((87))~~ (88) Shine Tidelands State Park: Open January 1 through May 15 only.

~~((88))~~ (89) Silverdale Waterfront Park: Closed year-round.

~~((89))~~ (90) Sinclair Inlet: Closed year-round.

~~((90))~~ (91) Skagit Wildlife Area: Closed year-round.

~~((91))~~ (92) South Carkeek Park: Closed year-round.

~~((92))~~ (93) South Gordon Point: Closed year-round.

~~((93))~~ South Indian Island County Park: Open July 1 through September 15 only.)

(94) South Mukilteo Park: Closed year-round.

(95) South Oro Bay: Closed year-round.

(96) ~~((South Point Wilson (Port Townsend): Closed year-round.~~

~~((97))~~ Southworth Ferry Dock: Closed year-round.

~~((98))~~ (97) Spencer Spit State Park: Open March 1 through July 31 only.

~~((99))~~ (98) Taylor Bay: Closed year-round.

~~((100))~~ (99) Triton Cove Tidelands: Open July 15 through August 31 only.

~~((101))~~ (100) Twanoh State Park: Open ~~((May 1 through May 15 and))~~ September 1 through September 30 only.

~~((102))~~ (101) Walker County Park: Closed year-round.

~~((103))~~ (102) West Dewatto: DNR Beach 44A open July 1 through September 30 only.

~~((104))~~ (103) West Pass Access: Closed year-round.

~~((105))~~ (104) Willapa Bay: State-owned tidelands east of the department Willapa Bay Field Station and Nahcotta Tidelands Interpretive Site are closed year-round.

~~((106))~~ (105) Wolfe Property State Park: Open January 1 through May 15 only.

~~((107))~~ (106) Woodard Bay: Closed year-round.

It is permissible to take, dig for, and possess clams, cockles, borers, and mussels, not including razor clams, for personal use in Grays Harbor and Willapa Harbor year-round, except from state oyster reserves, which are closed to clam digging year-round.

It is permissible to take, dig for, and possess clams, cockles, borers, and mussels, not including razor clams, for personal use from the Pacific Ocean beaches from November 1 through March 31 only.

AMENDATORY SECTION (Amending WSR 14-07-057, filed 3/14/14, effective 4/14/14)

WAC 220-56-380 Oysters—Areas and seasons. It is permissible to take and possess oysters for personal use from public tidelands year-round except the following restrictions apply to the public tidelands at the beaches listed below:

(1) Ala Spit: Open May 1 through May 31 only.

(2) Alki Park: Closed year-round.

(3) Alki Point: Closed year-round.

(4) Bangor: Closed year-round.

(5) Bay View State Park: Closed year-round.

(6) Brown's Point Lighthouse: Closed year-round.

(7) Cama Beach State Park: Closed year-round.

(8) Camano Island State Park: Closed year-round.

(9) Chuckanut Bay: All tidelands of Chuckanut Bay north of the BNSF Railroad trestle are closed year-round.

(10) Coupeville: Closed year-round.

(11) Dave Mackie County Park: Closed year-round.

(12) Des Moines City Park: Closed year-round.

(13) Discovery Park: Closed year-round.

(14) DNR-142: Closed year-round.

(15) DNR-144 (Sleeper): Closed year-round.

(16) Dockton County Park: Closed year-round.

(17) Drayton West: Closed, except open April 1 through October 31 only in the area defined by boundary markers and signs posted on the beach.

(18) Dungeness Spit/National Wildlife Refuge: Open May 15 through September 30 only.

~~((18))~~ (19) East San de Fuca: Closed year-round east of the Rolling Hills Glencairn Community dock.

~~((19))~~ (20) Fay Bainbridge Park: Closed year-round.

~~((20))~~ (21) Fort Flagler State Park including that portion of the spit west of the park boundary (Rat Island): Open ~~((January 1 through April 15 and))~~ May 15 through December 31 only.

~~((21))~~ (22) Freeland County Park: ~~((Closed year-round))~~ Open April 1 through May 15 only.

~~((22))~~ (23) Frye Cove County Park: Open ~~((January 1 through May 15))~~ May 1 through May 31 only.

~~((23))~~ (24) Golden Gardens: Closed year-round.

~~((24))~~ (25) Graveyard Spit: Closed year-round.

~~((25))~~ (26) Harrington Beach: Closed year-round.

~~((26))~~ (27) Hoodspout: Tidelands at the Hoodspout Salmon Hatchery are closed year-round.

~~((27))~~ (28) Hope Island State Park (South Puget Sound): Open May 1 through May 31 only.

~~((28))~~ (29) Howarth Park: Closed year-round.

~~((29))~~ (30) Illahee State Park: Open April 1 through July 31 only.

~~((30))~~ (31) Indian Island County Park/Lagoon Beach/Isthmus Beach: Open July 1 through August 15 only.

~~(32)~~ Kayak Point County Park: Closed year-round.

~~((31))~~ (33) Kitsap Memorial State Park: Closed year-round.

~~((32))~~ (34) Kopachuck State Park: Open March 1 through July 31 only.

~~((33))~~ (35) Liberty Bay: All state-owned tidelands in Liberty Bay north and west of the Keyport Naval Supply Center are closed year-round.

~~((34))~~ (36) Lincoln Park: Closed year-round.

~~((35))~~ (37) Lions Park (Bremerton): Closed year-round.

~~((36))~~ (38) Little Clam Bay: Closed year-round.

~~((37))~~ (39) Lower Roto Vista Park: Closed year-round.

~~((38))~~ (40) Manchester State Park: Closed year-round.

~~((39))~~ (41) Meadowdale County Park: Closed year-round.

~~((40))~~ (42) Mee-Kwa-Mooks Park: Closed year-round.

~~((41))~~ (43) Monroe Landing: Closed year-round.

~~((42))~~ (44) Mukilteo State Park: Closed year-round.

~~((43))~~ (45) Mystery Bay State Park: Open October 1 through April 30 only.

~~((44))~~ (46) Nisqually National Wildlife Refuge: Closed year-round.

~~((45))~~ (47) North Beach County Park: Closed year-round.

~~((46))~~ (48) North Fort Lewis: Closed year-round.

~~((47))~~ (49) North Tabook Point (~~Hudson~~): Closed year-round.

~~((48))~~ (50) Northeast Cultus Bay: Closed year-round.

~~((49))~~ (51) Oak Bay County Park: Open April 1 through (~~June 30~~) May 31 only.

~~((50))~~ (52) Oak Harbor Beach Park: Closed year-round.

~~((51))~~ (53) Oak Harbor City Park: Closed year-round.

~~((52))~~ ~~Old Man House State Park: Closed year-round.~~

~~(53))~~ (54) Olympia Shoal: Closed year-round.

~~((54))~~ (55) Oyster Reserves: Puget Sound and Willapa Bay oyster reserves are closed year-round except the following are open during the dates specified:

(a) Oakland Bay: State-owned oyster reserves are open year-round except in areas defined by boundary markers and signs posted on the beach.

(b) North Bay: State-owned reserves are open ~~((June 1 through July 31))~~ May 1 through May 31 and September 1 through September 30 only.

(c) Willapa Bay - Long Island oyster reserve: Northwest side of Long Island between reserve monuments 39 and 41 and southwest side of Long Island between reserve monuments 58 and 59 are open year-round.

~~((55))~~ (56) Penrose Point State Park: Open March 1 through May 15 only.

~~((56))~~ (57) Picnic Point: Closed year-round.

~~((57))~~ (58) Pitt Island: Closed year-round.

~~((58))~~ (59) Pleasant Harbor State Park: Closed year-round.

~~((59))~~ (60) Point Defiance: Closed year-round.

~~((60))~~ (61) Point Whitney tidelands (excluding Point Whitney Lagoon): Open January 1 through June 30 only.

~~((61))~~ (62) Port Angeles Coast Guard: Closed year-round.

~~((62))~~ (63) Port Angeles Harbor: Closed year-round.

~~((63))~~ (64) Port Gardner: Closed year-round.

~~((64))~~ (65) Port Townsend Ship Canal/Portage (~~Canal~~) Beach: Open January 1 through July (~~31~~) 15 only.

~~((65))~~ (66) Post Point: Closed year-round.

~~((66))~~ (67) Potlatch DNR Tidelands: Open (~~July 1 through August 31~~) June 1 through September 15 only.

~~((67))~~ (68) Potlatch State Park: Open (~~July 1 through August 31~~) June 1 through September 15 only.

~~((68))~~ (69) Priest Point County Park: Closed year-round.

~~((69))~~ (70) Purdy Spit County Park: The southern shore of the spit from the boat ramp east to the southern utility tower near Purdy Bridge is open (~~August 1 through August 31~~) April 1 through April 30 only.

