

## WSR 21-05-002

## PROPOSED RULES

## THE EVERGREEN STATE COLLEGE

[Filed February 3, 2021, 3:38 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 20-21-030.

Title of Rule and Other Identifying Information: Chapter 174-123 WAC, Code of student rights and responsibilities. Amending the rules to comply permanently with the 2020 Title IX Regulations.

Hearing Location(s): On Monday, March 15, 2021, at 3:00 p.m., via Zoom <https://evergreen.zoom.us/j/89661207179>. Hearing will be conducted virtually via Zoom due to COVID-19 protocols. Any person interested in providing comments must either attend the virtual session, or provide written comment to Lori Johnson, director of student rights and responsibilities, at [studentconduct@evergreen.edu](mailto:studentconduct@evergreen.edu). Comments must be received prior to the hearing on March 15.

Date of Intended Adoption: April 26, 2021.

Submit Written Comments to: Lori Johnson, 2700 Evergreen Parkway N.W., L3009, Olympia, WA 98445, email [studentconduct@evergreen.edu](mailto:studentconduct@evergreen.edu), phone 360-867-6298, by March 15, 2021.

Assistance for Persons with Disabilities: Contact access services, The Evergreen State College, phone 360-867-6384, email [accessservices@evergreen.edu](mailto:accessservices@evergreen.edu), by March 9, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Adoption of 2020 Title IX Regulations into the code of student rights and responsibilities. Changes include new procedure, as outlined in the federal regulations, and new definitions of sexual harassment.

Reasons Supporting Proposal: Making the code of student rights and responsibilities a permanent rule-making change will align Evergreen with the Title IX Regulations, as required to be in compliance. Evergreen has submitted emergency rule making for these rules since the implementation of the Title IX Regulations (August 14, 2020), and are seeking to make these rules permanent.

Statutory Authority for Adoption: RCW 28B.40.120.

Rule is necessary because of federal law, United States Department of Education (DOE).

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: Not applicable.

Name of Proponent: The Evergreen State College, student rights and responsibilities and the Title IX Office, public.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Lori Johnson, The Evergreen State College, Olympia Campus, 360-860-6298.

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

A cost-benefit analysis is not required under RCW 34.05.328.

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

Is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Citation of the specific federal statute or regulation and description of the consequences to the state if the rule is not adopted: Title IX Regulations from DOE, implemented August 14, 2020.

The proposed rule does not impose more-than-minor costs on businesses. Following is a summary of the agency's analysis showing how costs were calculated. No additional personnel is required; trainings will be internal and/or cost minimal amounts.

February 1, 2021  
Daniel B. Ralph  
Rules Coordinator

## OTS-2577.2

AMENDATORY SECTION (Amending WSR 18-17-102, filed 8/15/18, effective 9/15/18)

**WAC 174-123-170 Prohibited conduct.** The code of student rights and responsibilities recognizes two types of prohibited conduct: Conduct related to community, and conduct related to persons. The subsections below outline the basic structures of community that the code seeks to uphold, and the basic rights and expectations of students that the code seeks to support. Conduct prohibited under Title IX of the Education Amendments Act of 1972, 20 U.S.C. Sec. 1681, and associated procedures are set out in WAC 174-123-355 to 174-123-440 (supplemental Title IX student conduct procedures).

(1) Conduct related to community.

The Evergreen State College community is a vibrant and engaged collective of individuals who have committed to the mission of the college. The college's mission statement reads as follows: "As an innovative public liberal arts college, Evergreen emphasizes collaborative, interdisciplinary learning across significant differences. Our academic community engages students in defining and thinking critically about their learning. Evergreen supports and benefits from local and global commitments to social justice, diversity, environmental stewardship and service in the public interest." Students are encouraged to continue to grow individualistically while contributing to and shaping the Evergreen community as each person brings new ideas, new perspectives, and renewed focus that is invaluable at a liberal arts college.

Students in the college community are expected to practice academic integrity: To author their own ideas and critique and evaluate others' ideas in their own voices. The greater learning community of the college can thrive only if each person works with a genuine commitment to make their own authentic intellectual discoveries. To that end it is a community expectation that students and recognized organizations will not engage in the following prohibited conduct, which constitute violations of this code:

(a) **Academic dishonesty** which includes, but is not limited to, the following:

(i) Cheating includes any attempt to give or obtain unauthorized assistance relating to the completion of an academic assignment;

(ii) Plagiarism includes taking and using as one's own without proper attribution the ideas, writings, or work of another person in completing an academic assignment. Plagiarism may also include the un-

authorized submission of academic work for credit that has been submitted for credit in another course;

(iii) Fabrication includes falsifying data, information, or citations in completing an academic assignment and also includes providing false or deceptive information to an instructor concerning the completion of an assignment;

(iv) Using assistance or materials that are expressly forbidden to complete an academic product or assignment;

(v) The unauthorized collaboration with any other person during the completion of independent academic work;

(vi) Knowingly falsifying or assisting in falsifying in whole, or in part, the contents of one's academic work;

(vii) Permitting any other person to substitute oneself to complete academic work; or

(viii) Engaging in any academic behavior specifically prohibited by a faculty member in the course covenant, syllabus, or individual or class discussion.

(b) **Damaging, defacing, destroying, or tampering** with college property or other personal or public property. This includes, but is not limited to, graffiti and vandalism.

(c) **Disorderly conduct** which includes any individual or group behavior which is abusive, obscene, violent, excessively noisy, or which unreasonably disturbs institutional functions, operations, classrooms, other groups or individuals. These behaviors include, but are not limited to, those which obstruct or interfere with institutional activities, programs, events, or facilities, such as:

(i) Any unauthorized occupancy of facilities owned or controlled by the college, or blockage of access to or from such facilities, or the occupation of college property after being given notice to depart;

(ii) Interference with the ability of any authorized person to gain access to any activity, program, event, or facility sponsored or controlled by the college;

(iii) Any obstruction or delay of a public safety officer, police officer, firefighter, EMT, or any official of the college;

(iv) The use of force or violence (actual or threatened) to deny, impede, obstruct, impair, or interfere with the freedom of movement of any person, or the performance of duties of any college employee;

(v) Participation in a disruptive or coercive demonstration. A demonstration is considered disruptive or coercive if it substantially impedes college operations, interferes with the rights of others, or takes place on premises or at times where students are not authorized to be;

(vi) Obstruction of the free flow of pedestrian or vehicular traffic on college property or at college sponsored/supervised functions; or

(vii) Public urination or defecation.

(d) **Disruptive behavior in the classroom** may be defined as, but not limited to, behavior that unreasonably obstructs or disrupts the learning environment (e.g., outbursts which disrupt the flow of instruction or prevent concentration on the subject taught, failure to cooperate in maintaining the learning community as defined in the course syllabus or covenant, and the continued use, after being given notice to stop, of any electronic or other noise or light emitting device which disturbs others, unless use of such technologies are an authorized accommodation for a documented disability for that program).

The faculty member has responsibility for maintaining a productive classroom and can order the temporary removal or exclusion from

the classroom of any student engaged in disruptive behavior or behavior that violates the general rules and regulations of the college for each class session during which the behavior occurs. Extended or permanent exclusion from the classroom, beyond the session in which the conduct occurred, or further conduct action can be effected only through appropriate procedures of the college. The faculty member may also report incidents of classroom misconduct to the student conduct office.

(e) **Forgery, alteration, or the misuse** of college documents, records or identification cards.

(f) **Failure to comply** with the direction of or failure to identify yourself to a college official or other public official acting in the performance of their duties.

(g) **Unauthorized entry** into or onto, or the unauthorized remaining in, or upon, any college premises; or the unauthorized possession, duplication, or use of a college key or other access device.

(h) **Sounding of a false alarm** which includes, but is not limited to, initiating or causing to be initiated any false report, warning or threat, such as that of fire, explosion or emergency that intentionally causes a false emergency response; and the improper use or disabling of safety equipment and signs.

(2) Conduct related to persons.

Students of The Evergreen State College are to practice good citizenship in the campus community and beyond. Our collective efforts include implementation of the education, experiential learning, and skills gained through engagement with the faculty, staff, and students of the college. Engagement can be through civil discussions, a free exchange of ideas, participation in events and programs, or through other interactions where the desire to create spaces for learning are present. Students are encouraged to pursue new opportunities to engage and expand their intellectual curiosities and develop an understanding of the global society in which we live.

Students in the college community participate with fellow community members (faculty, staff, students, and members of the community beyond The Evergreen State College) in dialogue, educational activities, social events, and more with a focus on civil engagement and being one's best self. To that end it is a community expectation that students or recognized organizations will not engage in the following prohibited conduct, which constitute violations of this code:

(a) **Alcohol, drug, and tobacco violations.**

(i) Alcohol. The use, possession, delivery, sale, manufacture, or being observably under the influence of any alcoholic beverage, except as permitted by law and applicable college policies.

(ii) Cannabis. The use, possession, delivery, or sale of cannabis or the psychoactive compounds found in cannabis, regardless of form, or being observably under the influence of cannabis or the psychoactive compounds found in cannabis. Cannabis use and possession is illegal under federal law and the college is required to prohibit the possession, use and distribution of illicit drugs, including cannabis, as a condition of receiving federal funding.

(iii) Drugs. The use, possession, delivery, sale, manufacture, or being observably under the influence of any mood altering drug, or any other controlled substance under chapter 69.50 RCW, except as prescribed for a student's use by a licensed practitioner.

(iv) Tobacco, electronic cigarettes, and related products. The use of tobacco, electronic cigarettes, and related products is prohibited except as allowed by college policy in designated smoking

areas. Related products include, but are not limited to, cigarettes, pipes, bidi, clove cigarettes, water pipes, hookahs, chewing tobacco, vaporizers, and snuff.

(b) **Assault.** Unwanted touching, physical harm or abuse, or threats of physical harm or abuse which threaten the health or safety of another person.

(c) **Cyber misconduct.** The term "cyber misconduct" includes, but is not limited to, behavior involving the use of a computer, computer network, the internet, or use of electronic communications including, but not limited to, electronic mail, instant messaging, list serves, electronic bulletin boards/discussion boards, ad forums and social media sites or platforms, to disrupt college function, adversely affect the pursuit of the college's objectives, or to stalk, harm or harass, or engage in other conduct which threatens or is reasonably perceived as threatening the physical or mental safety of another person, or which is sufficiently severe, persistent, or pervasive that it interferes with or diminishes the ability of an individual to participate in or benefit from the services, activities, or privileges provided by the college, or an employee to engage in work duties.

(d) **Failure to be truthful to the college or a college official.** This includes, but is not limited to, knowingly making false charges against another member of the college community; and providing false or misleading information in an application for admission or to gain employment.

(e) **Failure to follow fire safety regulations.** Failure to evacuate during a fire alarm; the improper use or damaging of fire prevention or safety equipment, such as fire extinguishers, smoke detectors, alarm pull stations, or emergency exits; or the unauthorized setting of fires.

(f) **Harm.** Behavior directed at an individual that based on a reasonable person's standard is sufficiently severe, pervasive, or persistent such that it diminishes or interferes with the ability of an individual to participate in or benefit from the services, activities, or privileges provided by the college or an employee to engage in their work duties. This includes, but is not limited to, intimidation, verbal abuse, threat(s), bullying, or other conduct which threatens or is reasonably perceived as threatening the physical or mental safety of another person. Bullying is repeated or aggressive unwanted behavior, not otherwise protected by law that intentionally humiliates, harms, or intimidates another person.

(g) **Harassment.** Conduct against a person on the basis of protected status that is sufficiently severe, pervasive, or persistent as to interfere with or diminishes the ability of a person to participate in or benefit from the services, activities, or privileges provided by the college, or an employee to engage in work duties.

(h) **Hazing.** Conduct that includes any activity or method of initiation into a recognized organization or student social, living, learning, or athletic group that causes, or is likely to cause, bodily danger or physical or mental harm to any member of the college community.

(i) **Knowingly assisting another person to violate the code** or failing to report to a college official conduct that constitutes significant damage to property or a serious danger to the health or physical safety of an individual.

(j) **Lewd conduct.** Behavior which is sexualized or obscene that is not otherwise protected under the law including, but not limited to,

exposing genitalia, and engaging in sexual intercourse or sexual activity in public.

(k) **Obstructive behavior in conduct conferences or hearings.** Any conduct at any stage of a process or investigation that is threatening or disorderly, including:

(i) Failure to abide by the directives of a student conduct official or college official(s) in the performance of their duties;

(ii) Knowing falsification, distortion, or misrepresentation of information before a student conduct official or hearing panel;

(iii) Deliberate disruption or interference with the orderly conduct of a conduct conference or hearing proceeding;

(iv) Making false statements to any student conduct officials or hearing panel;

(v) Attempting to influence the impartiality of a member of a hearing panel or a student conduct official prior to, or during the course of, a proceeding; or

(vi) Harassment or intimidation of any participant in the college conduct process.

(l) **Recording.** The recording of any private conversation, by any device, without the voluntary permission of all persons engaged in the conversation except as permitted by state law, chapter 9.73 RCW. For purposes of this section, the term "permission" will be considered obtained only when one party has announced to all other parties engaged in the communication or conversation that such communication or conversation will be recorded or transmitted; and the announcement itself is recorded as part of the conversation or communication.

(m) **Retaliation.** Harming, threatening, intimidating, coercing, or taking adverse action of any kind against a person because such person reported an alleged violation of the code or college policy, provided information about an alleged violation, or participated as a witness or in any other capacity in a college investigation or conduct proceeding.

(n) **Theft** (attempted or actual) of property, services, or identity. This includes, but is not limited to, using, taking, attempting to take, possessing, or aiding another to take college property or services, or property belonging to any person, without express permission. Identity theft is the use of another person's name and personal information including, but not limited to, private identifying information, without their permission in order to gain a financial advantage or obtain credit or other benefits in the other person's name.

(o) **Viewing,** distributing, photographing, or filming another person without that person's knowledge and voluntary permission, while the person being photographed, viewed, or filmed is in a place where they would have a reasonable expectation of privacy. The term "permission" will be considered obtained if there are signed waivers, written permission, or verbal agreement recorded with specificity to the content.

(p) **Violation of any college policy** including, but not limited to, residential and dining services policies, appropriate use of information technology resources policies, and WAC 174-136-043 regarding weapons.

(q) **Violation of federal, state, or local law** including being charged by law enforcement, or convicted of a felony or misdemeanor, under circumstances where it is reasonable to conclude that the presence of the person on college premises would constitute a danger to the physical or mental safety of a member(s) of the college community.

(r) **Stalking** is a course of conduct directed at a specific person or group that would cause a reasonable person to feel fear for their physical or mental safety, or the physical or mental safety of another. A course of conduct includes two or more acts including, but not limited to, those in which a person directly, or through third parties, by any action, method, device, or means follows, monitors, observes, surveils, threatens, or communicates to or about the complainant, or interferes with the complainant's property.

(s) **Sexual misconduct.** The term "sexual misconduct" includes sexual harassment, sexual exploitation, sexual violence, relationship violence, domestic violence, and stalking. Sexual harassment as prohibited by Title IX is defined in the supplemental Title IX student conduct procedures. See WAC 174-123-355.

(3) Sexual misconduct and consent.

In order to understand the definitions of prohibited conduct in this section, and to adjudicate complaints of sexual misconduct, it is necessary to provide a further definition of consent. This section provides information about consent related to sexual misconduct.

~~(Consent is permission expressed by words or actions that is clear, knowing, and voluntary, regarding willingness to engage in sexual activity. Consent is active, not passive. Each party has the responsibility to make certain that the other has consented before engaging in the activity. Consent to any one form of sexual activity does not automatically imply consent to any other forms of sexual activity. Previous relationship or prior consent does not imply consent to future sexual acts; this includes "blanket" consent (i.e., permission in advance for any/all actions at a later time or place). Consent can be withdrawn once given, as long as that withdrawal is communicated. There is no requirement for a party to resist the sexual advance or request, and resistance is a clear demonstration of nonconsent.~~

~~A person cannot consent if they are incapacitated. Incapacitation is a state where someone cannot make reasoned decisions because they lack the capacity to give consent (e.g., to understand the "who, what, when, where, why or how" of their sexual interaction). A person cannot consent if they are unable to understand what is happening or is disoriented, helpless, asleep, or unconscious for any reason, including due to alcohol or other drugs. An individual who engages in sexual activity when the individual knows, or should know, that the complainant is physically or mentally incapacitated has engaged in nonconsensual conduct. The question of what a person should have known is objectively based on what a reasonable person in the place of the participant(s), sober and exercising good judgment, would have known about the condition of the complainant.~~

~~Consent cannot be obtained by force or coercion. Force is the use of physical violence and/or imposing on someone physically to gain sexual access. Force also includes threats or intimidation (implied threats) that overcomes free will or resistance. Coercion is unreasonable pressure for sexual activity. When someone makes clear to another person that they do not want sex, that they want to stop, or that they do not want to go past a certain point of sexual interaction, continued pressure beyond that point is coercive.~~

~~Intoxication is not a defense against allegations that an individual has engaged in nonconsensual sexual activity.~~

~~This code is applicable regardless of the sexual orientation and/or gender identity of individuals engaging in sexual activity. Conduct is determined a violation as per the reasonable person standard.) Consent means knowing, voluntary, and clear permission by word~~

or action, to engage in mutually agreed upon sexual activity. Each party has the responsibility to make certain that the other has consented before engaging in the activity. For consent to be valid, there must be at the time of the act of sexual intercourse or sexual contact actual words or conduct indicating freely given agreement to have sexual intercourse or sexual contact.