~~((70))~~ (71) Quilcene Bay Tidelands: All state-owned tidelands in Quilcene Bay north of a line drawn from the Quilcene Boat Haven to Fisherman's Point are closed year-round except those state-owned tidelands on the west side of the bay north of the Quilcene Boat Haven are open April 1 through December 31, daily from official sunrise to official sunset, only.

~~((71))~~ (72) Reid Harbor - South Beach: Closed year-round.

~~((72))~~ (73) Retsil: Closed year-round.

~~((73))~~ (74) Richmond Beach Saltwater Park: Closed year-round.

~~((74))~~ (75) Saltwater State Park: Closed year-round.

~~((75))~~ (76) Samish Beach: Closed year-round.

~~((76))~~ (77) Scenic Beach State Park: Closed year-round.

~~(78)~~ Seahurst County Park: Closed year-round.

~~((77))~~ ~~Scenic Beach State Park: Closed year-round.~~

~~(78))~~ (79) Semiahmoo: Closed year-round.

~~((79))~~ (80) Semiahmoo County Park: Closed year-round.

~~((80))~~ (81) Sequim Bay State Park: Open May 1 through May 31 only.

~~(82)~~ Shine Tidelands State Park: Open January 1 through May 15 only.

~~((81))~~ (83) Silverdale Waterfront Park: Closed year-round.

~~((82))~~ (84) Sinclair Inlet: Closed year-round.

~~((83))~~ (85) Skagit Wildlife Area: Closed year-round.

~~((84))~~ (86) South Carkeek Park: Closed year-round.

~~((85))~~ (87) South Gordon Point: Closed year-round.

~~((86))~~ ~~South Indian Island County Park: Open July 1 through September 15 only.~~

~~(87))~~ (88) South Mukilteo Park: Closed year-round.

~~((88))~~ (89) South Oro Bay: Closed year-round.

~~((89))~~ ~~South Point Wilson (Port Townsend): Closed year-round.~~

~~(90)~~ Southworth Ferry Dock: Closed year-round.

~~(91)~~ Spencer Spit State Park: Open March 1 through July 31 only.

~~(92)~~ Taylor Bay: Closed year-round.

(93) Walker County Park: Closed year-round.

(94) West Pass Access: Closed year-round.

(95) Willapa Bay: State-owned tidelands east of the department Willapa Bay Field Station and the Nahcotta Tidelands Interpretive Site are open only between boundary markers and posted signs.

(96) (~~Woodard Bay: Closed year-round.~~

(97)) Wolfe Property State Park: Open January 1 through May 15 only.

(97) Woodard Bay: Closed year-round.

WSR 15-04-118
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed February 3, 2015, 11:12 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-095.

Title of Rule and Other Identifying Information: Crime victims compensation program, WAC 296-30-010 Definitions, 296-30-087 Can a victim be billed for expenses related to their claim?, 296-30-900 What law controls a claim if a statute is amended after the date of the criminal act?, 296-31-060 What reports are required from mental health providers?, and 296-33-010 Attendant services.

Hearing Location(s): Department of Labor and Industries, Room S118, 7273 Linderson Way, Tumwater, WA 98501, on March 23, 2015, at 2:00 p.m.

Date of Intended Adoption: May 29, 2015.

Submit Written Comments to: Cletus Nnanabu, P.O. Box 44520, Olympia, WA 98501, e-mail nnan235@lni.wa.gov, fax (360) 902-5333, by March 23, 2015.

Assistance for Persons with Disabilities: Contact Courtney Davis by March 9, 2015, (360) 902-5341.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This rule will amend WAC 296-30-010 to clarify the maximum benefit. It will amend WAC 296-30-900 to clarify what law is in effect for claims in order to avoid confusion with RCW 7.68.085 and 7.68.070. It will amend WAC 296-30-087, 296-31-060 and 296-33-010, to remove reference to a maximum benefit amount that will no longer be in effect.

Reasons Supporting Proposal: The updates are needed due to the expiration of a temporary benefit reduction.

Statutory Authority for Adoption: Chapter 7.68 RCW.

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

Name of Proponent: Department of labor and industries, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Cletus Nnanabu, Program Manager, Tumwater, Washington, (360) 902-5340.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule is specifically exempt from the small business economic impact statement requirement because the proposed rule changes will clarify

rule language without changing its effect (see RCW 19.85-025 referencing RCW 34.05.310 (4)(d)).

A cost-benefit analysis is not required under RCW 34.05.328. This rule is specifically exempt from the cost-benefit analysis requirement because the proposed rule changes will clarify rule language without changing its effect (see RCW 34.05.328 (5)(b)(iv)).

February 3, 2015

Joel Sacks

Director

AMENDATORY SECTION (Amending WSR 11-22-054, filed 10/31/11, effective 12/1/11)

WAC 296-30-010 Definitions. The following definitions are used to administer the crime victims compensation program:

Acceptance, accepted condition: A determination by the department that the diagnosis of the claimant's medical or mental health condition is the result of the criminal act. The condition being accepted must be specified by one or more diagnostic codes from the current edition of the International Classification of Diseases, Clinically Modified (ICD-CM), or the Diagnostic and Statistical Manual of Mental Disorders (DSM).

Authorization: Notification by a qualified representative of the department that specific treatment, services or equipment provided for the accepted condition is allowable under the claim. Providers must maintain records naming the claim manager who authorizes treatment, services or equipment.

Bodily injury: Any harmful or offensive touching, including severe emotional distress where no touching takes place when:

(1) The victim **is not** the object of the criminal act and:

(a) The distress is intentionally or recklessly inflicted by extreme or outrageous conduct;

(b) Caused the victim to have a reasonable apprehension of imminent bodily harm; and

(c) The victim is in the immediate vicinity at the time of the criminal act.

(2) The victim **is** the object of the criminal act and:

(a) The distress is intentionally or recklessly inflicted by extreme or outrageous conduct; and

(b) Caused the victim to have a reasonable apprehension of imminent bodily harm.

Claimant: A victim who submits an application for benefits, or on whose behalf an application is submitted.

Consultation: The services rendered by a health care provider whose opinion or advice is requested by the treating provider, or by the department, in the evaluation and/or treatment of a claimant. Case management or case staffing does not constitute a consultation.

Criminal act: An act defined in RCW 7.68.020, the occurrence of which can be verified by the department or which is reasonably credible. Physically impossible acts, highly improbable acts for which verification is not available, or unverified memories of acts occurring prior to the age of two will not be accepted as reasonably credible. In evaluating evidence to determine verification of claimed criminal acts,

the department will give greater weight to the quality, than to the quantity, of evidence. Evidence that can be considered for verification of claimed criminal acts includes, but is not limited to, one or more of the following:

- (1) Police or other investigation reports.
- (2) Child protective services or other government agency reports.
- (3) Diaries or journals kept by victims and others.
- (4) Third party reports from school counselors, therapists and others.
- (5) Current medical examinations.
- (6) Medical or psychological forensic evaluations. In the absence of other adequate forensic evaluation reports, independent assessments per WAC 296-31-069 may be conducted when indicated.
- (7) Legal and historical reports.
- (8) Current and past medical and mental health records.
- (9) Reports of interviews with the victim's family members, friends, acquaintances and others who may have knowledge of pertinent facts. When such interviews are necessary to determine eligibility, the victim will be given the choice of whether to allow the interviews to be conducted. The victim will also be given the understanding that eligibility may be denied if the interviews are not conducted. The department will act according to the victim's choice.

Crisis intervention: Therapy to alleviate the claimant's most pressing problems. The vital mental and safety functions of the claimant are stabilized by providing support, structure and, if necessary, restraint.

Evidence-based and curative treatment: Treatment practices, interventions and services that are supported by empirically based research and shown to produce consistent and effective outcomes.

Family therapy: Therapy involving one or more members of the claimant's family, excluding the perpetrator, which centers on issues resulting from the claimant's sexual assault pursuant to WAC 296-30-080.

Group therapy: Therapy involving the claimant, and one or more clients who are not related to the claimant, which includes issues related to the claimant's condition and pertinent to other group members.

Immediate family members: Any claimant's parents, spouse, child(ren), siblings, grandparents, and those members of the same household who have assumed the rights and duties commonly associated with a family unit.

Individual therapy: Therapy provided on a one-to-one basis between a provider and client.

Lost wage certification: Documentation from a treating provider based on objective medical evidence stating the claimant is not able to work based on the effects of the crime injury.

Maximum benefit: The maximum amount payable per claim. Medical benefits cannot exceed one hundred fifty thousand dollars per claim pursuant to RCW 7.68.085. Non-medical benefits cannot exceed forty thousand dollars pursuant to RCW 7.68.070(1).

Mental health provider: Any person, firm, corporation, partnership, association, agency, institution, or other entity providing any kind of mental health services related to the treatment of a claimant. This includes, but is not limited to,

hospitals, psychiatrists, psychologists, advanced registered nurse practitioners with a specialty in psychiatric and mental health nursing, registered and/or licensed master level counselors, and other qualified service providers licensed, registered and/or certified with the department of health and registered with the crime victims compensation program. (Refer to WAC 296-31-030 for specific details.)

Payer of last resort: The crime victims compensation program pays after all other public or private insurance programs, up to our fee schedule.

Proper and necessary: Proper and necessary services for the diagnosis or rehabilitative treatment of an accepted condition:

- (1) Reflective of accepted standards of good practice within the scope of the provider's license, certification, or registration;
- (2) Not delivered primarily for the convenience of the claimant, the claimant's attending provider, or another provider;
- (3) Curative or rehabilitative care that produces long lasting changes which reduces the effects of the accepted condition;
- (4) Provided at the least cost and in the least intensive setting of care consistent with the other provisions of this definition; and
- (5) Concluded once a claimant has reached a state of maximum improvement. Maximum improvement occurs when no fundamental or marked change in an accepted condition can be expected with or without treatment. A claimant's condition may have reached maximum improvement though it might be expected to improve or deteriorate with the passage of time. Once a claimant's condition has reached maximum improvement, treatment that results only in temporary changes is not proper and necessary. Maximum improvement is equivalent to fixed and stable.

Reasonable cooperation: The victim is able to talk to the police and give information to help in the investigation and prosecution of the alleged offender. There may be circumstances in which the victim is not able to fully cooperate. In these instances, consideration is given to the needs of the victim. The department may consider the following issues. The list is not inclusive:

- (1) There is fear of retribution from the offender;
- (2) There is a mental or physical condition which inhibits cooperation;
- (3) The victim is dependent upon the offender for support;
- (4) The victim is a minor.

Termination of treatment: Treatment is concluded when it is no longer curative because the accepted condition for which the claim was allowed has become stable. The provider shall submit a report indicating the date the condition became stable to the department.

The result of: The test used to define "the result of" used in RCW 7.68.060 (2)(a) is two-pronged. First, it must be determined that cause in fact exists, and second, it must then be determined that proximate cause exists.

- (1) Cause in fact exists if "but for" the acts of the victim the crime that produced the injury would not have occurred.

(2) Proximate cause exists if, once cause in fact is found, it is determined that the acts of the victim:

- (a) Resulted in a foreseeable injury to the victim;
- (b) Played a substantial role in the injury; and
- (c) Were the direct cause of the injury.

Treating provider: A person licensed to practice one or more of the following professions: Medicine and surgery, osteopathic medicine and surgery, chiropractic naturopathic physician, podiatry, dentistry, optometry, advanced registered nurse practitioner (ARNP), mental health therapists, and certified medical physician assistants or osteopathic physician assistants. A treating provider actively treats an injured or ill claimant.

Unjustly enriched: It would not be fair or equitable justice to allow a person to obtain, or have control of, or access to benefits or compensation paid to a victim of crime.

AMENDATORY SECTION (Amending WSR 11-22-054, filed 10/31/11, effective 12/1/11)

WAC 296-30-087 Can a victim be billed for expenses related to their claim? (1) If claim costs are under (~~fifty thousand dollars~~) the maximum benefit, the claimant should not pay any expenses relating to an allowed claim. Providers must bill the claimant's public or private insurance first, and then bill the department.

EXCEPTION: A provider may require the claimant to pay for treatment if the claimant's eligibility is pending. If benefits are authorized, and payable by the department, the provider must refund the claimant in full.

(2) If claim costs exceed (~~fifty thousand dollars~~) the maximum benefit, the claimant is responsible for expenses.

AMENDATORY SECTION (Amending WSR 10-19-111, filed 9/21/10, effective 10/22/10)

WAC 296-30-900 What law controls a claim if a statute is amended after the date of the criminal act? (1) The criminal act occurs when the perpetrator commits the criminal conduct. The statute in effect (~~(when the criminal act occurred)~~) at the time the criminal act occurred, as defined in RCW 7.68.020(5), is the controlling law(~~(, except as provided in chapter 122, Laws of 2010 (E2SSB 6504). The act occurs when the perpetrator commits the criminal conduct.~~

~~For those crime victims who apply for benefits after April 1, 2010, the law in effect at the time the application is received by the department is the controlling law).~~ The limited total claim benefit of fifty thousand dollars effective April 1, 2010, which applied retroactively to claims filed on or after July 1, 1981, expired effective July 1, 2015.

(2) The cap of forty thousand dollars on nonmedical benefits pursuant to RCW 7.68.070(1) remains in effect. Medical benefits for claims filed on or after July 1, 1981, have been extended to one hundred fifty thousand dollars per claim pursuant to RCW 7.68.085.

AMENDATORY SECTION (Amending WSR 12-23-085, filed 11/20/12, effective 1/1/13)

WAC 296-31-060 What reports are required from mental health providers? The crime victims compensation

program requires the following reports from mental health providers:

(1) **Initial response and assessment: Form I:** This report is required if you are seeing the client for **six sessions or less**, and must contain:

- (a) The client's initial description of the criminal act for which they have filed a crime victims compensation claim;
- (b) The client's presenting symptoms/issues by your observations and the client's report;
- (c) If the claimant is unable to work as a result of the crime injury, provide an estimate of when the claimant will return to work and why they are unable to work; and
- (d) What type of intervention(s) you provided.

EXCEPTION: If you will be providing more than six sessions it is not necessary to complete Form I, instead complete Form II.

(2) **Initial response and assessment: Form II:** This report is required if **more than six sessions** are anticipated. Form II must be submitted no later than the sixth session, and must contain:

- (a) The client's initial description of the criminal act for which they have filed a crime victims compensation claim;
- (b) A summary of the essential features of the client's symptoms related to the criminal act, beliefs/attributions, vulnerabilities, defenses and/or resources that lead to your clinical impression (refer to current DSM and crime victims compensation program guidelines);
- (c) Any preexisting or coexisting emotional/behavioral or health conditions relevant to the crime impact if present, and how they may have been exacerbated by the crime victimization;
- (d) Specific diagnoses with current DSM or ICD code(s), including axes 1 through 5, and the highest GAF in the past year;
- (e) Treatment plan based on diagnoses and related symptoms, to include:
 - (i) Specific treatment goals you and the client have set;
 - (ii) Treatment strategies to achieve the goals;
 - (iii) How you will measure progress toward the goals; and
 - (iv) Any auxiliary care that will be incorporated.
- (f) A description of your assessment of the client's treatment prognosis, as well as any extenuating circumstances and/or barriers that might affect treatment progress; and
- (g) If the claimant is unable to work as a result of the crime injury, provide an estimate of when the claimant will return to work and why they are unable to work.

(3) **Progress note: Form III:** This report must be completed **after session fifteen has been conducted**, and must contain:

- (a) Whether there has been substantial progress towards recovery for the crime related condition(s);
- (b) If you expect treatment will be completed within thirty visits (for adults) or forty visits (for children); and
- (c) What complicating or confounding issues are hindering recovery.

(4) **Treatment report: Form IV:** This report must be completed for authorization for **treatment beyond thirty sessions for adults or forty sessions for children, and again for authorization if treatment will go beyond fifty sessions**

for adults or sixty sessions for children. Form IV must contain:

(a) The diagnoses at treatment onset with current DSM or ICD code(s), including axes 1 through 5, and the highest GAF in the past year;

(b) The current diagnoses, if different now, with current DSM or ICD code(s), including axes 1 through 5, and the highest GAF in the past year; and

(c) Proposed plan for treatment and number of sessions requested, and an explanation of:

(i) Substantial progress toward treatment goals;

(ii) Partial progress toward treatment goals; or

(iii) Little or no progress toward treatment goals.

(5) **Termination report: Form V:** If you **discontinue treatment of a client** for any reason, a termination report should be completed within sixty days of the client's last visit, and must contain:

(a) Date of last session;

(b) Diagnosis at the time client stopped treatment;

(c) Reason for termination (e.g., goals achieved, client terminated treatment, client relocated, referred to other services, etc.); and

(d) At this point in time do you believe there is any permanent loss in functioning as a result of the crime injury? If yes, describe symptoms based on diagnostic criteria for a DSM diagnosis.

(6) **Reopening application: This application is required to reopen a claim** that has been closed more than ninety days, to demonstrate a worsening of the client's condition and a need for treatment. ~~((Benefits are limited to fifty thousand dollars per claim.))~~ If the claimant has met or exceeded the maximum benefit, we will be unable to pay for reopening exams or diagnostic tests. If the benefits paid on this claim are less than the ~~((fifty thousand dollar))~~ maximum benefit, we will reimburse you for filing the application, for an office visit, and diagnostic studies needed to complete the application up to the ~~((fifty thousand dollar))~~ maximum benefit. No other benefits will be paid until a decision is made on the reopening. If the claim is reopened, we will pay benefits for a maximum of sixty days prior to the date we received the reopening application.