A person cannot consent if they are unable to understand what is happening or are disoriented, helpless, asleep, or unconscious for any reason, including due to alcohol or other drugs. An individual who engages in sexual activity when the individual knows, or should know, that the other person is physically or mentally incapacitated has engaged in nonconsensual conduct.

Intoxication is not a defense against allegations that an individual has engaged in nonconsensual sexual conduct.

Consent cannot be obtained by force or coercion. Force is the use of physical violence and/or imposing on someone physically to gain sexual access. Force also includes threats or intimidation (words or actions that cause an individual to submit to or comply with sexual contact or intercourse due to fear for their safety and/or implied threats) that overcomes free will or resistance. Coercion is unreasonable pressure for sexual contact or sexual intercourse. When someone makes clear to another person by word or action that they do not want to engage in sexual contact or intercourse, that they want to stop, or that they do not want to go past a certain point of sexual contact or intercourse, continued pressure beyond that point is coercive.

(a) **Sexual harassment.** The term "sexual harassment" means unwelcome sexual or gender-based conduct ((of a sexual nature)), including unwelcome sexual advances, requests for sexual favors, quid pro quo harassment, and other verbal, nonverbal, or physical conduct of a sexual or a gendered nature that is sufficiently severe, pervasive, or persistent as to:

(i) Deny or limit ((based on sex,)) the ability of a person to participate in or benefit from the services, activities, or privileges provided by the college ((or an employee to engage in their work duties, that creates)); or

(ii) Alter the terms or conditions of employment for a college employee or employees; and/or

(iii) Create an intimidating, hostile, or offensive environment for other community members.

(b) **Sexual exploitation.** The term "sexual exploitation" means conduct that takes nonconsensual or abusive sexual advantage of another for their own or another's benefit. Sexual exploitation includes, but is not limited to, nonconsensual recording of sexual activity or the nonconsensual distribution of a consensual or nonconsensual recording or image; going beyond the boundaries of consent; forcing another person to engage in sexual activity for payment; or knowingly exposing someone to or transmitting a sexually transmitted infection.

(c) **Sexual violence.** "Sexual violence" is a type of sexual discrimination and harassment. The term "sexual violence" means an act or acts of a sexual nature against a person without their consent. Nonconsensual sexual intercourse, nonconsensual sexual contact, domestic violence, relationship violence, and stalking are all types of sexual violence.

(i) **Nonconsensual sexual intercourse** is any sexual intercourse (anal, oral, or vaginal), however slight, with any object or body part, by a person upon another person, that is without consent and/or by force. Sexual intercourse includes anal or vaginal penetration by a



penis, tongue, finger or another body part or object, or oral copulation by mouth to genital contact. Nonconsensual sexual intercourse also includes forcing a person to engage in vaginal or anal penetration by a penis, object, tongue or finger, or oral copulation by mouth to genital contact.

(ii) **Nonconsensual sexual contact** is any intentional sexual touching, however slight, with any object or body part, by a person upon another person that is without consent and/or by force. Sexual contact includes intentional contact with the lips, breasts, buttock, groin, or genitals, or clothing covering any of those areas, or touching another with any of these body parts, or making another touch you or themselves with or on any of these body parts, or any other intentional bodily contact in a sexual manner.

(d) **Domestic violence.** The term "domestic violence" means the infliction of physical harm, bodily injury, assault, or the fear of imminent physical harm, bodily injury, or assault committed against a current or former spouse or intimate partner, current or former cohabitant, a person with whom the person shares a child in common, or a person with whom one resides.

(e) **Relationship violence.** The term "relationship violence," also known as dating violence, means the infliction of physical harm, bodily injury, assault, or the fear of imminent physical harm, bodily injury or assault committed against a person who is or has been in a social relationship of a romantic or intimate nature with the complainant. The existence of such a relationship will be presumed based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.

(f) **Stalking.** The term "stalking" means a course of conduct directed at a specific person or group that would cause a reasonable person to feel fear for their physical or mental safety, or the physical or mental safety of another. A course of conduct includes two or more acts including, but not limited to, those in which a person directly, or through third parties, by any action, method, device, or means follows, monitors, observes, surveils, threatens, or communicates to or about the complainant, or interferes with the complainant's property.

[Statutory Authority: RCW 28B.40.120. WSR 18-17-102, § 174-123-170, filed 8/15/18, effective 9/15/18; WSR 12-03-040, § 174-123-170, filed 1/10/12, effective 2/10/12.]

AMENDATORY SECTION (Amending WSR 18-17-102, filed 8/15/18, effective 9/15/18)

**WAC 174-123-200 Interim measures.** (1) **Interim restrictions.** The student conduct official or designee may institute interim restrictions prior to, or at any stage during, a student conduct proceeding when the physical or mental safety of any member of the college community is deemed at risk. The interim restriction may include a no contact order and/or loss of privileges.

(a) A student issued an interim restriction that includes loss of privileges will receive written notice of the interim restriction, the reason for instituting an interim restriction, and advised of the date, time, and place for a hearing regarding the interim restriction

before the student conduct official, or their designee. The hearing will take place no later than five business days from the effective date of the interim restriction.

(b) The interim restriction has immediate effect and will remain in place during any procedural review process, until an agreement of accountability exists, a student conduct official issues a determination of responsibility, an appeal panel issues a final determination, or the student conduct official notifies the respondent in writing that the interim restriction has been modified or is no longer in effect.

(2) **Interim suspension.** This is a temporary exclusion from enrollment, including exclusion from college premises or denial of access to all activities or privileges for which a respondent might otherwise be eligible, while ((a)) an investigation or student conduct proceeding is pending. The senior college official or their designee may impose an interim suspension, which has immediate effect, if there is probable cause to believe that the respondent has violated any provision of the code and presents a substantial or ongoing danger to the physical or mental safety of any member of the college community; or poses an ongoing threat of substantial disruption of, or interference with, teaching, learning, or the operations of the college.

(a) Any student assigned an interim suspension will be provided oral or written notice of the interim suspension. If oral notice is given, a written notification will be served on the respondent within two business days of the oral notice.

(b) The written notice will be entitled "Notice of Interim Suspension" and will include:

(i) The reasons for imposing the interim suspension, including a description of the conduct giving rise to the interim suspension and reference to the provisions of the code allegedly violated;

(ii) The date, time, and location when the respondent must appear before the senior college official or their designee for a hearing on the interim suspension; and

(iii) The conditions, if any, under which the respondent may physically access the campus or communicate with members of the campus community. If the respondent has been barred from the campus, a notice will be included that warns the student that their privilege to enter into or remain on college premises has been withdrawn, and that the respondent will be considered trespassing if the respondent enters the college campus other than as approved by the senior college official or their designee.

(c) The senior college official or their designee will conduct a hearing on the interim suspension within five business days after imposition of the interim suspension.

(d) During the interim suspension hearing, the issue before the senior college official or their designee is whether there are reasonable grounds to believe that the interim suspension should be continued pending the conclusion of student conduct proceedings and/or whether the interim suspension should be less restrictive in scope.

(e) The student will be afforded an opportunity to explain why interim suspension should not be continued while conduct proceedings are pending or why the interim suspension should be less restrictive in scope.

(f) If the student fails to appear at the designated hearing time, the senior college official or their designee may order that the interim suspension remain in place pending the conclusion of the investigation and conduct or Title IX proceedings.

(g) As soon as practicable following the hearing, the senior college official or their designee will issue a written decision which will include a brief explanation for any decision continuing and/or modifying the interim suspension.

(h) To the extent permissible under applicable law, the senior college official or their designee will provide a copy of the decision to all persons or offices who may be bound or protected by it.

(i) In cases involving allegations of assault, non-Title IX sexual misconduct, or Title IX sexual harassment, the complainant will be notified that an interim suspension has been imposed on the same day that the interim suspension notice is served on the student. The college will also provide the complainant with same day notice of any subsequent changes to the interim suspension order.

[Statutory Authority: RCW 28B.40.120. WSR 18-17-102, § 174-123-200, filed 8/15/18, effective 9/15/18; WSR 12-03-040, § 174-123-200, filed 1/10/12, effective 2/10/12.]

AMENDATORY SECTION (Amending WSR 18-17-102, filed 8/15/18, effective 9/15/18)

**WAC 174-123-220 Informal resolution and agreement of accountability.** The student conduct official will attempt to resolve a complaint informally using an agreement of accountability. If a complaint is not resolved using an agreement of accountability, the student conduct official will resolve the complaint by issuing a determination of responsibility and required resolution and sanction(s) as described in WAC 174-123-230.

(1) The student conduct official may work with any respondent who acknowledges responsibility for engaging in prohibited conduct to identify the resolution and sanction(s). If an agreement is reached, the resolution and sanction(s) will be contained in a written agreement of accountability signed by both the respondent and the student conduct official.

(2) A respondent who enters into an agreement of accountability will comply with the resolution and sanction(s) set forth in the agreement and will have no further right of appeal under the code. A respondent's failure to comply with an agreement of accountability may be the basis for a separate violation of misconduct under the code. A separate violation will be addressed using a conduct hold and/or initiating a conduct conference as described in WAC 172-123-210. The conduct hold will remain in effect until such time that the student satisfactorily completes all of the requirements of the agreement of accountability. If a complaint alleges non-Title IX sexual misconduct or assault, the informal resolution and agreement of accountability will not be used and a notice of determination of responsibility and required resolution and sanctions process (WAC 174-123-230) is used.

(3) A restorative practice process may be a component of an agreement of accountability in cases where the student has taken responsibility for their actions and a violation of the code. An agreement may be entered into as part of an agreement of accountability that the student is choosing to voluntarily participate in a restorative practice process. A restorative practice is intended to provide resolution and restoration for those negatively impacted by the code

violation, as well as, give the respondent an opportunity to make the situation as right as possible.

[Statutory Authority: RCW 28B.40.120. WSR 18-17-102, § 174-123-220, filed 8/15/18, effective 9/15/18; WSR 12-03-040, § 174-123-220, filed 1/10/12, effective 2/10/12.]

AMENDATORY SECTION (Amending WSR 18-17-102, filed 8/15/18, effective 9/15/18)

**WAC 174-123-230 Notice of determination of responsibility and required resolution and sanctions.** (1) If a complaint is not resolved by entering into an agreement of accountability, the student conduct official will issue a determination of responsibility based on a preponderance of the evidence standard. Preponderance of the evidence standard means it is more likely than not that the information and evidence shows that an alleged policy violation did or did not occur.

(2) The student conduct official may take any of the following actions:

(a) Determine the respondent is not responsible for violating the code and end the conduct proceedings.

(b) Determine the available information is inconclusive at this time. The student conduct official may revisit the determination if additional relevant information becomes available.

(c) Determine the respondent is responsible for violating the code and issue required resolution(s) and sanction(s) as described in WAC 174-123-240.

(3) The determination of responsibility will identify the specific conduct that has violated the code. The required resolution and sanction(s) will state the tasks or actions, and associated deadlines, the respondent must execute to address violations of the code.

(4) The student conduct official's determination of responsibility and required resolution and sanction(s) will be final unless the respondent files a timely appeal to the senior college official. If a complaint alleges assault, non-Title IX sexual misconduct, or (~~assault~~) Title IX sexual harassment, the complainant is to be informed of the final determination and any required resolution and sanction imposed against the respondent and may file a timely appeal to the senior college official.

[Statutory Authority: RCW 28B.40.120. WSR 18-17-102, § 174-123-230, filed 8/15/18, effective 9/15/18; WSR 12-03-040, § 174-123-230, filed 1/10/12, effective 2/10/12.]

AMENDATORY SECTION (Amending WSR 18-17-102, filed 8/15/18, effective 9/15/18)

**WAC 174-123-260 Filing of appeal.** (1) A respondent may appeal a student conduct official's determination of responsibility and required resolution and sanction(s) by filing a written notice of appeal to the senior college official within ten calendar days of service of the student conduct official's determination. Failure to file a notice of appeal within the time period constitutes the waiver of the right

to appeal and the student conduct official's determination of responsibility and required resolution and sanction(s) will be final.

(2) The student filing the notice of appeal must include a brief statement explaining why they are seeking review of the determination of responsibility and/or required resolution and sanction(s).

(3) Except in cases of ~~((an))~~ interim measures, including interim suspension and/or interim restriction(s), the required resolutions and sanction(s) will be on hold pending the outcome of an appeal. Interim measures will remain in place pending the outcome of the appeal.

(4) The parties to an appeal will be the appellant and the student conduct official.

(5) On appeal, the college bears the burden of establishing the evidentiary facts underlying the determination of responsibility and required resolution by a preponderance of the evidence.

(6) The appellant has a right to a prompt and fair hearing as provided for in these procedures.

(7) Student conduct appeal to determinations in which the required resolution and sanction(s) include the following will be reviewed through a brief adjudicative proceeding:

- (a) Suspensions of ten days or less;
- (b) College housing suspension or eviction;
- (c) Deferred action;
- (d) Probation; and

(e) Any conditions or terms imposed in conjunction with one of the foregoing resolution and sanctions.

(8) Student conduct appeal to determinations in which the required resolution and sanction(s) include the following will be reviewed by the student conduct appeal panel:

- (a) Suspensions in excess of ten days;
- (b) College expulsions; and

(c) Complaints referred to the panel by the student conduct review officer or senior college official, or designee.

(9) Except as provided elsewhere in this code, warnings and findings of no responsibility are final and are not subject to appeal.

(10) In cases involving allegations of assault or non-Title IX sexual misconduct ~~((or assault))~~, the complainant has the right to appeal the following outcomes using the same procedures as set forth above for the respondent:

- (a) The determination of responsibility; or

(b) Any required resolutions and sanction(s) imposed including a disciplinary warning.

(11) If the respondent appeals a decision imposing discipline for ~~((a))~~ an assault or non-Title IX sexual misconduct violation, the college will notify the complainant of the appeal and provide the complainant an opportunity to participate in the appeal.

(12) Except as otherwise specified in the code, a complainant who appeals a determination of responsibility and required resolution and sanction(s) within ten calendar days of notice of the determination, or who participates as a party to a respondent's appeal of a determination of responsibility and required resolution and sanction(s) will be afforded the same procedural rights as are afforded the respondent.

[Statutory Authority: RCW 28B.40.120. WSR 18-17-102, § 174-123-260, filed 8/15/18, effective 9/15/18.]

AMENDATORY SECTION (Amending WSR 18-17-102, filed 8/15/18, effective 9/15/18)

**WAC 174-123-270 Brief adjudicative appeal proceedings—Initial hearing.** Brief adjudicative proceedings will be conducted by a conduct review officer. Conduct review officers shall be designated by the senior college official. The conduct review officer will not participate in any case in which they are or have been involved; or in which there is direct or personal interest, prejudice, or bias.

(1) The parties to a brief adjudicative proceeding are the respondent, the student conduct official, and the complainant in cases involving assault or non-Title IX sexual misconduct (~~(or assault)~~). Before taking action, the conduct review officer will conduct an informal hearing and provide each party:

(a) An opportunity to be informed of the college's view of the matter; and

(b) An opportunity to explain the student's view of the matter.

(2) The conduct review officer will schedule an informal hearing and serve written notice of the hearing to the parties at least seven calendar days in advance of the hearing. The notice of informal hearing will include the following:

(a) The date, time, location, and nature of the hearing;

(b) A date by which the parties must identify advisors as well as requests for reasonable accommodations, if any;

(c) A date on which the parties may review documents held by the student conduct official; and

(d) A date by which the parties must provide a list of witnesses and copies of any documents to other parties and to the conduct review officer.

(3) The conduct review officer will serve an initial decision upon the parties within ten calendar days of the completion of the informal hearing. The initial decision will contain a brief written statement of the reasons for the decision and information about how to seek administrative review of the initial decision. If no request for review is filed within ten business days of service of the initial decision, the initial decision will be deemed the final decision.

(4) If the conduct review officer determines that the respondent's conduct may warrant imposition of a college or college housing suspension of more than ten days or college expulsion or college housing eviction, the matter will be referred to the student conduct appeal panel for a new hearing.

[Statutory Authority: RCW 28B.40.120. WSR 18-17-102, § 174-123-270, filed 8/15/18, effective 9/15/18.]

AMENDATORY SECTION (Amending WSR 18-17-102, filed 8/15/18, effective 9/15/18)

**WAC 174-123-280 Brief adjudicative appeal proceedings—Administrative review of initial decision.** (1) An initial decision may be appealed to the senior college official or designee, provided a party files a written request including the grounds for appeal for review with the conduct review officer within ten calendar days of service of the initial decision. The grounds for appeal are limited to new infor-

mation not available at the time of the initial process, procedural error that impacted the outcome of the process, and/or bias of the student conduct official, or the conduct review officer.

(2) The senior college official or designee will not participate in any case in which they are or have been involved as a complainant or witness, or in which there is direct or personal interest, prejudice, or bias.

(3) During the appeal, the senior college official or designee will give each party an opportunity to file written responses explaining their view of the matter and will make any inquiries necessary to ascertain whether the sanctions should be modified or whether the proceedings should be referred to the student conduct appeal panel for a hearing.

(4) The decision on appeal must be in writing and must include a brief statement of the reason for the decision and must be served on the parties within twenty calendar days of the request for appeal. The decision will contain a notice whether appeal to Thurston County superior court is available.

(5) If the senior college official or designee determines that the respondent's conduct may warrant imposition of a college (~~or college housing~~) suspension of more than ten days or college expulsion (~~or college housing eviction~~), the matter will be referred to the student conduct appeal panel for a hearing.