AMENDATORY SECTION (Amending WSR 12-23-085, filed 11/20/12, effective 1/1/13)

WAC 296-33-010 Attendant services. (1) What are attendant services?

Attendant services are proper and necessary personal care services (custodial care) provided to maintain the claimant in their residence.

(2) Who may receive attendant services?

Claimants who are temporarily or permanently totally disabled and rendered physically unable to care for themselves due to the crime may receive attendant services.

(3) Is prior authorization required for attendant services?

Yes. To be covered by the crime victims compensation program, attendant services must be requested by the attending physician and authorized by the department before services begin.

(4) Am I required to use other insurance coverage before the crime victims compensation program will cover attendant services?

Yes, all other insurances both private and public must be used first.

(5) When will the crime victims program stop paying for attendant care services?

The program will stop payment of attendant care services if the service is no longer medically necessary, or the maximum benefit ~~((of fifty thousand dollars))~~ is reached.

(6) What attendant services does the crime victims program cover?

The program covers proper and necessary attendant services that are provided consistent with the claimant's needs, abilities and safety. Only attendant services that are necessary due to the physical restrictions caused by the crime are covered.

The following are examples of attendant services that may be covered:

- Bathing and personal hygiene;
- Dressing;
- Administration of medications;
- Specialized skin care, including changing or caring for dressings or ostomies;
- Tube feeding;
- Feeding assistance (not meal preparation);
- Mobility assistance, including walking, toileting and other transfers;
- Turning and positioning;
- Bowel and incontinent care; and
- Assistance with basic range of motion exercises.

(7) What attendant services are not covered?

Services the department considers everyday environmental needs, unrelated to the medical needs of the claimant, are not covered. The following are examples of some chore services that are not covered:

- Housecleaning;
- Laundry;
- Shopping;
- Meal planning and preparation;
- Transportation of the claimant;
- Errands for the claimant;
- Recreational activities;
- Yard work;
- Child care.

(8) Will the crime victims compensation program review the attendant services being provided?

Yes. Periodic evaluations by the crime victims compensation program or its designee will be performed. Evaluations may include, but not be limited to, a medical records review and an on-site review of appropriate attendant services consistent with the claimant's needs, ability, and safety.

(9) Who is eligible to become a provider of attendant services?

Attendant services must be provided through an agency licensed, certified or registered to provide home care or home health services.

(10) How can a provider obtain a provider account number from the department?

In order to receive a provider account number from the department, a provider must:

- Complete a provider account application;
- Sign a provider agreement;
- Provide a copy of any practice or other license held;
- Complete, sign and return Form W-9; and
- Meet the department's provider eligibility requirements.

Note: A provider account number is required to receive payment from the department but is not a guarantee of payment for services.

(11) How many hours will be authorized for attendant services?

The crime victims compensation program will determine the maximum hours of authorized care based on an independent nursing assessment conducted in the claimant's residence. More than one provider may be authorized, based on the claimant's needs and the availability of providers. Attendant service providers are limited to a maximum of seventy hours per week per provider.

(12) What are the provider account status definitions?

- Active - Account information is current and provider is eligible to receive payment.
- Inactive - Account is not eligible to receive payment based on action by the department or at provider request. These accounts can be reactivated.
- Terminated - Account is not eligible to receive payment based on action by the department or at provider request. These accounts cannot be reactivated.

(13) When may the department inactivate a provider account?

The department may inactivate a provider account when:

- There has been no billing activity on the account for eighteen months; or
- The provider requests inactivation; or
- Provider communications are returned due to address changes; or
- The department changes the provider application or application procedures; or
- Provider does not comply with department request to update information.

(14) When may the department terminate a provider account?

The department may terminate a provider account when:

- The provider is found ineligible to treat per department rules; or
- The provider requests termination; or
- The provider dies or is no longer in active business status.

(15) How can a provider reactivate a provider account?

To reactivate a provider account, the provider may call or write the department. The department may require the provider to update the provider application and/or agreement or complete other needed forms prior to reactivation. Account reactivation is subject to department review. If a provider

account has been terminated, a new provider application will be required.

WSR 15-04-125**PROPOSED RULES****STATE BOARD OF EDUCATION**

[Filed February 3, 2015, 3:08 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-24-030.

Title of Rule and Other Identifying Information: WAC 180-16-002 (Purpose and authority), 180-16-225 (Waiver—Substantial lack of classroom space), chapter 180-44 WAC (Teachers' responsibilities), and WAC 180-51-001 (Education reform vision).

Hearing Location(s): Pacific Lutheran University, 12180 Park Avenue South, Tacoma, WA 98447, on March 11, 2015, at 1:00 p.m.

Date of Intended Adoption: March 12, 2015.

Submit Written Comments to: Jack Archer, 600 Washington Street, P.O. Box 47206, Olympia, WA 98504, e-mail jack.archer@k12.wa.us, fax (360) 586-2357, by March 9, 2015.

Assistance for Persons with Disabilities: Contact Denise Ross by March 6, 2015, TTY (360) 664-3361 or (360) 725-6035.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The purpose of the proposal is to correct a statutory reference in WAC 180-16-002 and to repeal WAC 180-16-225, chapter 180-44 WAC, and WAC 180-51-001 as unnecessary or obsolete in Title 180 WAC.

Reasons Supporting Proposal: WAC 180-08-015 requires the state board of education (SBE) to review all board rules no less than every three years. This proposal is a product of that review, as presented to the board at its meeting in November 2014, at which the board approved the filing of a CR-101 for amendment or repeal of nine sections of rule. The board determined that the rules included for repeal in this proposal are unnecessary, out-of-date, duplicative of other agencies' rules, or not consistent with board policies.

Statutory Authority for Adoption: RCW 28A.150.220, 28A.305.130, 28A.230.090.

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

Name of Proponent: SBE, governmental.

Name of Agency Personnel Responsible for Drafting: Jack Archer, Old State Capitol, 600 Washington Street, Olympia, WA 98504, (360) 725-6035; Implementation and Enforcement: Ben Rarick, Old State Capitol, 600 Washington Street, Olympia, WA 98504, (360) 725-6025.

A school district fiscal impact statement has been prepared under section 1, chapter 210, Laws of 2012.

SCHOOL DISTRICT FISCAL IMPACT STATEMENT

WSR:	Title of Rule: WAC 180-51-001 Education reform vision.	Agency: SDF - School District Fiscal Impact - SPI
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Part I: Estimates: No fiscal impact, this section of rule does not require school districts to take any specific action. As such, there is not fiscal impact to school districts through the repeal of this rule.

Estimated Cash Receipts to: No estimated cash receipts.

Estimated Expenditures From: No estimated expenditures.

Estimated Capital Impact: No estimated capital impact.

Part II: Narrative Explanation:

II. A - Brief Description Of What the Measure Does That Has Fiscal Impact: Briefly describe by section, the significant provisions of the rule, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

None.

II. B - Cash Receipts Impact: Briefly describe and quantify the cash receipts impact of the rule on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

None.

II. C - Expenditures: Briefly describe the agency expenditures necessary to implement this rule (or savings resulting from this rule), identifying by section number the provisions of the rule that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

None.

Part III: Expenditure Detail:

III. A - Expenditures by Object or Purpose: None.

Part IV: Capital Budget Impact: None.

WSR:	Title of Rule: Chapter 180-44 WAC, Teachers responsibilities.	Agency: SDF - School District Fiscal Impact - SPI
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Part I: Estimates: No Fiscal Impact, repeal of chapter 180-44 WAC would not have any fiscal impact to school districts. Professional standards and teacher responsibilities are defined in chapter 181-187 WAC, which does not contain citations to chapter 180-44 WAC.

Estimated Cash Receipts to: No estimated cash receipts.

Estimated Expenditures From: No estimated expenditures.

Estimated Capital Impact: No estimated capital impact.

Part II: Narrative Explanation:

II. A - Brief Description Of What the Measure Does That Has Fiscal Impact: Briefly describe by section, the significant provisions of the rule, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

None.

II. B - Cash Receipts Impact: Briefly describe and quantify the cash receipts impact of the rule on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

None.

II. C - Expenditures: Briefly describe the agency expenditures necessary to implement this rule (or savings resulting from this rule), identifying by section number the provisions of the rule that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

None.

Part III: Expenditure Detail:

III. A - Expenditures by Object or Purpose: None.

Part IV: Capital Budget Impact: None.