(6) In cases involving allegations of assault or non-Title IX sexual misconduct (~~or assault~~), the senior college official or designee, on the same date as the final decision is served on the respondent, will serve a written notice upon the complainant informing the complainant whether the allegations of assault or non-Title IX sexual misconduct or (~~assault~~) were found to have merit and describing any resolution and sanctions and/or conditions imposed upon the respondent, including suspension or expulsion of the respondent. The decision will contain a notice whether appeal to Thurston County superior court is available.

[Statutory Authority: RCW 28B.40.120. WSR 18-17-102, § 174-123-280, filed 8/15/18, effective 9/15/18.]

AMENDATORY SECTION (Amending WSR 18-17-102, filed 8/15/18, effective 9/15/18)

**WAC 174-123-290 Appeal panel proceedings—Hearing procedures.**

(1) If not addressed in the code, the proceedings of the student conduct appeal panel will be governed by the Administrative Procedure Act, chapter 34.05 RCW.

(2) The senior college official, or designee, will schedule a hearing before the student conduct appeal panel and serve written notice of the hearing to the parties at least ten calendar days in advance of the hearing. The notice period may be shortened by the senior college official, or designee, with the parties' permission; and the senior college official may reschedule a hearing to a later time for good cause.

(3) The notice of hearing will include the following:

(a) The date, time, location, and nature of the hearing;

(b) A date by which the parties must identify advisors as well as requests for reasonable accommodations, if any;

(c) A date by which the parties must provide a list of witnesses and copies of any documents to be provided to the appeal panel. The date for providing documents must be at least five business days prior to the hearing date. Documents and witness names submitted after the deadline stated in the hearing notice will be admitted at the discretion of the appeal panel. Documents and witness names submitted after the deadline may be excluded from the hearing absent a showing of good cause;

(d) A date on which the parties to the appeal may review documents and witness lists submitted to the panel, which must be no less than three business days prior to the hearing.

(4) The panel chair is authorized to make determinations regarding requests for postponement, release of information, or other procedural requests, provided that good cause for the request is shown. Requests for reasonable accommodations based on disability will be determined by the college's disability compliance officer.

(5) The panel chair may provide to the panel members in advance of the hearing copies of:

(a) The student conduct official's determination of responsibility and required resolution and sanction(s);

(b) The decision of the conduct review officer, if any;

(c) The review on appeal of the senior college official, if any;  
and

(d) The notice of appeal by the respondent or complainant.

If doing so, the chair should remind the members that these documents are not evidence of any facts they may allege.

(6) The parties may agree before the hearing to designate specific exhibits as admissible without objection and, if they do so, whether the panel chair may provide copies of these admissible exhibits to the panel members before the hearing.

(7) Only those materials and information presented at the hearing will be considered. The chair may exclude or limit ineffectual, irrelevant, or unduly repetitious information.

(8) The student conduct official or designee, upon request, will provide reasonable assistance to the parties in obtaining relevant and admissible evidence that is within the college's control.

(9) Communications between panel members and other hearing participants regarding any issue in the proceeding, other than procedural communications that are necessary to maintain an orderly process, are generally prohibited without notice and opportunity for all parties to participate. Any improper communication, as further provided in RCW 34.05.455, is prohibited.

(10) Each party may be accompanied at the hearing by an advisor of the party's choice. A respondent, or complainant in a case involving allegations of non-Title IX sexual misconduct or assault may elect to be represented by an attorney at the their own cost, and will be deemed to have waived that right unless, at least five business days before the hearing, written notice of the attorney's identity and participation is filed with the panel chair with a copy to the student conduct official. The panel will ordinarily be advised by an assistant attorney general. (~~(If the respondent or the complainant is represented by an attorney,)~~) The student conduct official may (~~(also)~~) be represented by an assistant attorney general.

(11) The complainant and the respondent are neither encouraged nor required to be assisted by an advisor of their choosing at their



own expense. Both the respondent and the complainant will be provided the option to have a trained procedural advisor provided by the college to assist them prior to and during the hearing in order to understand their rights in the appeal process. A college procedural advisor may not represent an individual in the appeal proceeding. Proceedings will not be automatically delayed due to the scheduling conflicts of any advisor.

(12) Each party is expected to present all information during the proceedings.

(13) In cases where the complaint alleges non-Title IX sexual misconduct or assault, the complainant may present information during the proceedings.

(14) Upon the failure of any party to attend or participate in a hearing, the student conduct appeal panel may either:

(a) Proceed with the hearing and issue a determination; or

(b) Serve a decision of default in accordance with RCW 34.05.440.

(15) The hearing is a closed proceeding which includes only members of the panel; the advisor to the panel, if any; the student conduct official and their advisor, if any; the complainant and the respondent and their advisor(s), if any; and persons requested to provide information at the hearing. Admission of any other person to the hearing is at the discretion of the panel chair.

(16) All procedural questions and other decisions are subject to the final decision of the panel chair unless otherwise provided for in these rules. The chair will ensure that the proceeding is held in an orderly manner such that the rights of all parties to a full, fair, and impartial proceeding that adheres to the code is achieved.

(17) There will be a single verbatim sound recording of the hearing, and the record will be on file with the senior college official and is the property of the college in accordance with RCW 34.05.449.

(18) All testimony will be given under oath or affirmation. Evidence will be admitted or excluded at the discretion of the panel chair.

(19) In cases involving allegations of non-Title IX sexual misconduct or assault, neither party will directly question or cross examine one another. Attorneys for the parties are also prohibited from questioning the other party. All cross examination questions will be directed to the panel chair, who has the discretion to pose the questions on the party's behalf.

(20) In cases involving Title IX sexual misconduct or assault, the senior college official may designate an external hearing panel chair to preside over the hearing. The external hearing panel chair will perform all of the functions of a presiding officer under the code of student rights and responsibilities and WAC 174-108-910, unless otherwise specified in the appointment letter.

[Statutory Authority: RCW 28B.40.120. WSR 18-17-102, § 174-123-290, filed 8/15/18, effective 9/15/18.]

AMENDATORY SECTION (Amending WSR 18-17-102, filed 8/15/18, effective 9/15/18)

**WAC 174-123-310 Appeal panel proceedings—Determination.** (1) At the conclusion of the hearing, the student conduct appeal panel will

permit the parties to make closing statements in whatever form it wishes to receive them. The panel also may permit each party to propose findings, conclusions, and/or a proposed decision for its consideration.

(2) Only members of the student conduct appeal panel and the advisor to the panel, if any, will be present for deliberations. Deliberations are not recorded.

(3) Within fifteen calendar days following the conclusion of the hearing, or the panel's receipt of closing arguments, whichever is later, the panel will issue a decision in accordance with RCW 34.05.461 and WAC 10-08-210 or written notice specifying the date by which it will issue a decision. The decision will include findings on all material issues of fact and conclusions on all material issues of law, including which, if any, provisions of the code were violated. Any findings based substantially on the credibility of evidence or the demeanor of witnesses will be so identified.

(4) The panel's decision will also include a determination on appropriate resolution and sanction(s), if any. The panel may affirm, reverse, or modify the required resolution and sanction(s) issued by the student conduct official and/or issue additional sanction(s) or condition(s) as authorized herein.

(5) The panel's decision will also include a statement of the available procedures and time frames for seeking reconsideration. The decision will also include a notice whether appeal to Thurston County superior court is available.

(6) The panel chair will serve copies of the decision on the parties through the senior college official's office. It is the responsibility of the student to forward any notice or communication to their advisor. If a student signs a release of information, the chair of the panel will provide the decision to legal counsel representing a student.

(7) In cases involving allegations of assault, non-Title IX sexual misconduct, or ~~((assault))~~ Title IX sexual harassment, the chair of the student conduct appeal panel, on the same date as the decision is served to the respondent, will serve a written notice to the complainant informing the complainant of the panel's decision and describing any sanction(s) and/or condition(s) issued to the respondent, including suspension or expulsion of the respondent. The complainant may request reconsideration of the panel's decision subject to the same procedures and deadlines applicable to other parties. The notice will also inform the complainant of the available procedures and time frames for seeking reconsideration. The decision will also include a notice whether appeal to Thurston County superior court is available.

[Statutory Authority: RCW 28B.40.120. WSR 18-17-102, § 174-123-310, filed 8/15/18, effective 9/15/18.]

**SUPPLEMENTAL TITLE IX STUDENT CONDUCT PROCEDURES AND PROHIBITED CONDUCT**NEW SECTION

**WAC 174-123-355 Order of precedence.** This supplemental procedure applies to allegations of sexual harassment subject to Title IX jurisdiction pursuant to regulations promulgated by the United States Department of Education. See 34 C.F.R. Part 106. To the extent these supplemental hearing procedures conflict with Evergreen's standard disciplinary procedures, WAC 174-123-110 through 174-123-340, these supplemental procedures shall take precedence.

[]

NEW SECTION

**WAC 174-123-360 Title IX definitions.** For purposes of the supplemental Title IX student conduct procedure, the following terms used have the definitions contained in the Title IX policy and procedure and the terms below are defined as follows:

(1) **Consent** means knowing, voluntary, and clear permission by word or action, to engage in mutually agreed upon sexual activity. Each party has the responsibility to make certain that the other has consented before engaging in the activity. For consent to be valid, there must be at the time of the act of sexual intercourse or sexual contact actual words or conduct indicating freely given agreement to have sexual intercourse or sexual contact.

A person cannot consent if they are unable to understand what is happening or are disoriented, helpless, asleep, or unconscious for any reason, including due to alcohol or other drugs. An individual who engages in sexual activity when the individual knows, or should know, that the other person is physically or mentally incapacitated has engaged in nonconsensual conduct.

Intoxication is not a defense against allegations that an individual has engaged in nonconsensual sexual conduct.

Consent cannot be obtained by force or coercion. Force is the use of physical violence and/or imposing on someone physically to gain sexual access. Force also includes threats or intimidation (words or actions that cause an individual to submit to or comply with sexual contact or intercourse due to fear for their safety and/or implied threats) that overcomes free will or resistance. Coercion is unreasonable pressure for sexual contact or sexual intercourse. When someone makes clear to another person by word or action that they do not want to engage in sexual contact or intercourse, that they want to stop, or that they do not want to go past a certain point of sexual contact or intercourse, continued pressure beyond that point is coercive.

(2) **Complainant** means an individual who is alleged to be the victim of conduct that could constitute sexual harassment.

(3) **Respondent** means an individual who has been reported to be the perpetrator of conduct that could constitute sexual harassment.

(4) **Formal complaint** means a writing submitted by the complainant or signed by the Title IX coordinator alleging sexual harassment against a respondent and requesting that the college conduct an investigation.

(5) **Education program or activity** includes locations, events, or circumstances over which Evergreen exercised substantial control over both the respondent and the context in which the alleged sexual harassment occurred. It also includes any building owned or controlled by a student organization officially recognized by the college.

(6) **Determination of responsibility** means a decision of the hearing panel regarding whether the respondent is responsible for the alleged violation(s) of this Title IX policy. If the respondent is found responsible for the alleged violations, the determination of responsibility will include discipline and sanctions, as appropriate.

(7) **Interim suspension** means a temporary exclusion from enrollment, including exclusion from college premises or denial of access to all activities or privileges for which a respondent might otherwise be eligible, pending investigation and resolution of disciplinary proceedings pursuant to the procedure and standards set forth in WAC 174-123-200(2).

[ ]

#### NEW SECTION

**WAC 174-123-370 Prohibited conduct under Title IX.** Pursuant to RCW 28B.50.140(13) and Title IX of the Education Amendments Act of 1972, 20 U.S.C. Sec. 1681, Evergreen may impose disciplinary sanctions against a student who commits, attempts to commit, or aids, abets, incites, encourages, or assists another person to commit, an act(s) of "sexual harassment."

For purposes of this supplemental procedure, "sexual harassment" encompasses the following conduct:

(1) Quid pro quo harassment. An Evergreen employee conditioning the provision of an aid, benefit, or service of Evergreen on an individual's participation in unwelcome sexual conduct.

(2) Hostile environment. Unwelcome conduct that a reasonable person would find to be so severe, pervasive, and objectively offensive that it effectively denies a person equal access to Evergreen's educational programs or activities, or Evergreen employment.

(3) Sexual assault. Sexual assault includes the following conduct:

(a) Nonconsensual sexual intercourse. Any actual or attempted sexual intercourse (anal, oral, or vaginal), however slight, with any object or body part, by a person upon another person, that is without consent and/or by force. Sexual intercourse includes anal or vaginal penetration by a penis, tongue, finger, or object, or oral copulation by mouth to genital contact or genital to mouth contact.

(b) Nonconsensual sexual contact. Any actual or attempted sexual touching, however slight, with any body part or object, by a person upon another person that is without consent and/or by force. Sexual touching includes any bodily contact with the breasts, groin, mouth,

or other bodily orifice of another individual, or any other bodily contact in a sexual manner.

(c) Incest. Sexual intercourse or sexual contact with a person known to be related to them, either legitimately or illegitimately, as an ancestor, descendant, brother, or sister of either wholly or half related. Descendant includes stepchildren and adopted children under the age of eighteen.

(d) Statutory rape. Consensual sexual intercourse between someone who is eighteen years of age or older and someone who is under the age of sixteen.

(4) Domestic violence. Physical violence, bodily injury, assault, the infliction of fear of imminent physical harm, sexual assault, or stalking committed by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the state of Washington, or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the state of Washington, RCW 26.50.010.

(5) Dating violence. Physical violence, bodily injury, assault, the infliction of fear of imminent physical harm, sexual assault, or stalking committed by a person:

(a) Who is or has been in a social relationship of a romantic or intimate nature with the victim; and

(b) Where the existence of such a relationship shall be determined based on a consideration of the following factors:

(i) The length of the relationship;

(ii) The type of relationship; and

(iii) The frequency of interaction between the persons involved in the relationship.

(6) Stalking. Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for their safety or the safety of others, or suffer substantial emotional distress.

[ ]

#### NEW SECTION

**WAC 174-123-380 Title IX jurisdiction.** (1) This supplemental procedure applies only if the alleged misconduct:

(a) Occurred in the United States;

(b) Occurred during an Evergreen educational program or activity; and

(c) Meets the definition of sexual harassment as that term is defined in this supplemental procedure.

(2) For purposes of this procedure, an "educational program or activity" is defined as locations, events, or circumstances over which Evergreen exercised substantial control over both the respondent and the context in which the alleged sexual harassment occurred. This definition includes any building owned or controlled by a student organization that is officially recognized by Evergreen.

(3) Proceedings under this procedure must be dismissed if the Title IX coordinator determines that one or all of the requirements of subsection (1)(a) through (c) of this section have not been met. Dis-

missal under this procedure does not prohibit the college from pursuing other disciplinary action based on allegations that the respondent violated other provisions of Evergreen's code of student rights and responsibilities, WAC 174-123-170.

(4) If the Title IX coordinator and/or the student conduct official determines the facts in the investigation report are not sufficient to support Title IX jurisdiction and/or pursuit of a Title IX violation, the student conduct official will issue a notice of dismissal in whole or part to the parties explaining why some or all of the Title IX claims have been dismissed.

[]

#### NEW SECTION

**WAC 174-123-390 Initiation of discipline.** (1) Upon receiving the Title IX investigation report from the Title IX coordinator, the student conduct official will independently review the report to determine whether there are sufficient grounds to pursue a disciplinary action against the respondent for engaging in prohibited conduct under Title IX.

(2) If the student conduct official determines that there are sufficient grounds to proceed under these procedures, the student conduct official will initiate a Title IX disciplinary proceeding by filing a written disciplinary notice with the chair of the hearing panel. The hearing panel chair will serve the notice on the respondent and the complainant, and their respective advisors. The notice must:

(a) Set forth the basis for Title IX jurisdiction;

(b) Identify the alleged Title IX violation(s);

(c) Set forth the facts underlying the allegation(s);

(d) Identify the range of possible sanctions that may be imposed if the respondent is found responsible for the alleged violation(s); and

(e) Explain that the parties are entitled to be accompanied by their chosen advisors during the hearing and that:

(i) The advisors will be responsible for questioning all witnesses and the other party(ies) on the party's behalf;

(ii) An advisor may be an attorney; and

(iii) Evergreen will appoint the party an advisor of the college's choosing at no cost to the party, if the party fails to do so; and

(iv) A party may select to have an individual as emotional support with them during Title IX processes. This individual is separate from an advisor, and will serve the purpose of providing care and emotional support for the party, but will not participate during the processes.

(3) Explain that if a party fails to appear at the hearing, a decision of responsibility may be made in their absence.

[]

NEW SECTION

**WAC 174-123-400 Prehearing procedure.** (1) Upon receiving the disciplinary notice, the hearing panel chair will send a hearing notice to all parties, in compliance with WAC 174-123-290(3). In no event will the hearing date be set less than ten days after the Title IX coordinator provided the final investigation report to the parties.

(2) A party may choose an advisor to be at the hearing with them. The advisor will be conducting the cross-examination of parties and witnesses. The full names and contact information for all advisors selected by the parties to appear at the hearing must be submitted to the hearing panel chair at least five days before the hearing.

(3) A party may choose to have an attorney serve as their advisor at the party's own expense. This right will be waived unless, at least five days before the hearing, the attorney files a notice of appearance with the hearing panel chair, with copies to all parties and the student conduct official.

(4) Parties may also select an individual to serve as emotional support during the hearing. This individual will not have a formal role in the hearing, and will serve the purpose of providing care and emotional support for the party.

(5) In preparation for the hearing, the parties will have equal access to all evidence gathered by the investigator during the investigation, regardless of whether Evergreen intends to offer the evidence at the hearing.

[]

NEW SECTION

**WAC 174-123-410 Rights of parties.** (1) The Evergreen State College's code of student rights and responsibilities, this chapter, and this supplemental procedure shall apply equally to all parties.

(2) The college has the burden of offering and presenting sufficient testimony and evidence to establish that the respondent is responsible for a Title IX violation by a preponderance of the evidence.

(3) The respondent will be presumed not responsible until such time as the disciplinary process has been finally resolved.

(4) During the hearing, each party shall be represented by advisors. The parties are entitled to advisors of their own choosing and the advisor may be an attorney. If a party does not choose a process advisor, then the Title IX coordinator will appoint a process advisor of the college's choosing on the party's behalf at no expense to the party.

[]

NEW SECTION

**WAC 174-123-420 Evidence.** The introduction and consideration of evidence during the hearing is subject to the following procedures and restrictions:

(1) **Relevance:** The hearing chair shall review all questions for relevance and shall explain on the record their reasons for excluding any question based on lack of relevance.

(2) **Relevance** means that information elicited by the question makes facts in dispute more or less likely to be true.

(3) Questions or evidence about a complainant's sexual predisposition or prior sexual behavior are not relevant and must be excluded, unless such question or evidence:

(a) Is asked or offered to prove someone other than the respondent committed the alleged misconduct; or

(b) Concerns specific incidents of prior sexual behavior between the complainant and the respondent, which are asked or offered on the issue of consent.

(4) **Cross-examination required:** If a party or witness does not submit to cross-examination during the live hearing, the hearing panel must not rely on any statement by that party or witness in reaching a determination of responsibility.

(5) **No negative inference:** The hearing panel may not make an inference regarding responsibility solely on a witness's or party's absence from the hearing or refusal to answer questions.

(6) **Privileged evidence:** The hearing panel shall not consider legally privileged information unless the holder has effectively waived the privilege. Privileged information includes, but is not limited to, information protected by the following:

(a) Spousal/domestic partner privilege;

(b) Attorney-client and attorney work product privileges;

(c) Privileges applicable to members of the clergy and priests;

(d) Privileges applicable to medical providers, mental health therapists, and counselors;

(e) Privileges applicable to sexual assault and domestic violence advocates; and

(f) Other legal privileges identified in RCW 5.60.060.

(7) **Recording of live hearing:** The live hearing will be audio-recorded, and copies may be provided to the parties, upon written request.

[]

#### NEW SECTION

**WAC 174-123-430 Initial order.** (1) In addition to complying with WAC 174-123-310, the hearing panel will be responsible for conferring and drafting an initial order that:

(a) Identifies the allegations of sexual harassment;

(b) Describes the grievance and disciplinary procedures, starting with filing of the formal complaint through the determination of responsibility, including notices to parties, interviews with witnesses and parties, site visits, methods used to gather evidence, and hearings held;

(c) Makes findings of fact supporting the determination of responsibility for each charge;

(d) Reaches conclusions as to whether the facts establish whether the respondent is responsible for engaging in sexual harassment in violation of Title IX;



- (e) Contains a statement of, and rationale for, the hearing panel's determination of responsibility for each allegation;
- (f) Describes any disciplinary sanction or conditions imposed against the respondent, if any;
- (g) Describes to what extent, if any, the complainant is entitled to remedies designed to restore or preserve the complainant's equal access to Evergreen's educational programs or activities; and
- (h) Describes the process for appealing the initial order.
- (2) The hearing panel chair will serve the initial order on the parties simultaneously.

[]

NEW SECTION

**WAC 174-123-440 Appeals.** (1) The parties shall have the right to appeal from the initial order's determination of responsibility and/or dismissal of an allegation(s) of sexual harassment in a formal complaint. The parties may by filing a written notice of appeal with the hearing panel chair within ten calendar days of service of the student conduct official's, or hearing panel's decision. Failure to timely file a notice of appeal constitutes a waiver of the right to appeal and the decision shall be deemed final.

Either party may appeal based on the following criteria: Procedural irregularity that affected the outcome of the determination; new evidence discovered that was not reasonably available at the time of the determination; a conflict of interest from a Title IX administrator; or severity of sanctioning is not consistent with the violation.

(2) The president or their designee will determine whether the grounds for appeal have merit, provide the rationale for this conclusion, and state whether the disciplinary sanction and condition(s) imposed in the initial order are affirmed, vacated, or amended, and, if amended, set forth any new disciplinary sanction and/or condition(s).

(3) The president's office shall serve the final decision on the parties simultaneously.

[]

NEW SECTION

The following section of the Washington Administrative Code is decodified and recodified as follows:

Old WAC Number	New WAC Number
174-123-350	174-123-450

## WSR 21-05-007

## PROPOSED RULES

## DEPARTMENT OF ECOLOGY

[Order 20-03—Filed February 4, 2021, 11:44 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: Ecology is proposing to repeal the entire chapter 173-04 WAC, Practice and procedure.

For more information on this rule making visit <https://ecology.wa.gov/Regulations-Permits/Laws-rules-rulemaking/Rulemaking/WAC-173-04>.

Hearing Location(s): On March 24, 2021, at 10:00 a.m., online <https://watech.webex.com/watech/onstage/g.php?MTID=edc32f29ae7160f6b737dff57a6ccc84f>.

Presentation, question and answer session followed by the hearing. We are holding this hearing via webinar. This is an online meeting that you can attend from any computer using internet access. To receive a call back, provide your phone number when you join the event, or call the number below and enter the access code. US Toll +1-415-655-0001, access code 177 853 7341.

Date of Intended Adoption: April 9, 2021.

Submit Written Comments to: Laura Ballard, U.S. Mail, Department of Ecology, Governmental Relations, P.O. Box 47600, Olympia, WA 98504-7600; Parcel Delivery Services, Department of Ecology, Governmental Relations, 300 Desmond Drive S.E., Lacey, WA 98503, submit comments by mail, online, or at the hearing(s), online <http://admin.ecology.commentinput.com/?id=C4Ggk>, by April 6, 2021.

Assistance for Persons with Disabilities: Contact ecology ADA coordinator, phone 360-407-6831, for Washington relay service or TTY call 711 or 877-833-6341, email [ecyADACoordinator@ecy.wa.gov](mailto:ecyADACoordinator@ecy.wa.gov), visit <https://ecology.wa.gov/accessibility> for more information, by March 17, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Ecology is proposing to repeal the entire chapter 173-04 WAC, as it is obsolete and no longer useful to implement practices or procedures as the subject is currently governed by other laws and rule. Ecology regularly does reviews of existing rules to examine their content for accuracy. Review of chapter 173-04 WAC, Practice and procedure, indicated that it was no longer needed, as more contemporary rules and laws have replaced this chapter.

Reasons Supporting Proposal: See answer to "Purpose of the proposal ..."

Statutory Authority for Adoption: Department of ecology, RCW 43.21A.080 Rule-making authority.

Statute Being Implemented: Department of ecology, RCW 43.21A.081 Five-year formal review process of existing rules.

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: Not applicable.

Name of Proponent: Department of ecology, governmental.

Name of Agency Personnel Responsible for Drafting: Laura Ballard, Lacey, Washington, 360-407-6712.

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

A cost-benefit analysis is not required under RCW 34.05.328. Cost-benefit analysis is not necessary because this rule making repeals a "procedural rule" that relates to agency hearings and internal governmental operations. (RCW 34.05.328 (5)[(c)](i)(A), 34.05[.]328 (5)[(b)](ii).)

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

Is exempt under RCW 19.85.025(3) as the rules relate only to internal governmental operations that are not subject to violation by a nongovernment party; and rules adopt, amend, or repeal a procedure, practice, or requirement relating to agency hearings; or a filing or related process requirement for applying to an agency for a license or permit.

February 4, 2021  
Heather Bartlett  
Deputy Director

**OTS-2275.1**

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 173-04-010            Hearings boards.
- WAC 173-04-020            Uniform procedural rules.

## WSR 21-05-024

## PROPOSED RULES

## HEALTH CARE AUTHORITY

[Filed February 8, 2021, 4:48 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 21-01-101.

Title of Rule and Other Identifying Information: WAC 182-512-0800 SSI-related medical—General income exclusions.

Hearing Location(s): On March 23, 2021, at 10:00 a.m. In response to the coronavirus disease 2019 (COVID-19) public health emergency, the agency will not provide a physical location for this hearing. This promotes social distancing and the safety of the citizens of Washington state. A virtual public hearing, without a physical meeting space, will be held instead. To attend the virtual public hearing, you must register at the following link <https://attendee.gotowebinar.com/register/3340410196417463307>, Webinar ID 747-864-883. After registering, you will receive a confirmation email containing the information about joining the webinar.

Date of Intended Adoption: Not sooner than March 24, 2021.

Submit Written Comments to: Health Care Authority (HCA), Rules Coordinator, P.O. Box 42716, Olympia, WA 98504-2716, email [arc@hca.wa.gov](mailto:arc@hca.wa.gov), fax 360-586-9727, by March 23, 2021.

Assistance for Persons with Disabilities: Contact Amber Lougheed, phone 360-725-1349, fax 360-586-9727, telecommunication[s] relay service 711, email [amber.lougheed@hca.wa.gov](mailto:amber.lougheed@hca.wa.gov), by March 5, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The agency is amending WAC 182-512-0800 to add an additional category of income excluded when determining eligibility for Washington apple health SSI-related medical programs, specifically, unearned income withheld for income tax purposes from a benefit that is beyond the person's control.

Reasons Supporting Proposal: See purpose.

Statutory Authority for Adoption: RCW 41.05.021, 41.05.160.

Statute Being Implemented: RCW 41.05.021, 41.05.160.

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

Name of Proponent: HCA, governmental.

Name of Agency Personnel Responsible for Drafting: Brian Jensen, P.O. Box 42716, Olympia, WA 98504-2716, 360-725-0815; Implementation and Enforcement: Stephen Kozak, P.O. Box 45534, Olympia, WA 98504-5534, 360-725-1343.

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

A cost-benefit analysis is not required under RCW 34.05.328. RCW 34.05.328 does not apply to HCA rules unless requested by the joint administrative rules review committee or applied voluntarily.

The proposed rule does not impose more-than-minor costs on businesses. Following is a summary of the agency's analysis showing how costs were calculated. The proposed rule pertains to client program eligibility and does not impose any costs on businesses.

February 8, 2021  
Wendy Barcus  
Rules Coordinator

OTS-2878.1

AMENDATORY SECTION (Amending WSR 14-07-059, filed 3/14/14, effective 4/14/14)

**WAC 182-512-0800 SSI-related medical—General income exclusions.**

The agency excludes, or does not consider, the following when determining a person's eligibility for Washington apple health ~~((WAH))~~ SSI-related medical programs:

- (1) The first twenty dollars per month of unearned income. If there is less than twenty dollars of unearned income in a month, the remainder is excluded from earned income in that month.
  - (a) The twenty-dollar limit is the same, whether applying it for a couple or for a single person.
  - (b) The disregard does not apply to income paid totally or partially by the federal government or a nongovernmental agency on the basis of an eligible person's needs.
  - (c) The twenty dollars disregard is applied after all exclusions have been taken from income.
- (2) Income that is not reasonably anticipated or is received infrequently or irregularly, whether for a single person or each person in a couple when it is:
  - (a) Earned and does not exceed a total of thirty dollars per calendar quarter; or
  - (b) Unearned and does not exceed a total of sixty dollars per calendar quarter;
  - (c) An increase in a person's burial funds that were established on or after November 1, 1982, if the increase is the result of:
    - (i) Interest earned on excluded burial funds; or
    - (ii) Appreciation in the value of an excluded burial arrangement that was left to accumulate and become part of separately identified burial funds.
- (3) Essential expenses necessary for a person to receive compensation (e.g., necessary legal fees in order to get a settlement).
- (4) Receipts, which are not considered income, when they are for:
  - (a) Replacement or repair of an exempt resource;
  - (b) Prepayment or repayment of medical care paid by a health insurance policy or medical service program; or
  - (c) Payments made under a credit life or credit disability policy.
- (5) The fee a guardian or representative payee charges as reimbursement for providing services, when such services are a requirement for the person to receive payment of the income.
- (6) Funds representing shared household costs.
- (7) Crime victim's compensation.
- (8) The value of a common transportation ticket, given as a gift, that is used for transportation and not converted to cash.
- (9) Gifts that are not for food, clothing or shelter, and gifts of home produce used for personal consumption.
- (10) In-kind payments. The agency does not consider in-kind income received from someone other than a person legally responsible for the person unless it is earned. Therefore, the following in-kind payments are not counted when determining eligibility for ~~((WAH))~~ apple health SSI-related medical programs:
  - (a) In-kind payments for services paid by a person's employer if:

- (i) The service is not provided in the course of an employer's trade or business; or
  - (ii) The service is in the form of food that is on the employer's business premises and for the employer's convenience; or
  - (iii) The service is in the form of shelter that is on the employer's business premises, for the employer's convenience, and required to be accepted by the employee as a condition of employment.
- (b) In-kind payments made to people in the following categories:
- (i) Agricultural employees;
  - (ii) Domestic employees;
  - (iii) Members of the uniformed services; and
  - (iv) Persons who work from home to produce specific products for the employer from materials supplied by the employer.
- (11) Unearned income withheld, before receipt by the person, for mandatory income tax purposes.

[Statutory Authority: RCW 41.05.021 and Patient Protection and Affordable Care Act (Public Law 111-148), 42 C.F.R. §§ 431, 435, 457 and 45 C.F.R. § 155. WSR 14-07-059, § 182-512-0800, filed 3/14/14, effective 4/14/14. WSR 11-24-018, recodified as § 182-512-0800, filed 11/29/11, effective 12/1/11. Statutory Authority: RCW 74.04.050, 74.04.057, 74.08.090, and 74.09.500, and Social Security Act as amended by P.L. 108-203. WSR 06-04-046, § 388-475-0800, filed 1/26/06, effective 2/26/06. Statutory Authority: RCW 74.04.050, 74.08.090. WSR 04-09-005, § 388-475-0800, filed 4/7/04, effective 6/1/04.]

**WSR 21-05-025**

**WITHDRAWAL OF PROPOSED RULES**

**DEPARTMENT OF REVENUE**

[Filed February 9, 2021, 9:48 a.m.]

The department of revenue would like to withdraw proposed rule making WSR 20-23-052, CR-105, filed November 13, 2020, for WAC 458-20-241. The rule proposal included a change that inadvertently modified the substance of the rule.

Atif Aziz  
Tax Policy Manager  
and Rules Coordinator

**WSR 21-05-032**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Filed February 10, 2021, 3:48 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 20-23-122 on November 18, 2020.

Title of Rule and Other Identifying Information: WAC 220-400-020 Classification of wild animals, 220-410-010 Game management units (GMUs) boundary descriptions—Region one, 220-410-040 Game management units (GMUs) boundary descriptions—Region four, 220-410-050 Game management units (GMUs) boundary descriptions—Region five, 220-410-060 Game management units (GMUs) boundary descriptions—Region six, 220-411-140 Lake Terrell Game Reserve (Whatcom County), 220-411-210 Game Stratford Game Reserve, 220-412-070 Big game and wild turkey auction, raffle, and special incentive permits, 220-412-080 Special hunting season permits, 220-412-100 Landowner hunting permits, 220-413-060 Hunting restrictions, 220-413-090 Field identification of wildlife—Evidence of sex—Definitions, 220-414-010 Hunting equipment restrictions, 220-414-020 Unlawful methods for hunting—Firearms, 220-414-040 Nontoxic shot requirements, 220-414-050 Shotgun shell restriction areas, 220-414-060 Muzzleloading firearms, 220-414-070 Archery requirements, 220-414-090 Use of decoys and calls, 220-414-100 Crossbow requirements, 220-415-010 Deer area descriptions, 220-415-020 2021-2023 Deer general seasons and definitions, 220-415-030 2021 Deer special permits, 220-415-040 Elk area descriptions, 220-415-050 2021-2023 Elk general seasons and definitions, 220-415-060 2021 Elk special permits, 220-415-070 2021 Moose seasons, permit quotas, and areas, 220-415-090 2019-2020 Fall black bear hunting seasons and regulations, 220-415-120 2020 Bighorn sheep seasons permit quotas, 220-415-130 2021 Mountain goat seasons permit quotas, and areas, 220-416-010 Small game and other wildlife seasons and regulations, 220-416-060 2020-2021 Migratory gamebird seasons and regulations, 220-416-070 Columbia, Snake, and Yakima River waterfowl, coot, and snipe closures, 220-416-080 Lynch Cove and Union River hunting area restriction (Mason County), 220-417-010 Trapping seasons and regulations, and 220-417-030 Wild animal trapping.

Hearing Location(s): On March 25-27, 2021, at 8:00 a.m., webinar and/or conference call. The public may participate in the meeting. Visit our website at <http://wdfw.wa.gov/about/commission/meetings> or contact the commission office at 360-902-2267 or [commission@dfw.wa.gov](mailto:commission@dfw.wa.gov) for instruction on how to join the meeting.

Date of Intended Adoption: April 9, 2021.

Submit Written Comments to: Wildlife Program, P.O. Box 43200, Olympia, WA 98504, email [Rules.coordinator@dfw.wa.gov](mailto:Rules.coordinator@dfw.wa.gov), fax 360-902-2162, <https://wdfw.wa.gov/hunting/regulations/season-setting>, by March 4, 2021.

Assistance for language translation, alternate format or reasonable accommodation: Contact Title VI/ADA compliance coordinator, phone 360-902-2349, TTY 711, email [Title6@dfw.wa.gov](mailto:Title6@dfw.wa.gov), for more information, see <https://wdfw.wa.gov/accessibility/requests-accommodation>, by March 18, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: WAC 220-400-020 Classification of wild animals. The purpose of this proposal is to add eastern cottontail,



Nuttall's cottontail, and snowshoe hare to the identified furbearer game species list. This change will offer new and expanded recreational hunting and trapping opportunities.