WSR:	Title of Rule: WAC 180-16-225.	Agency: SDF - School District Fiscal Impact - SPI
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Part I: Estimates: No Fiscal Impact, a waiver as allowed under this WAC has never been requested by a school district. Therefore, repeal of this WAC will have no fiscal impact.

Estimated Cash Receipts to: No estimated cash receipts.

Estimated Expenditures From: No estimated expenditures.

Estimated Capital Impact: No estimated capital impact.

Part II: Narrative Explanation:

II. A - Brief Description Of What the Measure Does That Has Fiscal Impact: Briefly describe by section, the significant provisions of the rule, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

None.

II. B - Cash Receipts Impact: Briefly describe and quantify the cash receipts impact of the rule on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

None.

II. C - Expenditures: Briefly describe the agency expenditures necessary to implement this rule (or savings resulting from this rule), identifying by section number the provisions of the rule that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

None.

Part III: Expenditure Detail:

III. A - Expenditures by Object or Purpose: None.

Part IV: Capital Budget Impact: None.

A copy of the statement may be obtained by contacting Thomas J. Kelly, Room 433, Old State Capitol, 600 Washington Street S.E., Olympia, WA 98504, phone (360) 725-6301, e-mail thomas.kelly@k12.wa.us.

A cost-benefit analysis is not required under RCW 34.05.328.

February 3, 2015
Ben Rarick
Executive Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 180-16-225 Waiver—Substantial lack of classroom space—Grounds and procedure.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 180-44-005 Regulatory provisions relating to RCW 28A.305.130(6) and 28A.600.-010.

WAC 180-44-007 Regulatory provisions relating to RCW 28A.04.120(6) and 28A.58.-101—Application.

WAC 180-44-010 Regulatory provisions relating to RCW 28A.04.120(6) and 28A.58.-101—Responsibilities related to instruction.

WAC 180-44-020 Regulatory provisions relating to RCW 28A.04.120(6) and 28A.58.-101—Responsibilities related to discipline of pupils.

WAC 180-44-040 Regulatory provisions relating to RCW 28A.04.120(6) and 28A.58.101—Classroom—Physical environment.

WAC 180-44-060 Regulatory provisions relating to RCW 28A.04.120(6) and 28A.58.-101—Drugs and alcohol—Use of as cause for dismissal.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 180-51-001 Education reform vision.

WSR 15-04-133

PROPOSED RULES

HEALTH CARE AUTHORITY

(Washington Apple Health)

[Filed February 4, 2015, 10:51 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-11-049.

Title of Rule and Other Identifying Information: WAC 182-512-0250 SSI-related medical—Ownership and availability of resources.

Hearing Location(s): Health Care Authority (HCA), Cherry Street Plaza Building, Kiwi Conference Room, CSP 108, 626 8th Avenue, Olympia, WA 98504 (metered public parking is available street side around building. A map is available at http://www.hca.wa.gov/documents/directions_to_csp.pdf or directions can be obtained by calling (360) 725-1000), on March 10, 2015, at 10:00 a.m.

Date of Intended Adoption: Not sooner than March 11, 2015.

Submit Written Comments to: HCA Rules Coordinator, P.O. Box 45504, Olympia, WA 98504-5504, delivery 626 8th Avenue, Olympia, WA 98504, e-mail arc@hca.wa.gov, fax (360) 586-9727, by 5:00 p.m. on March 10, 2015.

Assistance for Persons with Disabilities: Contact Kelly Richters by March 2, 2015, TTY (800) 848-5429 or (360) 725-1307 or e-mail kelly.richters@hca.wa.gov.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The proposed rule explains how transferred resources are considered to be resources available, and references other rules which may exclude these resources from eligibility determinations.

Reasons Supporting Proposal: More detail is needed in the rule to explain how a person's cash and other resources are considered when the agency determines eligibility for Washington apple health and long-term care services.

Statutory Authority for Adoption: RCW 41.05.021, 41.05.160.

Statute Being Implemented: RCW 41.05.021, 41.05.160.

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

Name of Proponent: HCA, governmental.

Name of Agency Personnel Responsible for Drafting: Chantelle Diaz, P.O. Box 42716, Olympia, WA 98504-2716, (360) 725-1842; Implementation and Enforcement: Mick Pettersen, P.O. Box 42710, Olympia, WA 98504-5534, (360) 725-0913.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The joint administrative [rules] review committee has not requested the filing of a small business economic impact statement, and these rules do

not impose a disproportionate cost impact on small businesses.

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.

February 4, 2015
Jason R. P. Crabbe
Rules Coordinator

AMENDATORY SECTION (Amending WSR 14-07-059, filed 3/14/14, effective 4/14/14)

WAC 182-512-0250 SSI-related medical—Ownership and availability of resources. (1) The agency considers personal ~~((or))~~ and real property to be available to a Washington apple health (WAH) applicant or recipient if the applicant or recipient:

- (a) Owns the property;
- (b) Has the authority to convert the property into cash;
- (c) Can expect to convert the property to cash within twenty working days; and
- (d) May legally use the property for ~~((his/her))~~ his or her support.

(2) The agency counts the resources of financially responsible persons (as defined in WAC 182-506-0010) who live in the home even if those persons do not receive WAH coverage.

(3) For long-term care (LTC) services, cash and other resources transferred by a WAH applicant or recipient or his or her spouse to another to pay for the WAH applicant or recipient's LTC services are considered resources available to the applicant or recipient unless otherwise excluded in this chapter, chapter 182-513 WAC, or chapter 182-516 WAC.

(4) A resource is considered available on the first day of the month following the month of receipt unless a rule about a specific type of resource provides for a different time period.

~~((4))~~ (5) A resource ~~((, which))~~ that ordinarily cannot be converted to cash within twenty working days ~~((;))~~ is considered unavailable as long as a reasonable effort is being made to convert the resource to cash.

~~((5))~~ (6) A person may provide evidence showing that a resource is unavailable. A resource is not counted if the person shows sufficient evidence that the resource is unavailable.

~~((6))~~ (7) We do not count the resources of victims of family violence, as defined in WAC 388-452-0010, when:

- (a) The resource is owned jointly with members of the former household;
- (b) Availability of the resource depends on an agreement of the joint owner; or
- (c) Making the resource available would place the person at risk of harm.

~~((7))~~ (8) The value of a resource is its fair market value minus encumbrances.

~~((8))~~ (9) Refer to WAC 182-512-0260 to consider additional resources when an alien has a sponsor.

WSR 15-04-135

PROPOSED RULES

TRANSPORTATION COMMISSION

[Filed February 4, 2015, 11:19 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 14-20-114.

Title of Rule and Other Identifying Information: I-405 express toll lanes rate setting.

Hearing Location(s): Kirkland City Hall, 123 5th Avenue, Kirkland, WA 98033, on March 18, 2015, at 6:30 - 8:30 p.m.

Date of Intended Adoption: March 18, 2015.

Submit Written Comments to: Reema Griffith, P.O. Box 47308, Olympia, WA 9804-7308 [98504-7308], e-mail trasc@wstc.wa.gov, fax (360) 705-6802, by March 13, 2015.

Assistance for Persons with Disabilities: Contact Reema Griffith by March 13, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The commission is required to establish toll rates and exemptions for vehicles using the I-405 express toll lanes that are adequate to cover costs and obligations described in RCW 47.56.850 and 47.56.880. The purpose of the proposed rules is to amend transportation commission administrative codes:

1. Amend WAC 468-270-030 Definitions, to amend definitions to include "express toll lanes."

2. Amend WAC 468-270-040 How are the tolls determined and adjusted?, to amend a new section outlining that a schedule of toll rates will be set, including a minimum rate, a maximum rate, and pay by mail increment for the I-405 express toll lanes.

3. Amend WAC 468-270-050 What toll facilities are currently subject to this chapter?, to amend I-405 express toll lanes to the list of subject facilities.

4. Create WAC 468-270-077 What are the toll rates for the I-405 express toll lanes?, to create a new section that states the minimum and maximum toll rates, pay by mail increment, and provides for periodic review of toll rates by the transportation commission.

5. Amend WAC 468-270-080 When are toll rates in effect?, to amend a definition of how long toll rates will remain in effect for I-405.

6. Amend WAC 468-270-095 What is required to claim a noncarpool exemption on the Tacoma Narrows Bridge, the SR 520 Bridge, or the I-405 express toll lanes?, to amend the title to include I-405.

7. Create WAC 468-270-110 What vehicles are exempt from paying tolls on the I-405 express toll lanes?, to create a new section defining vehicles exempt from paying tolls on the I-405 express toll lanes.

8. Create WAC 468-270-120 How many occupants are required to be considered an eligible carpool for toll exemption on I-405 express toll lanes?, to create a new section defining occupancy requirements by time of day to be considered a carpool.

9. Create WAC 468-270-130 How can I use the I-405 express toll lanes as a toll-free carpool?, to create a new section outlining requirements of a toll-free carpool.

10. Create WAC 468-270-140 How can I use the I-405 express toll lanes as a toll-free motorcycle?, to create a new section outlining requirements of a toll-free motorcycle.

Reasons Supporting Proposal: The transportation commission's proposed toll rates, exemptions, and policies for vehicles using the I-405 express toll lanes.

Statutory Authority for Adoption: Chapter 47.46 RCW.

Statute Being Implemented: RCW 47.56.880.

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

Name of Proponent: Washington state transportation commission, governmental.

Name of Agency Personnel Responsible for Drafting: Reema Griffith, Olympia, Washington, (360) 705-7070; Implementation and Enforcement: Craig Stone, Seattle, Washington, (206) 464-1220.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed rules do not apply to "businesses in an industry," as described in chapter 19.85 RCW but rather the rules apply to ALL vehicles.

A cost-benefit analysis is not required under RCW 34.05.328. The Washington state transportation commission is not a listed agency under RCW 34.05.328.

February 4, 2015
Reema Griffith
Executive Director

AMENDATORY SECTION (Amending WSR 13-12-006, filed 5/23/13, effective 7/1/13)

WAC 468-270-030 Definitions. "Authorized emergency vehicle" includes but is not limited to a vehicle of any fire department, police department, sheriff's office, coroner, prosecuting attorney, Washington state patrol, ambulance service, public or private or any other emergency vehicle as defined in RCW 46.04.040.

"Bona fide emergency" occurs when an authorized emergency vehicle, as defined herein, responds to or returns from an emergency call.

"Cash customer" means a toll customer who pays the toll on the Tacoma Narrows Bridge in cash.

"Citizens advisory committee" means the citizens committee established by RCW 47.46.090 that advises the transportation commission on Tacoma Narrows Bridge toll rates.

"Department" means the Washington state department of transportation (WSDOT).

"Express toll lanes" means one or more highway lanes that can be used by authorized high-occupancy vehicles, and by toll-paying vehicles, where toll rates are set to maintain travel speed and reliability.

"Good To Go!™" is the name of the department's toll collection system.

"Good To Go!™ Pass" means the transponder device used to pay a toll by a customer who has a prepaid toll account.

"High-occupancy toll (HOT) lanes" means one or more lanes of a highway that charges tolls as a means of regulating access to or the use of the lanes in order to maintain travel speed and reliability. HOT lane supporting facilities

include, but are not limited to, approaches, enforcement areas, improvements, buildings, and equipment.

"Pass" see *Good To Go!™* Pass.

"Pay By Mail" means the method used to pay a photo toll when a toll bill is mailed to the vehicle's registered owner.

"Pay By Plate" means the method used to pay a photo toll by a customer who has a prepaid toll account through the use of a photo toll system.

"Photo toll" means a charge associated with a particular vehicle that is identified by its license plate and includes Pay By Mail, Pay By Plate and Customer-Initiated Payment.

"Short Term Account" means the method used to pay a photo toll when there is no regular toll account and the customer initiates payment no later than three days after the toll transaction.

"Toll account" means a prepaid account that is linked to a Pass (transponder) or license plates in order to pay a toll by automatic debit.

"Transponder (Pass)" means a device attached to a toll customer's vehicle that automatically identifies the toll customer's vehicle as it passes through the toll facility.

"Transportation commission (commission)" means the Washington state transportation commission whose duties and composition are set out in chapter 47.01 RCW.

AMENDATORY SECTION (Amending WSR 11-04-007, filed 1/20/11, effective 12/3/11)

WAC 468-270-040 How are the tolls determined and adjusted? In determining toll amounts, the transportation commission considers data and information provided by the department of transportation, public opinion and advice from any required citizen advisory committee.

(1) Tacoma Narrows Bridge. In accordance with chapter 47.46 RCW, the commission must consider the toll rate advice of the citizen advisory committee and must set toll amounts that cover the debt and operations and maintenance until the indebtedness is repaid as required by law.

(2) SR 520 Bridge.

(a) The commission must consider toll rates that will help maintain travel time, speed, and reliability on the corridor and must set and adjust toll rates to generate revenue sufficient and necessary to cover costs and obligations described in RCW 47.56.830 and 47.56.850.

(b) Starting July 1, 2012, the toll rates will increase two and one-half percent annually, subject to review and potential adjustment by the commission, in order to generate toll revenue sufficient to meet the costs and obligations listed in RCW 47.56.830 through 47.56.850.

(3) I-405 express toll lanes.

(a) The commission must consider a schedule of toll rates that will maintain travel time, speed, and reliability on the corridor as described in RCW 47.56.850 and 47.56.880. The schedule adopted by the commission will allow toll rates to vary in amount by time of day, level of traffic congestion within the highway facility, and other criteria.

(b) The commission must set a minimum and a maximum toll rate, each subject to review on an annual basis or as

needed to maintain performance requirements outlined in RCW 47.56.880.

(c) The commission must set an additional fixed amount to be added to the toll rate for vehicles that are not registered for a *Good To Go!*TM account who pay the Pay By Mail toll rate.

AMENDATORY SECTION (Amending WSR 11-04-007, filed 1/20/11, effective 12/3/11)

WAC 468-270-050 What toll facilities are currently subject to this chapter? Currently, the Tacoma Narrows Bridge, SR 167 HOT lanes ~~((and))~~, SR 520 Bridge, and the I-405 express toll lanes.

NEW SECTION

WAC 468-270-077 What are the toll rates for the I-405 express toll lanes? When the I-405 express toll lanes are in operation, the *Good To Go!*TM toll rate schedule shall be a minimum toll rate of \$0.75 and a maximum toll rate of \$10.00. *Good To Go!*TM 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 miles per hour at least ninety percent of the time.

The commission shall periodically review the *Good To Go!*TM toll rate schedule against traffic performance outlined in RCW 47.56.880 to determine if the *Good To Go!*TM toll rates are effectively maintaining travel time, speed, and reliability, and shall adjust the toll rate schedule as needed to maintain performance standards.

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 11-04-007, filed 1/20/11, effective 12/3/11)

WAC 468-270-080 When are toll rates in effect? The toll rates for each facility take effect upon commencement of the tolling program on each new toll facility. Check the WSDOT web site at wsdot.wa.gov/goodtogo for updated information on the opening dates for the tolling programs. Unless otherwise required by law, the collection of tolls on a facility will remain in effect until changed by the commission.

(1) For the Tacoma Narrows Bridge toll rates will remain in effect until changed by the commission or removed due to final repayment of the project as provided by law.

(2) For the SR 167 HOT lanes, the tolls will remain in effect until changed by the commission.

(3) For the SR 520 Bridge, the tolls will take effect upon certification by the secretary of transportation that the new statewide tolling operations center and photo toll system are fully operational as described in the note following RCW 47.56.795.

(4) For the I-405 express toll lanes, the toll rate schedule will remain in effect until changed by the commission.

AMENDATORY SECTION (Amending WSR 11-04-070, filed 1/28/11, effective 12/3/11)

WAC 468-270-095 What is required to claim ~~((an))~~ a noncarpool exemption on the Tacoma Narrows Bridge ~~((and))~~, the SR 520 Bridge, or the I-405 express toll lanes?

Unless otherwise provided in this chapter and described in chapter 468-305 WAC, in order to receive the exemption and to maintain eligibility for toll exemptions, the department may require that the registered owner of the qualified vehicle or an authorized representative of the owner:

- (1) Open and maintain in good standing a "*Good To Go!*TM" toll account;
- (2) Equip the vehicle with a pass;
- (3) Equip the vehicle with identification signage; and/or
- (4) Submit a certification that the vehicle meets the exemption requirements.

NEW SECTION

WAC 468-270-110 What vehicles are exempt from paying tolls on the I-405 express toll lanes? Except as provided herein, all vehicles using the I-405 express toll lanes must pay the required toll. Only qualified vehicles may be exempt from paying tolls. The registered owner and operator of the qualified vehicle must comply with the requirements of the department in order to obtain the exemption. The following vehicles shall qualify for exemption:

- (1) Transit buses and vanpools as specified in RCW 47.56.880;
- (2) Carpools, as defined for the facility in WAC 468-270-120;
- (3) Motorcycles;
- (4) Washington state patrol vehicles directly providing service to the express toll lane facility;
- (5) Department maintenance vehicles directly involved in roadway maintenance on the I-405 express toll lanes, including the department's incident response vehicles responding to incidents and WSDOT tow trucks;
- (6) Authorized emergency vehicles on bona fide emergencies; and
- (7) Tow trucks authorized by Washington state patrol responding to clear blocking vehicles from the toll facility.

NEW SECTION

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 a.m. to 9 a.m. and 3 p.m. to 7 p.m., Monday through Friday, (excluding the days 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, 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.