WAC 220-410-010 Game management units (GMUs) boundary descriptions—Region one. This proposal is a minor administrative change to clarify that the boundary for GMUs 175 (Lick Creek) and 178 (Peola) follows the elk drift fence to where it meets the section line, rather than where the fence ends. There are no anticipated effects associated with this proposal other than making it clearer to hunters.

WAC 220-410-040 Game management units (GMUs) boundary descriptions—Region four. Specific amendments associated with this proposal include: 1. Establishing Henry Island (GMU 423) and Stuart Island (GMU 424) in the Puget Sound as standalone GMUs, rather than including them as part of GMU 410 (Islands). Anticipated effects of this proposal would be reductions in hunter confusion and improvements in harvest estimates. 2. Making a minor adjustment to the boundary description for GMUs 407 (North Sound) and 454 (Issaquah) to establish a more easily identified boundary. Anticipated effects of this amendment would be reductions in hunter confusion and resulting enforcement issues.

WAC 220-410-050 Game management units (GMUs) boundary descriptions—Region five. Specific amendments associated with this proposal include: 1. Making a minor adjustment to the boundary description for GMUs 568 (Washougal) and 572 (Siouxon) to establish a more easily identified boundary. Anticipated effects associated with this amendment include reductions in hunter confusion. 2. Adding that portion of GMU 554 (Yale) that is north of State Route 503 to GMU 556 (Toutle). Anticipated effects associated with this amendment include reducing hunter confusion and resulting in less enforcement issues. 3. Formally adopting a change to the boundary description for GMUs 506 (Willapa Hills) and 673 (Williams Creek) that was implemented as an emergency rule on September 1, 2020. There are no anticipated effects associated with this amendment.

WAC 220-410-060 Game management units (GMUs) boundary descriptions—Region six. Formally adopting a change to the boundary description for GMUs 506 (Willapa Hills) and 673 (Williams Creek) that was implemented as an emergency rule on September 1, 2020. There would be no anticipated effects associated with this amendment.

WAC 220-411-140 Lake Terrell Game Reserve (Whatcom County). Rule changes are needed to this rule for technical adjustment under area description to align intent with legal description. This does not change how users have understood this Game Reserve.

WAC 220-411-210 Stratford Game Reserve. The proposed rule changes for WAC 220-411-210 is for the same reason as the rule change to WAC 220-411-140. The changes are needed to this rule for technical adjustment under area description to align intent with legal description. This does not change how users have understood this Game Reserve.

WAC 220-412-070 Big game and wild turkey auction, raffle, and special incentive permits. The purpose of this proposal is to change the bag limit for auction and raffle moose permits from one moose of either sex to one bull moose, as well as, to expand the hunt area for moose raffle permits to include any open moose unit, instead of being limited to GMUs 101-121 and 204. Nearly all auction and raffle permit holders harvest bulls, so there are no anticipated effects beyond reducing the potential for antlerless harvest in the future. The only

anticipated effect associated with amending the hunt area for raffle permits is that harvest may occur in different GMUs.

WAC 220-412-080 Special hunting season permits. Specific amendments associated with this proposal include: Allowing successful applicants for all big game special permits to return their permit to the department for any reason two weeks prior to the opening day of the season and to have their points restored. Whether this proposal will result in more permits being returned is difficult to predict. It will, however, simplify the process of returning permits and reduce situations where hunters could not participate in a hunt, but lose their preference points within that specific hunt category.

Providing an exception to the once-in-a-lifetime restriction for hunters that participate in mountain goat conflict reduction hunts. The anticipated effects would be allowing hunters who have previously harvested a mountain goat, to participate in efforts to remove mountain goats from the Olympic Peninsula.

WAC 220-412-100 Landowner hunting permits. The purpose of the proposal is to present the new properties for enrollment into the landowner hunt permits program (LHP) and their corresponding permit allocations and season dates. In addition, staff proposes slight wording changes to WAC 220-412-100 that will provide further clarification within the standard operating procedure.

WAC 220-413-060 Hunting restrictions. The specific amendments associated with this proposal include: 1. A minor administrative change to rule language that clarifies it is unlawful to hunt any wildlife at night and that it is unlawful to hunt wild animals, except rabbits and hares, with hounds during established modern firearm general deer and elk seasons during the months of October and November. There are no anticipated effects associated with this amendment other than reducing confusion that potentially exists. 2. Allowing hunters to use one dog controlled by leash during lawful hunting hours and within seventy-two hours of shooting a big game animal, except bear and cougar, to assist with recovering wounded big game. Anticipated effects of this proposal would be a reduction in the number of big game animals that are mortally wounded, but not recovered.

WAC 220-413-090 Field identification of wildlife—Evidence of sex—Definitions. The purpose of this proposal is to clarify language regarding turkey identification - evidence of sex until processed and/or stored for consumption and clarify requirements for falconry efforts. Its anticipated effect is to provide clarity for hunters.

WAC 220-414-020 Unlawful methods for hunting—Firearms. The purpose of this proposed rule is to add legal methods for hunting dusky grouse, sooty grouse, spruce grouse, ruffed grouse, snowshoe hare, cottontail rabbit, and turkey and to maintain humane methods of harvest. We anticipate expanded and new recreational hunting opportunities will assist with the recruitment, retention, and reactivation of hunters.

WAC 220-414-010 Hunting equipment restrictions. This proposal clarifies that it is unlawful to hunt all big game, not just deer and elk, with the aid of infrared night vision equipment or with laser sights. There are no anticipated effects associated with this proposal other than eliminating any confusion that potentially exists.

WAC 220-414-040 Nontoxic shot requirements. The changes proposed to rule 220-414-040 are: Adjust Wildlife Area and Unit naming conventions under subsection two to reflect current relationships.

All adjustments are related to Wildlife Area Units with significant wetlands occurring within boundaries.

WAC 220-414-050 Shotgun shell restriction areas. The proposed changes to WAC 220-414-050 are: Technical adjustment under subsection (1)(d) - Johnson/DeBay's Slough Hunt Unit area description fixing GPS-coordinates to align intent with legal description; technical adjustment under subsection (1)(e) - Dungeness Unit in Clallam County due to a change in a previous contract agreement; addition of subsection (1)(f) - Samish River Unit of Skagit Wildlife Area in Skagit County, as a technical adjustment required from differentiating from the Samish Unit.

Addition of subsection (1)(g) - South Padilla Bay Unit of Skagit Wildlife Area in Skagit County, to align with current management of waterfowl, coot, and snipe hunting on this Unit.

WAC 220-414-060 Muzzleloading firearms. Specific amendments associated with this proposal include: 1. Allowing the use of 1x or red dot scopes on muzzleloading firearms. Anticipated effects associated with this amendment would be increased hunter participation, increased hunter retention, and ensuring a clean and ethical kill. 2. Allowing video cameras to be mounted to muzzleloading firearms. There are no anticipated effects associated with this proposal other than hunters who wish to video their hunt being allowed to do so. Clarifies that the term "load" refers to the powder charge and projectile and that both must be loaded from the muzzle. Anticipated effects associated with this amendment would be hunters having a clearer understanding of the muzzleloading firearms that are legal to use during established muzzleloader seasons.

WAC 220-414-070 Archery equipment. Currently, it is unlawful for hunters to have any electrical equipment or electric device(s) attached to archery equipment. The purpose of this proposal is to allow the use of specific electronic equipment. Specific amendments associated with this proposal include: 1. Allowing the use of range-finding bow sights. 2. Allowing the use of breadcrumb nocks. 3. Allowing the use of verifiers for peep sights. 4. Allowing video cameras to be mounted to archery equipment.

Anticipated effects associated with amendments 1-3 would be increased hunter participation, increased hunter retention, and ensuring a clean and ethical kill. There are no anticipated effects associated with allowing video cameras to be mounted to archery equipment other than hunters who wish to video their hunt being allowed to do so.

WAC 220-414-090 Use of decoys and calls. The proposed change to WAC 220-414-090 is: Under subsection (2), provide an exception allowing the use of electronic calls during a white goose-only (snow, Ross', and blue phase geese) season segment; this aligns state regulations with federal allowances.

WAC 220-414-100 Crossbow requirements. The purpose of this proposal is to allow the use of crossbows during established muzzleloader seasons. The only anticipated effect associated with this proposal would be increased participation during established muzzleloader seasons, but that effect is expected to be minor.

WAC 220-415-010 Deer area descriptions. The purpose of this proposal is to eliminate Deer Areas 1040 (4-O Ranch Wildlife Area) and 1021-Clarkston (Asotin Co.). Anticipated effects associated with this proposal include increasing hunter opportunities to harvest deer on the 4-O Wildlife Area and reducing opportunities for hunters to harvest antlerless mule deer in areas adjacent to the city of Clarkston, WA.

WAC 220-415-020 2021-2023 Deer general seasons and definitions. The primary purpose of this proposal is to retain general season deer hunting opportunities for 2021-2023. It also provides opportunities in accordance with the status of deer populations and attempts to balance hunting opportunity among user groups. More specifically, amendments include: 1. Changing season dates for the late white-tailed deer season in GMUs 105-121 to a nine-day season with season dates of November 11-19. 2. Reducing general season opportunities to harvest antlerless white-tailed deer in GMUs 127-142 to promote population increases. 3. Reducing general season opportunities to harvest antlerless mule deer in GMUs 127-142 to promote population increases. 4. Reducing general season opportunities to harvest antlerless white-tailed deer in GMU 124 (Mount Spokane). 5. Increasing opportunities to harvest antlerless white-tailed deer during general muzzleloader seasons in GMUs 247 (Entiat), 254 (Saint Andrews), 262 (Withrow), 266 (Badger), and 269 (Moses Coulee).

Eliminating opportunities to harvest antlerless mule deer during the early general archery season in GMUs 382 (East Klickitat) and 388 (Grayback).

WAC 220-415-030 2021 Deer special permits. The primary purpose of this proposal is to retain special permit deer hunting opportunities for 2021. It also provides opportunities in accordance with the status of deer populations and attempts to balance hunting opportunity among user groups. Specific amendments include: 1. Adding a special permit opportunity for modern firearm hunters in GMU 136 (Harrington) in the Quality permit category. 2. Establishing special permit opportunities for antlerless deer in GMUs 127-142 to offset some of the opportunity lost by reducing general season opportunities. 3. Increasing the number of special permits for antlerless black-tailed deer on Puget Sound islands and standardizing season dates of August 1-December 31 for Any Weapon to assist with reducing deer numbers.

Adding a special permit opportunity in the Youth category for black-tailed deer in GMU 485 (Green River).

WAC 220-415-040 Elk area descriptions. Specific amendments associated with this proposal include: 1. Eliminating Elk Area 1040 and opening the 4-O Ranch Wildlife Area Unit during general elk seasons. Anticipated effects associated with this proposal include increasing hunter opportunities to harvest elk on the 4-O Wildlife Area. 2. Making a minor adjustment to the boundary description for Elk Area 2032 (Malaga) to establish a more easily identified boundary. There are no anticipated effects other than making it easier for hunters to identify the boundary. 3. Adding Elk Area 5066 (Norway Pass) to GMU 522 (Loo-Wit). Anticipated effects include reductions in hunter confusion and resulting enforcement issues. Other anticipated effects include the elimination of opportunities to hunt other game species in Elk Area 5066. However, these effects are anticipated to be minor because very few hunters report hunting activity for other game species in Elk Area 5066.

Establishing a new Elk Area in GMU 603 (Pysht) near the town of Joyce to assist with mitigating elk damage complaints. Anticipated effects are increased opportunities for elk hunters and reductions in elk damage complaints.

WAC 220-415-050 2021-2023 Elk general seasons and definitions. The primary purpose of this proposal is to retain general season elk hunting opportunities for 2021-2023. It also provides opportunities in accordance with the status of elk populations and attempts to balance hunting opportunity among user groups. More specifically, amendments

include: 1. Increasing opportunity in Game Management Units (GMUs) 249 (Alpine) and 251 (Mission) during general archery and muzzleloader elk seasons. Anticipated effects associated with these amendments include increases in hunter opportunity and harvest of bull elk, but not at levels that would represent a resource concern. 2. Increasing opportunity in GMUs 272 (Beezley), 278 (Wahluke), 284 (Ritzville), 382 (East Klickitat) and 379 (Ringold) during general archery and muzzleloader elk seasons. Anticipated effects associated with these amendments include increases in hunter opportunity and elk harvest, but those increases would be minimal given that elk already occur at very low densities. 3. Limiting the Master Hunter season in GMU 371 (Alkali) to the month of August and increasing opportunity in GMU 371 during general archery elk seasons. Anticipated effects associated with these amendments include a reduction in opportunity for Master Hunters and an increase in opportunity for general elk hunters. Harvest rates for elk are anticipated to be similar. 4. Removing the "True Spike Bull" restriction during general archery seasons in GMUs 328 (Naneum), 329 (Quilomene), 334 (Ellensburg), and 335 (Teanaway). Anticipated effects associated with these amendments include increases in hunter opportunity, with minimal changes to the harvest rate of yearling bull elk. 5. Changing the legal elk in GMU 448 (Stillaquamish) during general elk seasons from Any Elk to 3-pt. minimum. Anticipated effects associated with this amendment include a reduction in antlerless harvest, which may lead to increases in the elk population within this GMU. 6. Modifying season dates for late general archery and muzzleloader seasons in GMU 407 (North Sound). Anticipated effects associated with this amendment include simplifying the hunting regulations, decreasing the potential for hunter safety concerns, and potentially increasing the quality of the hunt experience.

Eliminating the late general muzzleloader elk season in GMU 578 (West Klickitat). The anticipated effects associated with this proposal would be a reduction in opportunity and subsequent harvest of antlerless elk, which will minimize the likelihood of harvesting antlerless elk at a rate that is not sustainable.

WAC 220-415-060 2021 Elk special permits. The primary purpose of this proposal is to retain special permit elk hunting opportunities for 2021. It also provides opportunities in accordance with the status of elk populations and attempts to balance hunting opportunity among user groups. Specific amendments include: 1. Establishing special permit opportunities for Master Hunters in 500 and 600 series GMUs to harvest elk displaying clinical signs of elk hoof disease such as limping, lameness, or hoof abnormalities. Anticipated effects include increased harvest of antlerless elk that have elk hoof disease, but not at levels that would result in a population decline. 2. Establishing special permit opportunities in Elk Area 2033 (Peshastin) for antlerless and antlered elk to assist with mitigating elk damage complaints. Anticipated effects include increased harvest of antlered and antlerless elk and subsequent reductions in elk numbers and elk damage complaints within the Elk Area. 3. Modifying the hunt area for special permits in Elk Area 4941 (Skagit River) to include all of GMU 437 (Sauk). Anticipated effects are minimal. Harvest levels are expected to remain the same but distributed more broadly within the GMU. 4. Establishing special permit opportunities for muzzleloader hunters in GMU 578 (West Klickitat) to offset some of the opportunity lost with the elimination of the late general season. Anticipated effects are associated with ensuring harvest rates for antlerless elk are sustainable. 5. Shifting special permits for bulls in GMU 371 (Alkali) from

the Bull special permit category to the Quality category. This amendment would increase the application fee for hunters from \$7.10 to \$13.70, which could potentially increase revenue by ~\$23,000. 6. Establishing special permit opportunities for antlerless elk in the Yakima elk herd area for archery hunters in the Youth and 65 and Older special permit categories. Anticipated effects are limited to balancing opportunity among user groups. Changes in antlerless harvest are expected to be minor.

Establishing special permit opportunities for archery hunters to harvest antlerless elk in the Colockum and Yakima elk herd areas and removing opportunities in the Colockum herd area within the Youth, Hunters 65 Years or Older, and Hunters with Disabilities categories.

WAC 220-415-070 2021 Moose seasons, permit quotas, and areas. The primary purpose of this proposal is to retain special permit hunting opportunities for moose that are in accordance with the status of moose populations. Specific amendments include: 1. Increasing bull moose permits in GMU 108. 2. Reducing bull moose permits in GMUs 117 and 121. 3. Eliminating the Hunter Education Instructor incentive permit for one antlerless moose. Administrative changes to remove hunt notes that were not needed.

WAC 220-415-090 2019-2020 Fall black bear hunting seasons and regulations. The purpose of this proposal is to replace the season date table with a single sentence which identifies a standard time-period each year for black bear hunting across all game units. Also clearly identify the three game management units that are closed for fall black bear hunting. These units contain either watersheds or monument areas which are closed to public access, closed to hunting, or only allow limited hunting opportunity by permit for species other than bear. The anticipated effect will reduce redundancy within the WAC and minimize need for editorial changes during each three-year cycle; continue sustainable species management and hunting and trapping seasons; and assist with the recruitment, retention, and reactivation of hunters.

WAC 220-415-120 2021 Bighorn sheep seasons, permit quotas, and areas. The primary purpose of this proposal is to retain special permit hunting opportunities for bighorn sheep that are in accordance with the status of bighorn sheep populations. Specific amendments include: 1. Reducing the number of bighorn ram permits in the Yakima Canyon and Cleman Mountain herds. 2. Establishing new hunts for bighorn rams in the Wenaha and Mountain View sub-herd areas in the Blue Mountains. 3. Clarifying the criteria used to define a juvenile ram.

Administrative changes to clarify permits within the Youth and Hunters with Disabilities categories and to remove hunt notes that were not needed.

WAC 220-415-130 2021 Mountain goat seasons, permit quotas, and areas. The primary purpose of this proposal is to retain special permit hunting opportunities for mountain goats that are in accordance with the status of mountain goat populations. Specific amendments include: 1. Reinstating the mountain goat conflict reduction special permits in the Olympic Mountains and establishing a bag limit of two mountain goats of any sex or age to assist with efforts to remove mountain goats from this range. 2. Reducing the number of permits in the Naches Pass, Bumping River, and Goat Rocks West hunt areas. 3. Establishing an opening season date of September 1 for all weapon types. Administrative changes to hunt area descriptions to make them consistent.

WAC 220-416-010 Small game and other wildlife seasons and regulations. The purpose of this proposal is to amend the season dates, restrictions, and regulations for small game and other species hunted. In addition, the proposal is to display information in table format to provide a user-friendly presentation.

WAC 220-416-060 2020-2021 Migratory gamebird seasons and regulations. This proposal amends WAC 220-416-060 2020-2021 Migratory gamebird seasons and regulations are: Adjust season dates relative to 2021-2022 calendar dates; maintain one-pintail per day bag-limit and associated possession limit per the United States Fish and Wildlife Service (USFWS) Northern Pintail Harvest Strategy; maintain two-scaup per day bag-limit and associated possession limits, while maintaining an eighty-six day season length per the optimal regulatory alternative described in Adaptive Harvest Management protocol; adjust the boundaries of Goose Management Area 1 to include Skagit and Whatcom counties, and that portion of Snohomish County west of Interstate 5. All regions previously within GMA 1 will be part of Goose Management Area 3; Increase white goose (snow, Ross', blue phased) in all Goose Management Areas to ten white geese per day bag-limit and associated possession limits.

Increase white goose (snow, Ross', blue phased) to twenty white geese per day bag-limit and associated possession limits during white goose-only season segments (GMA 1 and GMA 4), when electronic callers would be allowed.

WAC 220-416-070 Columbia, Snake, and Yakima River waterfowl, coot, and snipe closures. The proposed rule will update closures to reflect current management considerations. The Columbia, Snake, and Yakima River waterfowl, coot, and snipe closures: Under subsection (4), removes reference to the "Wooden Tower" which has been removed from the landscape. Eliminates subsection (7); would now allow waterfowl, coot, and snipe hunting during approved season dates.

WAC 220-416-080 Lynch Cove and Union River hunting area restriction (Mason County). Proposed changes to WAC 220-416-080 Lynch Cove and Union River hunting area restriction (Mason County) (Regulated Access Area restrictions for waterfowl, coot, and snipe hunting) will: Adjust the title of this WAC to include several Wildlife Area Units where restrictions exist to regulate access for waterfowl, coot, and snipe hunting; provide specification of current management restrictions for waterfowl, coot, and snipe hunting access consistent with purposes articulated in WAC 220-500-040 Regulating public access.

There are several cases, highlighted in the proposed WAC 220-416-080 Regulated access area restriction for waterfowl, coot, and snipe hunting, where department managed lands are left to relay and enforce these restrictions through posted notice (signs), but specifying these restrictions would provide greater clarity to users and reinvigorate the rationale behind those management considerations on particular units.

WAC 220-417-010 Trapping seasons and regulations. The purpose of this proposal is to change the season dates for marten trapping, add season dates for eastern cottontail, Nuttall's cottontail, and snowshoe hare, and include trapping restrictions for each of these species. Further, clarify license requirements by adding language stating a trapping license is required. The anticipated effect to this rule is to continue sustainable species management and hunting and trapping seasons.

WAC 220-417-030 Wild animal trapping. The purpose of this rule is to clarify language regarding authorized take and use of furbearer an-

imals. The change will allow eastern cottontail, Nuttall's cottontail, and snowshoe hare to be used for consumption.

Reasons Supporting Proposal: WAC 220-400-020 Classification of wild animals. This proposal will provide greater understanding of the identified species. Expand recreational harvest opportunity as well as continue sustainable species management and allow for sustainable hunting and trapping seasons. Also, the proposal will assist with the recruitment, retention, and reactivation of hunters.

WAC 220-410-010 Game management units (GMUs) boundary descriptions—Region one. This is a minor change in the current boundary description that does not result in an actual change to the GMU boundary.

WAC 220-410-040 Game management units (GMUs) boundary descriptions—Region four. Currently, Stuart Island and Henry Island are included with GMU 410 which includes all islands in San Juan and Skagit counties except Orcas, San Juan, Lopez, Shaw, Blakely, Decatur, and Cypress islands. Often hunters are confused about which islands are included under the description of GMU 410 and report their harvest incorrectly. Stuart and Henry islands represent two of the larger islands in the Puget Sound that are not currently standalone GMUs. This proposal would lessen hunter confusion and improve harvest estimates. When presented to the public for initial comment, sixty-two percent of the ~1,100 respondents indicated support for this proposal.

The current boundary description for GMU 407 is defined by traveling south from the town of Monroe on State Route (SR) 203 to NE Woodinville-Duvall Road at the town of Duvall; West on NE Woodinville-Duvall Road to the Snohomish River and then north down the Snohomish River. The current boundary description results in a very narrow portion of GMU 407 that is bordered to the east by GMU 460 (Snoqualmie) and to the west by GMU 454. This small area of GMU 407 causes confusion and frequent enforcement issues. When presented to the public for initial comment, eighty-one percent of the ~1,100 respondents indicated support for this proposal.

WAC 220-410-050 Game management units (GMUs) boundary descriptions—Region five. 1. The current boundary language is unclear because there is confusion about road names at the point where NE Healy Road crosses Canyon Creek. This proposal represents a minor adjustment to the current boundary language. Instead of the boundary following NE Healy Road to National Forest (NF) Road 54 from the point where NE Healy Road crosses Canyon Creek, the boundary would continue approximately 1.4 miles upstream until NF Road 54 crosses Canyon Creek. This would result in approximately seventy-five acres being removed from GMU 572 and added to GMU 568. When presented to the public for initial comment, seventy-seven percent of the ~1,200 respondents indicated support for this proposal. 2. Currently GMU 554 is a firearm restriction area (FRA), even though the area north of State Route 503, which represents approximately six thousand four hundred acres, is almost entirely forested. A large proportion of this area is also public land owned by the department of natural resources. Because of these facts many hunters unintentionally hunt in the area not realizing they are in an FRA, which has resulted in a long-standing enforcement issue. This amendment would alleviate this confusion and appropriately remove a large tract of mostly forested public land from an FRA. When presented to the public for initial comment, seventy-nine percent of the ~1,200 respondents indicated support for this proposal. 3. Amendments to the boundary descriptions for GMUs 506 and 673 that were presented



to and adopted by the commission in 2020 were done so in error. As such, the department implemented an emergency rule on September 1, 2020, that nullified those amendments and reverted the boundary description back to its original language. This proposal formalizes that emergency rule.

WAC 220-410-060 Game management units (GMUs) boundary descriptions—Region six. Amendments to the boundary descriptions for GMUs 506 and 673 that were presented to and adopted by the commission in 2020 were done so in error. As such, the department implemented an emergency rule on September 1, 2020, that nullified those amendments and reverted the boundary description back to its original language. This proposal formalizes that emergency rule.

WAC 220-411-140 Lake Terrell Game Reserve (Whatcom County). Game Reserves are defined as a closed area where hunting for all wild animals and wild birds is prohibited, per RCW 77.08.010(32), chapter 220-411 WAC provide[s] descriptions of all Game Reserves in Washington. In reviewing spatial boundaries of these areas closed to all hunting for consistency with user maps, it was identified that in WAC 220-411-140 Lake Terrell Game Reserve and 220-411-210 Stratford Game Reserve, the legal description did not portray the approved intent. This will give greater clarity to waterfowl hunters and other users of department lands.

WAC 220-411-210 Stratford Game Reserve. Game Reserves are defined as a closed area where hunting for all wild animals and wild birds is prohibited, per RCW 77.08.010(32), chapter 220-411 WAC provide[s] descriptions of all Game Reserves in Washington. In reviewing spatial boundaries of these areas closed to all hunting for consistency with user maps, it was identified that in WAC 220-411-140 Lake Terrell Game Reserve and 220-411-210 Stratford Game Reserve, the legal description did not portray the approved intent. This will give greater clarity to waterfowl hunters and other users of department lands.

WAC 220-412-070 Big game and wild turkey auction, raffle, and special incentive permits. Moose populations in some GMUs have declined in recent years. In response to those declines, the department substantially reduced opportunities to harvest antlerless moose in 2018. Reducing opportunities for auction and raffle permit holders is consistent with previous reductions and only reduces the potential for future antlerless harvest as nearly all auction and raffle permit holders harvest bulls. Amendments to adjust the hunt areas associated with the raffle permits are supported because there is no clear justification for why raffle permit holders should be limited to GMUs 101-121 and 204.

WAC 220-412-080 Special hunting season permits. 1. Every year the department receives multiple requests from hunters who have drawn a special permit, or multiple special permits, and are unable to go on their hunt for reasons that are beyond their control. We currently only offer point restoration to hunters under certain circumstances (e.g., medical, death, moved, etc.) and do not attempt to reissue the permit. Losing their points reduces their chances of drawing in the future. This proposal will allow people to return their permits and have their points restored regardless of the reason, if they do so two weeks before the season opens. This proposal would simplify the process for returning permits and reduce situations where hunters are unable to participate in a hunt but lose their preference points within that specific hunt category. When presented to the public for initial

comment, eighty-seven percent of the ~1,300 respondents indicated support for this proposal.

2. Following an increase in conflicts between humans and mountain goats in the Olympic Mountains, the department created special permit opportunities that were designed to reduce goat numbers in areas where those conflicts occurred. These permit opportunities were not available in 2018 and 2019 to avoid conflicts with efforts to capture and translocate goats from the Olympic Mountains to the North Cascade Mountains. The department is proposing to reinstate these permits to assist with efforts to lethally remove goats that remain on the Olympic Peninsula following the final translocation effort in 2020 (see proposal for WAC 220-415-130). Biologists believe less than one hundred mountain goats remain within the associated hunt area. Success rates are expected to be low, with the ultimate objective of completely removing mountain goats from this area, rather than provide recreational opportunity. Thus, there is not a strong justification for excluding hunters who have previously harvested a mountain goat.

WAC 220-412-100 Landowner hunting permits. The department completed its first application period since the program revision for the 2021-2023 LHP seasons. Six applications were submitted, and the department is proposing five of those six be accepted into the program. The Landowner Hunting Permit WAC has been adjusted to reflect the new proposed applicants, the corresponding permit allocations and season dates, as well as some adjustments to wording that will aid in providing clarification to the standard operating procedure.

WAC 220-413-060 Hunting restrictions. 1. This amendment is a minor administrative change that only provides clarification and does not change the intent of the rule.

2. The department frequently receives requests from hunters to allow the use of dogs for tracking wounded big game, as is allowed in many other states. Those requests are usually associated with deer and elk hunting, but it is likely to be beneficial for recovering other big game species as well. Additionally, the department does not believe this would result in an increase in hunters that use dogs to hunt big game unlawfully. When presented to the public for initial comment, seventy-one percent of the ~1,200 respondents indicated support for this proposal.

WAC 220-413-090 Field identification of wildlife—Evidence of sex—Definitions. The proposed changes to the rule minimize potential confusion and align with current department activities, needs, and goals for managing these species for conservation and recreation interests. This proposal will provide greater understanding of evidence of sex for the identified game species. Both users and nonusers will benefit from these amendments.

WAC 220-414-010 Hunting equipment restrictions. This amendment is a minor administrative change that does not change the intent of the rule. Additionally, it provides language consistent with RCW 77.15.450 (hunting with artificial lights).

WAC 220-414-020 Unlawful methods for hunting—Firearms. The proposed changes expand the legal methods of take for turkey and clarify methods of take for several grouse and rabbit species. The proposed changes establish the use of handguns and rimfire rifles as a legal method for harvesting turkeys with exceptions noted.

WAC 220-414-040 Nontoxic shot requirements. The 2021-2022 migratory waterfowl, coot and snipe season will mark the 30th year since prohibiting the use of lead for waterfowl hunting nationwide. These

changes provide consistency in naming conventions of our Wildlife Area Units, and address Wildlife Area Units with significant wetlands presenting a high probability for contact with spent shot pellets.

WAC 220-414-050 Shotgun shell restriction areas. The proposed changes are consistent with current management on these units to improve the presence of waterfowl over the course of the one hundred seven-day season, balancing resource and user objectives consistent with Objective 104e in Washington department of fish and wildlife's (WDFW) Game Management Plan.

WAC 220-414-060 Muzzleloading firearms. 1. Under current rule, sights on muzzleloading firearms must be open, peep, or of other open sight design. Optic sights are allowed, but telescopic sights or sights containing glass are not. The department routinely receives requests from hunters to allow the use of 1x scopes on muzzleloading firearms. Common arguments in support of allowing them to be used are related to increased hunter participation, hunter retention, and ensuring a clean and ethical kill. One-power scopes do not magnify the target, but rather provide a clearer sight window, in much the same way eyeglasses correct someone's vision (i.e., they make the target clearer, but don't make it bigger). Common arguments against their use are typically related to the use of scopes not adhering to the spirit of primitive weapons. The department is not opposed to allowing the use of 1x scopes on muzzleloading firearms because we do not anticipate it would result in more animals being harvested. When presented to the public for initial comment, sixty-five percent of the ~1,300 respondents indicated support for this proposal. 2. Currently, it is unlawful for hunters to have any electrical equipment or electric device(s) attached to muzzleloading firearms. By rule, this precludes a hunter from mounting a video camera to their weapon for the purpose of filming their hunt. Filming hunts has become a common practice with hunters, but it is difficult for hunters that prefer to hunt without other hunting companions. Allowing video cameras to be mounted to muzzleloading firearms would make it easier for them to film their hunts and does not present a resource concern. When presented to the public for initial comment, seventy-one percent of the ~1,300 respondents indicated support for this proposal. 3. Recent technological advancements in muzzleloading equipment have resulted in the development of muzzleloading firearms that use an encapsulated propellant charge that loads from the breech and is completely impervious to moisture. The bullet is still loaded from the muzzle. Hunters have begun to inquire as to whether this type of muzzleloading firearm is legal to use in Washington. It is not because the current rule requires that the load be loaded from the muzzle. By amending language to clearly state that the term load includes both the powder charge and bullet, the proposed amendment simply adds language to clarify these new muzzleloading firearms are not lawful during established muzzleloader seasons.

WAC 220-414-070 Archery equipment. 1. The main argument for allowing the use of range-finding bow sights is related to improving the likelihood of a clean and ethical kill. Because the sights do not magnify the target, they also would not qualify as a scope. The sights simply produce a digital reading of the estimated distance that is visible to the shooter while they are looking at the sight pins. The department is not opposed to the use of range-finding bow sights because we do not feel it will result in more animals being harvested. When presented to the public for initial comment, fifty-seven percent of the ~1,300 respondents indicated support for this proposal. 2. Breadcrumb nocks use Bluetooth technology via a cell phone app to as-

sist with the recovery of arrows that miss an intended target. Although some may advocate this technology would also assist with recovering wounded game, that is unlikely because the range limit on a breadcrumbnock is fifty yards. The department is not opposed to the use of breadcrumbnocks because we do not feel it will result in more animals being harvested. When presented to the public for initial comment, sixty-eight percent of the ~1,200 respondents indicated support for this proposal. 3. Verifiers are small glass inserts for peep sights that are designed to allow shooters who are farsighted (i.e., unable to see things clearly that are close) to see their sight pins more clearly. They are manufactured with several different magnification powers, to fit the needs of the user. Although they are made of glass and clarify the sight pins, they do not magnify the target. The main argument for allowing the use of verifiers is related to increasing the likelihood that hunters make clean and ethical kills. The current rules defining archery requirements do not specifically address the use of verifiers but do make it unlawful for hunters to hunt wildlife with any bow equipped with a scope, which some would interpret to mean verifiers are also illegal. This proposal seeks to clarify the rule by allowing the use of verifiers because they do not magnify a target in the same way a scope does. The department is not opposed to the use of verifiers for peep sights because we do not feel it will result in more animals being harvested. When presented to the public for initial comment, seventy-nine percent of the ~1,200 respondents indicated support for this proposal. 4. Currently, it is unlawful for hunters to have any electrical equipment or electric device(s) attached to archery equipment, which precludes a hunter from mounting a video camera to their weapon for the purpose of filming their hunt. Filming hunts has become a common practice with hunters, but it is difficult for hunters that prefer to hunt without other hunting companions. Allowing video cameras to be mounted to archery equipment would make it easier for them to film their hunts and does not present a resource concern. When presented to the public for initial comment, seventy-one percent of the ~1,300 respondents indicated support for this proposal.

WAC 220-414-090 Use of decoys and calls. Currently WDFW regulations are more restrictive than federal regulations. Significant increases in the number of wintering white geese have been documented in northwest Washington and portions of the Columbia Basin in eastern Washington. Harvest strategies developed in the Pacific Flyway Council's management for this population of snow geese and the WDFW Game Management Plan provide guidance to increase harvest rates and/or total harvest on snow geese at the winter count estimates now being observed. In recent years, WDFW has allowed separate goose-type bag limits, and shifted days specifically for snow geese into February, while being consistent with the one hundred seven-day maximum allowed under federal frameworks and law. Further increases in bag-limit for snow geese are not likely to effectively increase harvest without the assistance of electronic calls, a highly effective tool at attracting this highly gregarious species. Electronic calls can only be allowed under federal law during a white goose only (snow, Ross', blue phase[d] geese) season segments; currently only allowed in Goose Management Area 1 (eleven days) and Goose Management Area 4 (nineteen days). Therefore, all other waterfowl and migratory gamebird species are closed during these dates. Additionally, this is consistent with Objective 103b to utilize recreational harvest as the primary method to address agricultural depredation concerns with this goose population.