NEW SECTION

WAC 468-270-130 How can I use the I-405 express toll lanes as a toll-free carpool? To use the I-405 express toll lanes as a toll-free carpool your vehicle must have:

- (1) The required number of occupants as defined in WAC 468-270-120;
- (2) A *Good To Go!*TM toll account in good standing; and
- (3) A *Good To Go!*TM transponder declared in carpool status or other carpool declaration method as defined by the department.

NEW SECTION

WAC 468-270-140 How can I use the I-405 express toll lanes as a toll-free motorcycle? To use the I-405 express toll lanes as a toll-free motorcycle your vehicle must have:

- (1) A *Good To Go!*TM toll account in good standing; and
- (2) A *Good To Go!*TM motorcycle transponder.

WSR 15-04-138
PROPOSED RULES
DEPARTMENT OF
NATURAL RESOURCES
 [Filed February 4, 2015, 11:56 a.m.]

Supplemental Notice to WSR 14-21-158.

Preproposal statement of inquiry was filed as WSR 14-05-098.

Title of Rule and Other Identifying Information: Geoduck diver safety program, effective January 1, 2015, all commercial wildstock geoduck divers participating in the state managed fishery are required to annually demonstrate proof of compliance with the geoduck diver safety program in order to be maintained on a department of natural resources (DNR) harvest plan of operations and/or obtain a commercial diver license under RCW 77.65.410. Proposed minimum qualifications include CPR/first-aid certification, emergency oxygen administration certification, Washington state boater education card, and an annual self-attestation confirming applicant experience/training in the fundamental principles of dive safety. The proposed rule has been revised from previous proposals (WSR 14-09-107 and 14-21-158) in response to feedback submitted during applicable public comment periods. All medical requirements (e.g., physical examination) have been removed from the proposed safety program.

Hearing Location(s): Natural Resources Building, Room 172, 1111 Washington Street S.E., Olympia, WA 98504, on March 12, 2015, at 6:00 p.m.

Date of Intended Adoption: April 7, 2015.

Submit Written Comments to: Matthew Goehring, Department of Natural Resources, 1111 Washington Street S.E., Mailstop 47027, Olympia, WA 98504-7027, e-mail matt.goehring@dnr.wa.gov, fax (360) 902-1786, by March 13, 2015.

Assistance for Persons with Disabilities: Contact Ms. Megan McKay by March 5, 2015, TTY (360) 902-1125.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: 2SHB 1764 requires DNR to adopt rules establishing a geoduck diver safety program. The proposed program establishes mandatory safety training requirements for all divers participating in the state managed wildstock geoduck fishery. Mandated safety requirements are intended to mitigate the inherent hazards associated with working in hyperbaric conditions and reduce the probability of diver related accidents. Increased safety requirements will reduce risk exposure for geoduck divers, as well for other individuals that provide emergency response in the event of a dive-related accident.

Reasons Supporting Proposal: Commercial geoduck harvesting techniques expose divers to a wide-range of occupational health and safety hazards. Despite recognized hazards, there are currently no mandated safety requirements for geoduck divers engaged in the wildstock fishery. The rule aligns geoduck harvest diving with industry standards for commercial diving operations.

Statutory Authority for Adoption: RCW 43.30.560.

Statute Being Implemented: RCW 43.30.560.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: DNR will implement compliance verification for the geoduck diver safety program. Information will be shared with department of fish and wildlife (DFW) for the purposes of issuing commercial geoduck diver licenses under RCW 77.65.410.

Name of Proponent: DNR, governmental.

Name of Agency Personnel Responsible for Drafting: Matthew Goehring, 1111 Washington Street S.E., Olympia, WA 98504, (360) 902-1090; Implementation: Blain Reeves, 1111 Washington Street S.E., Olympia, WA 98504, (360) 902-1731; and Enforcement: Todd Palzer, 1111 Washington Street S.E., Olympia, WA 98504, (360) 902-1864.

A small business economic impact statement has been prepared under chapter 19.85 RCW.

Small Business Economic Impact Statement

I. Executive Summary: 2SHB 1764 directs DNR to establish a geoduck diver safety program for all harvest divers participating in the state-managed wildstock fishery. The proposed rule establishes minimum training qualifications comparable with recognized industry standards for commercial diving. All harvest divers must annually demonstrate compliance with the proposed diver safety program prior to being listed on a DNR harvest plan of operations or issued a DFW geoduck diver license under RCW 77.65.410.

The annualized cost of compliance with the proposed geoduck diver safety program is estimated to be \$218 per diver and is unrelated to harvest revenue. Compliance is tied to a privately held license and all costs are assumed to be borne by the individual diver. DNR estimates compliance costs vary between 0.02 and 2.4 percent of an individual diver's annual harvest revenue. For the purposes of this analysis, all divers fall within the scope of a small business as defined in statute (RCW 19.85.020) – either they are employed by a company with fewer than fifty employees or

are considered self-employed. As a result, the proposed rule will not have a disproportionate impact on small businesses.

No net change in geoduck harvest diving jobs is anticipated as a result of rule implementation. The high value of the geoduck commodity as compared to the relative low cost of compliance with the proposed rule will not impact overall industry demand for harvest divers.

II. Background: DNR, DFW, and Puget Sound treaty Indian tribes jointly manage the commercial wildstock geoduck fishery. Annual harvest of wildstock geoduck has increased from 82,000 pounds in 1970 to 4,327,000 pounds in 2010 valued at over \$36 million (DFW, 2011). As manager of state-owned aquatic lands, DNR maintains proprietary rights to fifty percent of the annual harvestable commercial quota. Since 2003, the state-managed portion of annual harvest has averaged 1,965,295 pounds, generating between \$3.6 and \$29.6 million of revenue (DNR, unpublished data).

Commercial harvest occurs within tracts known to support commercial quantities of geoducks. DNR auctions the right to harvest quotas within defined tracts. A harvest agreement between DNR and a purchaser outlines legally binding terms of harvest. Successful bidders must submit a harvest plan of operations outlining (1) individuals, vessels, and vehicles involved in harvest and transport operations; (2) legal relationship between purchasers and individuals engaging in harvest operations; and (3) assurances that all employees and subcontractors will comply with the terms of the harvest agreement.

Geoduck harvest is completed using surface-supplied air diving techniques. Divers are deployed from harvest vessels and use handheld water jets to extract geoduck from depths between eighteen and seventy feet below mean lower low water. All divers participating in the state-managed wildstock fishery must be identified within a DNR harvest contract plan of operations and possess a valid DFW commercial geoduck diver license under RCW 77.65.410.

Rationale for Rule Making: The commercial geoduck diving occupation exposes divers to a wide range of health and safety hazards. Despite recognized hazards associated with commercial diving, there are currently no mandated safety requirements for geoduck divers engaged in the wildstock fishery. The proposed rule establishes training requirements that are similar to industry-wide commercial diving standards.

2SHB 1764 directs DNR to establish: (a) An advisory geoduck harvester safety committee; and (b) a geoduck diver safety program outlining mandatory safety requirements for all divers. The statute required the safety committee, composed of agency and industry representatives, to provide DNR recommendations for safety program requirements by December 1, 2013. Beginning January 1, 2015, all divers must demonstrate compliance with the adopted diver safety program annually in order to be maintained on a DNR plan of operations and obtain a commercial geoduck diver license under RCW 77.65.410.

The Federal Occupational Safety and Health Administration (OSHA) and Washington state department of labor and industries (L&I) have developed commercial diving standards to address the unique safety concerns associated with operating in a hyperbaric environment. However, OSHA and

L&I jurisdiction is limited by an ambiguous employee-employer relationship and the fact that geoduck divers are deployed from a vessel as opposed to a fixed platform.

Summary of Proposed Rule: The proposed geoduck diver safety program outlines minimum training qualifications for all geoduck harvest divers participating in the state-managed fishery.

Training Qualifications:

- Cardiopulmonary resuscitation (CPR) and first-aid certification;
- Emergency oxygen administration certification;
- Washington state boater education card; and
- Annual self-attestation confirming applicant possesses a combination of experience and training to conduct harvest in [a] safe and healthful manner.

Annual proof of compliance with the geoduck diver safety program is required beginning January 1, 2015.

III. Analysis of Compliance Cost for Washington Businesses:

Affected Industry: All divers licensed under RCW 77.65.410 and engaged in the state-managed wildstock geoduck fishery would be required to comply with the proposed geoduck diver safety program. Compliance is tied to the individual license holder – not the employer. 2SHB 1764 established an annual maximum of seventy-seven licenses beginning in January 2015. From 2008 to 2012, DFW issued an average of sixty-nine commercial geoduck diver licenses. Annual licenses ranged from a minimum of sixty-three licenses in 2012 to a maximum of eighty-one licenses in 2009 (DFW, unpublished data). Considerable ambiguity surrounds the employee-employer relationship between geoduck divers and harvest vessel operators. For the purposes of this analysis all divers fall within the scope of a small business – either they are employed by a company with fewer than fifty employees or qualify as self-employed. There are several geoduck purchasers that exceed the fifty employee threshold for small businesses; however, these firms do not directly employ divers at this time.