WAC 220-414-100 Crossbow requirements. Currently, hunters can only use muzzleloading firearms as defined under WAC 220-414-060, or bow and arrow, as defined under WAC 220-414-070 during established muzzle-loader seasons for deer and elk. This proposal aims to also allow the use of crossbows during established general and special permit muzzle-loader seasons for deer and elk because it is considered a "lesser" weapon than a muzzleloading firearm and it does not represent a resource concern. When presented to the public for initial comment, fifty-six percent of the ~1,300 respondents indicated support for this proposal.

WAC 220-415-010 Deer area descriptions. Deer Area 1040 is the area in Game Management Unit 172 (Mountain View) that is associated with lands managed by the department as the 4-0 Ranch Wildlife Area Unit. Since 2014, the department has provided limited special permit opportunities within the Deer Area and excluded general season opportunities with the intent of providing a quality hunting experience. However, because Deer Area 1040 is within the ceded area of the Nez Perce Tribe, tribal hunters also pursue deer in this area. To ensure opportunities to access this area and hunt deer are similar for state and tribal hunters, the department is proposing to eliminate Deer Area 1040, expand the hunt area for the special permits to include all of GMU 172, and open the area during general deer seasons. When presented to the public for initial comment, eighty-four percent of the ~1,200 respondents indicated support for this proposal.

Deer Area 1021 was created to assist with mitigating damage complaints caused by resident mule deer near the city of Clarkston. The number of complaints has declined to levels that no longer require a need for this Deer Area. Moreover, preliminary findings from the department's efforts to radio-collar mule deer in the foothills of the Blue Mountains indicate some of the mule deer within Deer Area 1021 move into this area during winter but migrate back to summer range. As such, the late antlerless opportunities associated with Deer Area 1021 were likely targeting migratory mule deer more so than residents, which was not the intent. When presented to the public for initial comment, seventy-six percent of the ~1,300 respondents indicated support for this proposal.

WAC 220-415-020 2021-2023 Deer general seasons and definitions. 1. Some white-tailed deer hunters have strongly advocated for reinstating a 4-pt minimum antler-point restriction (APR) for white-tailed deer, with the intent of managing for more mature bucks in northeast Washington after that rule was abolished in 2015. The department committed to considering APRs while developing proposals for the 2021-2023 seasons. We initiated this consideration by partnering with Washington State University (WSU) to summarize the opinions of deer hunters on the management of white-tailed deer. We specifically targeted white-tailed deer hunters for that survey.

It was clear from this initial survey that a substantial portion of the ~13,000 white-tailed deer hunters that responded to the survey were unsatisfied with their opportunities that related to seeing and harvesting mature white-tailed deer bucks, but they were strongly opposed to any restrictions that would need to be implemented to increase the number of mature bucks in the population. Based on those findings, the department's proposal that went out for public comment this summer included the following options:

1. No change (retain current Any Buck seasons): Thirty-six percent.

2. 2-pt. APR with exemption for youth, senior, disabled: Seventeen percent.
3. 3-pt. APR with exemption for youth, senior, disabled: Twenty-nine percent.
4. 4-pt. APR with exemption for youth, senior, disabled: Twenty percent.

Although we provided these four options, we also clearly stated that our recommendation to the commission would be Option 1 (No change) since there was such strong opposition in the WSU survey. We also retained the APR options in this survey to uphold our commitment that we would consider them in concert with the 2021-2023 season setting process. The percentages provided next to the bulleted options above represent the proportion of respondents that indicated support. 2. Although 'No change' was the preferred option, sixty-four percent of the ~1,400 respondents were supportive of at least some level of APR, which indicates most respondents were interested in managing for more mature white-tailed deer bucks. We considered several options and believe the shortened nine-day season with hard calendar dates of November 11-19 is the most amenable because it is the smallest change from status quo. 3. We are presenting this proposal fully acknowledging it will result in only minor changes to buck harvest. One of the primary reasons for making that decision is because the department does not feel we have requested explicit input from hunters regarding all available options. The only option we specifically asked about in the WSU survey, beyond asking hunters if they supported a general management approach, was APRs (e.g., should it be implemented district-wide or in select GMUs, which GMUs, should there be alternative seasons for youth, etc.). We need to gather more input from hunters before we consider other options that represent a substantial change from status quo. 4. As indicated by trends in general season harvest, white-tailed deer numbers in the Palouse White-tailed Deer Management Zone have substantially declined in recent years and fell more than twenty-five percent below the ten-year average harvest in 2019. This trend is driven predominately by declines in the white-tailed deer population in GMUs 127 - 142. If harvest levels are similar in 2020, harvest will have declined more than twenty-five percent below the ten-year average in two consecutive years, which would meet the criteria of an "At-Risk" ungulate population. The observed decline began with the 2015 Blue Tongue outbreak and has been further exasperated by several smaller hemorrhagic disease events and multiple hard winters. A more rapid recovery will not be achieved through a reduction in antlerless permits alone because over seventy percent of the antlerless harvest in these GMUs occurs during the general season. Substantial reductions in general season antlerless harvest in GMUs 127-142 are needed for this population to recover more quickly. Muzzleloader and archery hunters are responsible for ~35% of the general season antlerless harvest, with Youth coming in a close second at ~31%. Senior (≥65 years old) and Disabled hunters take ~19% and ~16% respectively. When presented to the public for initial comment, eighty-two percent of the ~1,400 respondents indicated support for reductions in opportunities to harvest antlerless deer. 5. GMUs 127-142 represent the eastern third of the Columbia Plateau Mule Deer Management Zone where harvest data indicates mule deer numbers across the zone have begun to recover following declines that occurred 2015-2017. However, trends in harvest for GMUs 127-142 indicate mule deer populations have not fully recovered in the eastern portion of the zone. A substantial reduction in damage complaints associated with mule deer also indicates populations

remain below historical levels. A reduction in opportunities to harvest antlerless mule deer is needed to ensure the department continues to promote the growth of mule deer populations throughout the Columbia Plateau Mule Deer Management Zone. When presented to the public for initial comment, seventy-three percent of the ~1,400 respondents indicated support for this proposal. 6. As indicated by trends in general season harvest, white-tailed deer numbers in GMU 124 (Mount Spokane) have substantially declined in recent years and fell more than twenty-five percent below the ten-year average harvest in 2019. If harvest levels are similar in 2020, harvest will have declined more than twenty-five percent below the ten-year average in two consecutive years, which would meet the criteria of an "At-Risk" ungulate population. The observed decline began with the 2015 Blue Tongue outbreak and has been further exasperated by several smaller hemorrhagic disease events and multiple hard winters. A more rapid recovery cannot be accomplished through a reduction in antlerless permits alone because ~75% of the antlerless harvest in GMU 124 occurs during the general season. Substantial reductions in general season antlerless harvest opportunities are needed for this population to recover more quickly. Archery and muzzleloader hunters are responsible for ~34% of the general season antlerless harvest, with Youth coming in a close second at ~30%. Senior (≥65 years old) and Disabled hunters take ~18% and ~17% respectively. When presented to the public for initial comment, seventy-seven percent of the ~1,300 respondents indicated support for reductions in opportunities to harvest antlerless deer. 7. Currently, GMUs 247 (Entiat), 254 (Saint Andrews), 262 (Withrow), 266 (Badger), and 269 (Moses Coulee) are not open during early general muzzleloader seasons for any buck white-tailed deer, but there is no biological justification for them not being open. Opening these GMUs would increase opportunity and make opportunity among weapon types more consistent in GMUs with similar white-tailed deer populations. When presented to the public for initial comment, sixty-six percent of the ~1,300 respondents indicated support for this proposal. 8. As indicated by trends in harvest, mule deer numbers in the East Columbia Gorge Mule Deer Management Zone (GMUs 382 and 388) have substantially declined over the past decade and currently meet the criteria of an "At-Risk" ungulate population because harvest has dropped more than twenty-five percent below the ten-year average for at least two consecutive years. The department has removed all other opportunities to harvest antlerless mule deer in GMUs Units 382 (East Klickitat) and 388 (Grayback), so this amendment would be consistent with past recommendations. When presented to the public for initial comment, seventy-seven percent of the ~1,300 respondents indicated support for this proposal.

WAC 220-415-030 2021 Deer special permits. 1. Most recent estimates of buck to doe ratios in GMU 136 indicate this limited special permit opportunity is sustainable. In addition, it increases hunter opportunity. 2. See above under WAC 220-415-020 for reasons supporting a reduction in general season opportunities to harvest antlerless white-tailed deer. The department is supportive of offering limited special permit opportunities to harvest antlerless deer to offset some of the opportunity lost during general seasons because we anticipate proposed amendments would result in at least a seventy percent reduction in antlerless harvest. The elimination of all opportunities to harvest antlerless deer is not needed to promote population increases. 3. Black-tailed deer populations in GMUs 411 (Orcas Island), 412 (Shaw Island), 413 (San Juan Island), 414 (Lopez Island), 415 (Blakely Island), and 420 (Whidbey Island) are at levels that warrant a reduc-

tion. Controlling deer numbers on Puget Sound islands has been a long-standing management challenge for the department because they are dominated by privately owned lands, which makes facilitating hunter access extremely difficult. This amendment is modeled after the approach the department has implemented in GMU 422 (Vashon Island), which increases opportunity through a longer season and allows more flexibility to hunters relative to the weapon type they can use. When presented to the public for initial comment, eighty-three percent of the ~1,300 respondents indicated support for this proposal. 4. Special permit opportunities for youth hunters and hunters with disabilities for black-tailed deer in GMU 485 alternate each year. In 2020, the special permit opportunity was offered in the Hunter with Disabilities category, so it will be offered in the Youth category in 2021.

WAC 220-415-040 Elk area descriptions. 1. Elk Area 1040 is the area in GMU 172 (Mountain View) that is associated with lands managed by the department as the 4-0 Ranch Wildlife Area Unit. Since 2014, the department has provided limited special permit opportunities within the Elk Area and excluded general season opportunities with the intent of providing a quality hunting experience. However, because Elk Area 1040 is within the ceded area of the Nez Perce Tribe, tribal hunters also pursue elk in this area. This amendment ensures opportunities to access this area and hunt elk are similar for state and tribal hunters. When presented to the public for initial comment, eighty-three percent of the ~1,000 respondents indicated support for this proposal. 2. The current boundary description for Elk Area 2032 follows Moses Carr Road beyond a point where this road has been closed and no longer exists, and therefore is no longer a relevant reference point. To improve clarity of the boundary and address enforcement concerns, the department is proposing to realign the boundary along section lines. This realignment would increase Elk Area 2032 by approximately one hundred thirty acres. 3. Currently, Elk Area 5066 represents the eastern portion of GMU 524 (Margaret) and opportunities to hunt elk in this Elk Area are limited to special permit opportunities. Currently, hunters can hunt in GMU 524 during general elk seasons, but not within Elk Area 5066. This causes confusion for some hunters as Enforcement Officers routinely make contacts with elk hunters in Elk Area 5066 that do not have an elk special permit and did not realize that portion of GMU 524 was not open to general season elk hunters. This proposal would assist with clarifying the rule for hunters and enforcement of elk hunting regulations in Elk Area 5066. When presented to the public for initial comment, fifty-eight percent of the ~1,200 respondents indicated support for this proposal. 4. Conflicts with elk in the Joyce area have been increasing over the past five years. Currently there are no established seasons in GMU 603 that allow antlerless harvest. The creation of a new Elk Area and offering limited opportunities to harvest antlerless elk within that area would assist the department with addressing conflicts, while also allowing us to maintain our current management objective of promoting population growth in other parts of the GMU. When presented to the public for initial comment, eighty-three percent of the ~1,100 respondents indicated support for this proposal.

WAC 220-415-050 2021-2023 Elk general seasons and definitions. 1. The Colockum elk herd area consists of GMUs 249, 251, 328, 329, 330, 334, and 335. Currently, the only general archery season available in GMUs 249 and 251 is in GMU 249 during the early general archery season for any elk. The only early general muzzleloader season available is associated with Elk Area 2051 (Tronsen) for a "True Spike" bull. Elk



Area 2051 (Page 45 in 2020 Hunting Pamphlet) includes most of GMU 251 and a portion of GMU 249. It was originally created to assist with mitigating elk damage complaints, but that need no longer exists. The proposed amendments would provide more opportunity, standardize opportunity within the Colockum elk herd area, and do not present a resource concern. When presented to the public for initial comment, sixty-three percent of the ~1,200 respondents indicated support for this proposal. 2. Elk numbers in GMUs 272, 278, 284, 290, 379, and 382 are extremely low because the department maintains liberal harvest opportunities for elk with the intent of keeping elk populations suppressed because of the potential conflict with agriculture. The proposed amendments would establish general season opportunities that would be consistent with other general elk season opportunities in GMUs where the department's intent is to maintain low densities of elk. When presented to the public for initial comment, sixty to seventy percent of the ~1,100 respondents indicated support for these proposals. 3. Nearly all of GMU 371 is comprised of public lands associated with the Yakima Training Center. The department has historically offered liberal general season opportunities for Master Hunters to harvest antlerless elk to assist with mitigating elk damage complaints on neighboring private lands. As recently as 2019 the season dates associated with this hunt were Aug. 1-Jan. 20 but were shortened to Aug. 1-Oct. 15 for the 2020 season. The need to mitigate elk conflict issues still exists but given this GMU is mostly public land the department feels we can use general elk hunters to mitigate elk conflicts just as effectively as we did with Master Hunters. Moreover, because of the status of the Yakima and Colockum elk herds (both below management objective), the department had to substantially reduce general elk hunter opportunities, and this amendment has the potential to replace some of that lost opportunity. 4. To increase the survival of yearling bulls, harvest of bulls during general modern firearm, archery, and muzzleloader seasons has been limited to "True Spike" bulls in the core Colockum elk herd area (GMUs 328, 329, 334, and 335) since 2009. Since that time, yearling bull survival has increased and consistently meets the department's management objective. The department anticipates removing this restriction during general archery seasons would result in only modest effects on yearling bull survival. Moreover, archery hunters no longer have opportunities to harvest antlerless elk during general archery seasons in GMUs 328 and 329. Although the department replaced some of that lost opportunity with special permit opportunities beginning during the 2020 season, concerns related to equity remain. When presented to the public for initial comment, seventy-one percent of the ~1,200 respondents indicated support for this proposal. 5. A legal elk during general modern firearm, archery, and muzzleloader seasons in GMU 448 has been Any Elk for many years because the department's intent was to keep elk numbers low to minimize the potential for conflict with private landowners. However, a substantial portion of this GMU is forested public land and elk numbers could potentially increase in those areas without increasing conflict. Providing opportunities to harvest antlerless elk would still be considered to mitigate conflicts when appropriate but would be limited to the areas where conflicts occur. When presented to the public for initial comment, fifty-two percent of the ~1,000 respondents indicated support for this proposal. 6. The late general archery (November 25-January 20; fifty-seven days) and general muzzleloader seasons (November 25-December 15; twenty-one days) in GMU 407 for Any Elk currently overlap and occur for an extended period to assist with elk damage complaints. Elk damage complaints

have declined so there is no longer a need for such lengthy seasons. The department has also received feedback from hunters expressing concerns they have about hunter crowding and overlapping seasons. The proposed amendments simplify the hunting regulations because season dates would be the same as those established for other western Washington GMUs, decreases the potential for hunter safety issues that potentially exist with the current overlap of hunting methods, and potentially increases the quality of the hunt experience for users of each hunting method by reducing the number of hunters in the field during each period. When presented to the public for initial comment, sixty-two percent of the ~900 respondents indicated support for this proposal. 7. The general season opportunity for hunters to harvest antlerless elk during the late general muzzleloader season in GMU 578 was first established during the 2018 season. Prior to that, opportunities were limited to the department's special permit system. This change was made in 2018 to assist with the department's efforts to mitigate damage complaints. However, this general season opportunity resulted in much more antlerless harvest than was anticipated and at levels that are not sustainable. Antlerless harvest averaged forty-one elk [in] 2015-2017 but increased to ninety-five in 2018 and sixty-nine in 2019. When presented to the public for initial comment, seventy percent of the ~1,100 respondents indicated support for this proposal.