Tribal and aquaculture harvest divers are not subject to the proposed requirements.

Cost of Compliance: Compliance costs can be broken down into the cost of:

- Required training certifications;
- Time required to complete and/or maintain minimum qualifications; and
- Recordkeeping and reporting.

Training certification costs were estimated based on consultation with regional providers. Estimated costs associated with the time required to maintain minimum qualifications were derived by multiplying an average hourly wage of \$15 by the time required for training. The cost of reporting training records to DNR was deemed negligible compared to the other costs and was excluded from the analysis. Per-diver cost estimates are summarized in Table 1.

Table 1: Estimated cost of compliance for an individual harvest diver.

	Frequency	Time (hrs)	Course/Exam Cost	Time Cost	Average Annual Cost
Training Requirements					
CPR and first-aid certification [certification]	Biennial	6	\$90	\$90	\$90
Administrating emergency oxygen certification [certification]	Biennial	2	\$95	\$30	\$62.5
Dive safety review	Annual	4	\$0	\$60	\$60
Washington state boater education course	Once	3	\$10	\$45	\$5.5
Annual Average Totals		8.3	\$93.5	\$124.5	\$218

Impact on Small Businesses: Geoduck divers within the commercial wildstock fishery are self-employed or employed by harvest businesses that fall below the fifty employee small business threshold as defined in RCW 19.85.020. Since compliance is connected to a privately held commercial diver license, the costs are expected to be borne by individual divers in the short term. Given that this rule only affects small businesses, there is no disproportionate impact on small versus large businesses.

The burden of compliance for individual divers will be proportionate to diver compensation. Divers are compensated based on the total pounds of geoducks harvested. While diver-specific data is unavailable, compensation is assumed

to be highly variable and dependent on the number of days an individual engages in harvest diving. Table 2 estimates the average cost of compliance as a percentage of average diver incomes. Estimates were derived from 2013 DNR records of "days on water" for each diver identified on a harvest plan of operations.

Estimated compliance costs range between 0.2 to 2.4 percent of annual harvest derived income. The highest relative costs as a percentage of income would be borne by divers in the bottom quartile of "diver-days on water" who are assumed to only dive between one and twenty-seven days per year.

Table 2. Estimated cost of compliance as a percentage of diver income (2013 dive data).

Percentage of Divers	Diver-Days on Water	Estimated Dive hrs.*	Percentage of Total hrs.	Average Income Based on Harvest Rate Assumption**		Compliance Costs as a % of Average Income	
				200 lbs./hr.	300 lbs./hr.	200 lbs./hr.	300 lbs./hr.
Top Quartile	1584	3960	41%	\$60,923	\$91,385	0.4%	0.2%
Second Quartile	1198	2995	31%	\$46,077	\$69,115	0.5%	0.3%
Third Quartile	837	2092	22%	\$32,192	\$48,288	0.7%	0.5%
Bottom Quartile	242	605	6%	\$9,077	\$13,615	2.4%	1.6%

* Based on an average of 2.5 hours of dive time per day.

** Assumes diver compensation of \$1/lb.

Estimated Loss of Jobs: RCW 19.85.040 (2)(d) requires that an economic analysis include "(a)n estimate of the number of jobs that will be created or lost as the result of compliance with the proposed rule."

DNR anticipates no net change in geoduck harvest jobs as a result of implementation of the geoduck diver safety program. Geoduck is a high value commodity. Although diver compliance costs could eventually affect profits for harvesters and purchasers, the relatively small cost of compliance as compared to the overall value of the geoduck commodity is not expected to impact industry demand for harvest divers. Further, projected annual compliance costs represent a small fraction of individual harvest diver compensation.

IV. Actions Taken to Reduce Impact on Small Businesses: RCW 19.85.030 requires an agency to reduce the cost of compliance for small businesses where legal and feasible within the stated objectives of the underlying statutes.

DNR considered a series of rule alternatives to minimize the cost of compliance for small businesses. The merits of a medical dive physical requirement were carefully evaluated, but excluded from the proposed rule due to a combination of cost and the potential to exclude a proportion of the existing divers from [the] fishery. This reduced individual compliance costs by more than fifty percent. Requiring a self-attestation confirming applicant completion of minimum experience and training requirements – as opposed to an in-person course requirement – provides divers the option of completing a self-directed review of applicable safety materials to help further reduce the cost and time associated with compliance. An in-person course requirement could have positioned larger employers (still fewer than the fifty employee threshold) to be able to negotiate reduced per-person course rates unavailable to smaller businesses and contributed to a disproportionate burden on smaller businesses.

CPR/first-aid and emergency oxygen training are two-year certifications. Any reduction in frequency of training would result in a lapse in certification and compromise diver safety.

V. Small Business Involvement in Development of Proposed Rules: 2SHB 1764 directs DNR to establish a geoduck harvest safety committee and hold ongoing quarterly meetings. Committee membership includes representatives from the Washington Harvesters Association (vessel owners) and the Harvest Divers Association (divers). Both associations represent the interests of small businesses within the industry. The proposed rules are substantively based on the committee report submitted in November 2013 outlining recommendations for a geoduck diver safety program. The revised rule proposal also attempts to address industry concerns identified through previous comment periods and applicable public hearings.

DNR posted information pertaining to the rule making on its agency web site and reached out to individual divers as part of its geoduck harvest compliance program. Notice of the revised proposed rule will be distributed to all licensed divers and prospective purchasers. One additional public hearing will be conducted to summarize the proposed rule, answer industry questions, and accept public comments.

VI. References: Association of Diving Contractors International. (2011). International Consensus Standards for Commercial Diving and Underwater Operations. 6th Edition.

Washington Department of Fish & Wildlife. (2011). Commercial wild stock geoduck fishery landings and ex-vessel value in Washington. Accessed April 14, 2014. http://wdfw.wa.gov/fishing/commercial/geoduck/geoduck_historic_landings_value_table.pdf

A copy of the statement may be obtained by contacting Matthew Goehring, Department of Natural Resources, 1111 Washington Street S.E., Mailstop 47027, Olympia, WA 98504, phone (360) 902-1090, fax (360) 902-1786, e-mail matt.goehring@dnr.wa.gov.

A cost-benefit analysis is required under RCW 34.05.-328. A preliminary cost-benefit analysis may be obtained by contacting Matthew Goehring, Department of Natural Resources, 1111 Washington Street S.E., Mailstop 47027, Olympia, WA 98504, phone (360) 902-1090, fax (360) 902-1786, e-mail matt.goehring@dnr.wa.gov.

February 3, 2015
Megan Duffy
Deputy Supervisor
Aquatics and
Environmental Protection

NEW SECTION

WAC 332-30-172 Geoduck diver safety program. (1) General.

(a) Beginning January 1, 2015, divers shall annually demonstrate compliance with the geoduck diver safety program established in this section prior to being identified on a department geoduck harvest agreement plan of operations.

(b) Applicants may submit applicable documents and certifications beginning October 1st of each year to verify

compliance for the subsequent calendar year. The department will not consider incomplete and/or illegible materials. The department shall review materials in the order they are received and notify divers of their compliance status within thirty-days of receipt of all required documentation.

(c) Applicants may submit applicable materials to the department by certified mail or electronically by e-mail or fax. The department will not accept materials submitted in person.

(d) The department will maintain an electronic database documenting annual compliance with the program. Compliance verification shall expire at the end of a calendar year.

(e) If a plan of operations spans portions of two calendar years, the department shall only verify diver compliance for the calendar year the diver is initially identified on the plan of operations.

(2) Training qualifications. Divers shall provide evidence of the following qualifications:

(a) Cardiopulmonary resuscitation (CPR) and first-aid certification;

(b) Emergency oxygen administration certification;

(c) Washington state boater education card; and

(d) Annual self-attestation confirming applicant possesses a combination of training and experience necessary to conduct harvest diving in a safe and healthful manner. The department shall develop and make available a template for applicant signature. Divers shall maintain, at a minimum, competency in the following subject areas:

(i) Diving physiology and physics;

(ii) Diving operations and emergency procedures;

(iii) Tools, equipment, and techniques relevant to geoduck harvesting;

(iv) U.S. Coast Guard vessel safety requirements; and

(v) Any additional subject matter areas as identified in "Qualifications of Dive Team" within federal Occupational Safety and Health Standards for Commercial Diving Operations (C.F.R. 1910.410(a)).