WAC 220-415-060 2021 Elk special permits. With no treatments or vaccines available, efforts to reduce the prevalence and distribution of elk hoof disease are limited to lethally removing diseased elk. The proposed amendment is related to the department's effort to develop a program that can be used to evaluate the potential for using hunters as a tool to assist with managing this disease. Importantly, the goal of this program is to increase the proportion of diseased elk within total harvest, but total harvest is not expected to increase. This program will be evaluated on an annual basis, and if warranted, discontinued before the 2023 hunting season. The two main components of this program include: **Incentivizing Elk Hunters to Harvest Diseased Elk:** The department will create a special incentive permit drawing for hunters that harvest an elk with hoof disease. This drawing would be similar to permits offered to incentivize hunters to submit their harvest report early. The specific opportunities (season date, number of permits, hunt area, etc.) will be determined by September 1, 2021, but the department plans to offer multiple permits to create a legitimate incentive. Any hunter (*except Hoof Disease special permit*) can participate by submitting hooves from their elk harvest at a department collection location. Hunters that submit a hoof set with at least one hoof indicating a deformity enter the drawing. **Hoof Disease Special Permits:** The proposed amendment will create special permits within the Master Hunter special permit category that provide an opportunity to harvest diseased elk that are not identified as a legal elk during most general seasons (e.g., antlerless elk) or may otherwise not be targeted. If a Master Hunter successfully harvests a diseased elk under this special permit as their first elk, they will be issued an additional permit that would allow them to harvest a second elk during the established permit season. The department will require permitted Master Hunters to submit all four hooves from their harvest to evaluate the effectiveness of this permit opportunity. 1. Elk Area 2033 is in GMU 251 (Mission) southeast of Leavenworth, Washington. It was originally created to assist with mitigating elk damage complaints. The department has not offered harvest opportunities in this Elk Area for several years, but conflicts with elk have increased to levels

that warrant a reduction in the number of elk using this area, to include antlered elk. When presented to the public for initial comment, seventy-one percent of the ~1,200 respondents indicated support for this proposal. 2. Elk Area 4941 is in the Skagit River Valley and represents the most northerly portions of GMU 437. It was originally created to assist with mitigating elk damage complaints, which currently includes special permit opportunities for both antlered and antlerless elk. With exception to Elk Area 4941, GMU 437 has been closed during both general and special permit elk seasons for more than two decades. Most of the elk in GMU 437 occur within Elk Area 4941, but they do occur in other parts of the GMU and at levels that could sustain limited special permit opportunities. The department would continue to mitigate elk damage complaints using antlerless harvest opportunities when deemed appropriate, but those opportunities would be facilitated through the issuance of landowner or Master Hunter permits. When presented to the public for initial comment, eighty percent of the ~900 respondents indicated support for this proposal. 3. Offering limited special permit opportunities for muzzleloader hunters in GMU 578 would offset some of the opportunity lost by eliminating the general muzzleloader season, while also providing opportunity that is sustainable. 4. When special permit opportunities were first established for GMU 371, there were only small numbers of elk within the GMU. Elk numbers have substantially increased in recent years resulting in a much higher quality experience for hunters. As such, these permits now meet the criteria for the Quality special permit category. 5. When the department removed all general season opportunities for archery hunters to harvest antlerless elk in 2020, we replaced some of that lost opportunity with special permits. However, we inadvertently failed to establish opportunities for archery hunters in the Youth and 65 Years or Older special permit categories. This proposed amendment establishes those opportunities. 6. These amendments were presented to and adopted by the commission in April 2020. The permits were issued during the 2020 hunting season and the hunts occurred. However, due to a clerical error, these amendments were not filed with the CR-103 in 2020. As such, they represent an administrative change to correct this error.

WAC 220-415-070 2021 Moose seasons, permit quotas, and areas. 1. Aerial survey results in 2019 indicated a high bull to cow ratio and the average antler spread of bulls harvested in GMU 108 indicates most bulls being harvested are mature bulls. As such, the population can likely sustain more bull harvest. 2. Recent studies of moose in GMU 117 indicated populations were declining with very low calf recruitment rates and that cows were experiencing nutritional limitations. It is believed similar trends may be occurring in GMU 121 as well. Even though populations were declining, the department retained antlerless permit numbers at similar levels in hopes of lowering the population and increasing forage availability, which would result in subsequent improvement in cow body condition and calf recruitment. Hunters are expressing difficulty in finding moose, which may indicate we have reached the equilibrium we were targeting. The department believes it prudent to reduce antlerless harvest until surveys can be conducted to assess current status of the population. 3. Moose populations in some GMUs have declined in recent years. In response to those declines, the department substantially reduced opportunities to harvest antlerless moose in 2018. Eliminating the Hunter Education Instructor incentive permit is consistent with previous reductions. 4. These are simple administrative changes that do not change opportunity or hunt area boundaries.

WAC 220-415-090 2019-2020 Fall black bear hunting seasons and regulations. The proposed changes to the fall black bear hunting season rule are intended to adjust the dates and simplify the rule and clearly identify closed areas. This proposal will provide greater understanding of the fall season dates, methods of harvest, and restrictions.

WAC 220-415-120 2021 Bighorn sheep seasons, permit quotas, and areas. 1. The Yakima Canyon bighorn sheep herd has declined to ~120 bighorn sheep. Most recently, those declines have been associated with the department's efforts to reduce the herd, but those declines are also associated with the establishment of *M.ovi* within the herd and chronically depressed lamb survival because of *M.ovi*. With a very small number of yearling rams being recruited, permits for adult rams must be reduced accordingly. 2. An *M.ovi* outbreak occurred in the Cleman Mountain herd during fall 2020. As has occurred with other outbreaks, the department anticipated a potential reduction in this herd, although it's difficult to predict how large the die-off event will be. In response to the outbreak, the department implemented an emergency rule to allow the harvest of five additional rams in fall 2020. Reductions in ram permits are warranted until the department is better able to assess how large the die-off was. 3. Bighorn sheep herds in the Blue Mountains have started to recover after *M.ovi* was cleared from those populations. Numbers within the Wenaha and Mountain View sub-herds have increased to levels that can sustain limited ram harvest. 4. Some rams harvested under juvenile ram permits are adults. When this occurs, hunters cite a misunderstanding of the criteria used in the field to determine if a ram is a juvenile. This amendment is an administrative change with the intent of reducing hunter confusion or misunderstanding. This amendment is a simple administrative change that clarifies the opportunities that are available for youth hunters and hunters with disabilities.

WAC 220-415-130 2021 Mountain goat seasons, permit quotas, and areas. 1. Following an increase in conflicts between humans and mountain goats in the Olympic Mountains, the department created special permit opportunities that were designed to reduce goat numbers in areas where those conflicts occurred. This amendment reinstates these permits to assist with efforts to lethally remove mountain goats that remain following efforts to translocate goats from the Olympic Peninsula to the North Cascades. When presented to hunters for initial review, eighty-one percent of the ~1,400 respondents indicated support for this proposal. 2. Aerial surveys of mountain goats in the Naches Pass, Bumping River, and Goat Rocks West hunt areas in 2020 indicated a decline in the number of goats observed and resulting abundance estimates. This amendment reduces special permits accordingly. 3. Having a clause that allowed permit holders that used archery equipment to start hunting September 1 caused confusion in some instances. The department originally proposed to establish a standard opening date of September 15. However, when presented to hunters for initial comment, only fifty-one percent of the ~1,500 respondents were in support of the proposal. A common theme of the comments received expressed opposition to shortening the season for archery hunters. We adjusted our proposal in response to that feedback and believe a standard opening date of September 1 achieves the same goal of reducing confusion without reducing opportunity. 4. These are simple administrative changes that do not change the hunt area boundaries.

WAC 220-416-010 Small game and other wildlife seasons and regulations. The proposed changes to the furbearer, small game and upland

game bird rules are mainly intended to provide clarity for users and to align the regulations with current department activities, needs, and goals for managing these species for conservation and recreation interests. This proposal will provide greater understanding of the identified game species, methods of harvest, and seasons associated with each.

WAC 220-416-060 2020-2021 Migratory gamebird seasons and regulations. Migratory game bird seasons and regulations are developed base on cooperative management programs among states of the Pacific Flyway and the USFWS, considering population status and other biological parameters. The rule establishes migratory game bird seasons and regulations to provide recreational opportunity, control waterfowl damage, and conserve the migratory game bird resources of Washington.

Goose Management Area 1 currently includes Skagit, Snohomish and Island counties. This Goose Management Area is designated to assist in management responsibilities for the Wrangel Island population of Lesser Snow Geese that winter in the Skagit-Fraser region. Shifting of season dates into February in Goose Management Area 1 have highlighted differences that exist between Goose Management Area 1 and Goose Management Area 3. This proposal would change the boundary of Goose Management Area 1 (with February white goose-only season dates) and by extension modify the adjacent Goose Management Area 3 (without February goose season dates).

WAC 220-416-070 Columbia, Snake, and Yakima River waterfowl, coot, and snipe closures. The rule change will update closures to reflect current management and resource considerations. Opening of this four-mile stretch of the Yakima River will provide increased opportunity to waterfowl, coot, and snipe hunters in the region. Additionally, two Game Reserves exist to the west and east of this river segment, providing safe refuge areas for waterfowl, coot and snipe, allowing birds to shift in distribution and not disperse from the Yakima Valley.

WAC 220-416-080 Lynch Cove and Union River hunting area restriction (Mason County). The ten Regulated Access Areas are consistent with current management and considerations at these sites. Greater clarity to waterfowl hunters and other users of department lands management and providing enforceable restrictions to achieve increased wildlife use in order to improve hunter success, while managing other uses and safety on particular units of our Wildlife Areas. This is consistent with Objectives 104e and 104f of the WDFW Game Management Plan.

WAC 220-417-010 Trapping seasons and regulations. The proposed changes to the furbearer and small game trapping seasons and regulations are intended to provide clarity and to align the seasons and regulations with current department activities, needs, and goals for managing these species for conservation and recreation interests. The changes proposed for marten trapping in coastal counties are intended to minimize potential take of Pacific marten; which was once thought to be extirpated but recently rediscovered on the Olympic Peninsula. The proposed rule changes will provide users with greater understanding of the identified game species, methods of harvest, and season dates for each species.

WAC 220-417-030 Wild animal trapping. The proposed changes to the wild animal trapping provide clarity to the use of the newly added furbearing species and to align the rule with current department activities, needs, and goals for managing these species for conservation

and recreation interests. Both users and nonusers will benefit from these amendments.

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

Statute Being Implemented: RCW 77.04.012, 77.04.055, 77.12.047, 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: None.

Name of Proponent: WDFW, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Eric Gardner, 1111 Washington Street S.E., Olympia, WA 98501, 360-902-2515; Enforcement: Steve Bear, 1111 Washington Street S.E., Olympia, WA 98501, 360-902-2373.

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

A cost-benefit analysis is not required under RCW 34.05.328.

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

Is exempt under RCW 19.85.025(3) as the rules relate only to internal governmental operations that are not subject to violation by a nongovernment party; and rules adopt, amend, or repeal a procedure, practice, or requirement relating to agency hearings; or a filing or related process requirement for applying to an agency for a license or permit.

February 10, 2021  
Annie Szvetcz  
Rules Coordinator

**OTS-2897.1**

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-400-020 Classification of wild animals.** (1) Game animals include:

Common Name	Scientific Name
eastern cottontail	<i>Sylvilagus floridanus</i>
Nuttall's cottontail	<i>Sylvilagus nuttallii</i>
snowshoe hare	<i>Lepus americanus</i>
white-tailed jackrabbit	<i>Lepus townsendii</i>
black-tailed jackrabbit	<i>Lepus californicus</i>
fox	<i>Vulpes vulpes</i>
black bear	<i>Ursus americanus</i>
raccoon	<i>Procyon lotor</i>
cougar	<i>Puma concolor</i>
bobcat	<i>Lynx rufus</i>
Roosevelt and Rocky Mountain elk	<i>Cervus elaphus</i>

Common Name	Scientific Name
mule deer and black-tailed deer	<i>Odocoileus hemionus</i>
white-tailed deer	<i>Odocoileus virginianus</i>
moose	<i>Alces alces</i>
pronghorn	<i>Antilocapra americana</i>
mountain goat	<i>Oreamnos americanus</i>
California and Rocky Mountain bighorn sheep	<i>Ovis canadensis</i>
bullfrog	<i>Rana catesbeiana</i>

(2) Furbearing animals are game animals and include:

Common Name	Scientific Name
beaver	<i>Castor canadensis</i>
muskrat	<i>Ondatra zibethicus</i>
fox	<i>Vulpes vulpes</i>
raccoon	<i>Procyon lotor</i>
marten	<i>Martes americana</i>
short-tailed weasel or ermine	<i>Mustela erminea</i>
long-tailed weasel	<i>Mustela frenata</i>
mink	<i>Mustela vison</i>
badger	<i>Taxidea taxus</i>
river otter	<i>Lutra canadensis</i>
bobcat	<i>Lynx rufus</i>
<u>eastern cottontail</u>	<u><i>Sylvilagus floridanus</i></u>
<u>Nuttall's cottontail</u>	<u><i>Sylvilagus nuttallii</i></u>
<u>snowshoe hare</u>	<u><i>Lepus americanus</i></u>

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-400-020, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.040, 77.12.020, 77.32.070, 77.32.530. WSR 01-10-048 (Order 01-69), § 232-12-007, filed 4/26/01, effective 5/27/01. Statutory Authority: RCW 77.12.020 and 77.12.040. WSR 93-21-025 (Order 614), § 232-12-007, filed 10/14/93, effective 11/14/93; WSR 91-11-007 (Order 492), § 232-12-007, filed 5/2/91, effective 6/2/91. Statutory Authority: RCW 77.12.040. WSR 82-19-026 (Order 192), § 232-12-007, filed 9/9/82; WSR 81-22-002 (Order 174), § 232-12-007, filed 10/22/81; WSR 81-12-029 (Order 165), § 232-12-007, filed 6/1/81. Formerly WAC 232-12-040.]

## OTS-2856.2

AMENDATORY SECTION (Amending WSR 18-19-001, filed 9/5/18, effective 10/6/18)

**WAC 220-410-010 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 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 Hogeye Rd at Long Station; E on Lower Hogeye 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 Hogeye Rd; W on Lower Hogeye Rd to US 12 at Long Sta-

tion; 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~~) where it meets the eastern border section line of Section 2, T9N, R43E; due S (~~from the end to the elk drift fence~~) on the eastern 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 Parsons Rd (Back Rd); S on Parsons Rd (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; due N on eastern border section line of Section 2, T9N, R43E (~~to end of~~) until it meets 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 Anantone; 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 Parsons Rd (Back Rd); N on Parsons Rd (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.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.047, and 77.12.240. WSR 18-19-001 (Order 18-229), § 220-410-010, filed 9/5/18, effective 10/6/18. Statutory Authority: RCW 77.04.012,

77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-410-010, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-035 (Order 15-97), § 232-28-331, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.047. WSR 11-11-013 (Order 11-86), § 232-28-331, filed 5/6/11, effective 6/6/11; WSR 06-02-063 (Order 05-271), § 232-28-331, filed 1/3/06, effective 2/3/06; WSR 03-16-087 (Order 03-175), § 232-28-331, filed 8/5/03, effective 9/5/03; WSR 03-06-110 (Order 03-23), § 232-28-331, filed 3/5/03, effective 4/5/03.]

## OTS-2857.1

AMENDATORY SECTION (Amending WSR 19-10-011, filed 4/19/19, effective 5/20/19)

### **WAC 220-410-040 Game management units (GMUs) boundary descriptions—Region four.**

#### **GMU 407-NORTH SOUND (Whatcom, Skagit, Snohomish and King counties); (does not include Guemes Island):**

Beginning at the NW corner of Whatcom County line and the US-Canadian border; E on the US-Canadian border to a point due north of Silver Lake Rd; S to Silver Lake Rd; S on Silver Lake Rd to State Route (SR) 542 (Mount Baker Hwy); SW on SR 542 (Mount Baker Hwy) to Mosquito Lake Rd; S on Mosquito Lake Rd to SR 9 (Valley Hwy); S on SR 9 (Valley Hwy) to SR 20 in the town of Sedro-Woolley; W and S on SR 20 to SR 9; S on SR 9 to SR 530 at the town of Arlington; NE on SR 530 to Jim Creek-Trafton Rd at the Trafton School in the town of Trafton; SE along Jim Creek-Trafton Rd (242nd St. NE) to the City of Seattle power transmission line; SW on the transmission line to Jordan Rd in Section 20, T31N, R6E; SE along Jordan Rd to SR 92 at the town of Granite Falls; E on SR 92 to South Alder Ave; S on South Alder Ave to E Pioneer St; E on East Pioneer St to Menzel Lake Rd; SE on Menzel Lake Rd to North Lake Roesiger Rd; S on North Lake Roesiger Rd to South Lake Roesiger Rd; S on South Lake Roesiger Rd to 242nd St SE; S on 242nd St SE to Woods Creek Rd; S on Woods Creek Rd to US Hwy 2 at the town of Monroe; W on US Hwy 2 to SR 203 at the town of Monroe; S on SR 203 to (~~NE Woodinville-Duvall Rd at the town of Duvall; W on NE Woodinville-Duvall Rd~~) Peoples Creek; W, S and N on Peoples Creek to the Snoqualmie River; N down the Snoqualmie River to the Snohomish River; W down the Snohomish River to its mouth on the Puget Sound; W from the mouth of the Snohomish River to the northern tip of Gedney Island; due W from the northern tip of Gedney Island to a point on the Snohomish-Island County line; N along the Island-Snohomish County line in Possession Sound and Port Susan to Juniper Beach and N through Davis Slough to the Island-Snohomish-Skagit County junction; W and N along Island-Skagit County line through Skagit Bay and W through Deception Pass to San Juan-Skagit County line; N on the San Juan-Skagit County line to a point due West of Kelly's Point on Guemes Island; E from the San Juan-Skagit County line to Bellingham Channel, EXCLUDING Guemes Island; N through the middle of Bellingham Channel, then NE from Bellingham Channel to Carter Point on Lummi Island; NW from Carter Point to the

Skagit-Whatcom County line; W along Skagit-Whatcom County line to the Whatcom-San Juan County line; NW along the Whatcom-San Juan County line to the US-Canadian border and the point of beginning.

**GMU 410-ISLANDS (Island, San Juan, and Skagit counties) EXCLUDING Camano, Whidbey, Orcas, San Juan, Lopez, Shaw, Blakely, Decatur, Henry, Stuart, and Cypress Islands:**

Beginning at the junction of San Juan-Whatcom County lines and the US-Canadian border at the northernmost point in San Juan County; SE on the San Juan-Whatcom County line to the junction of San Juan-Whatcom-Skagit County lines; E on the Skagit-Whatcom County line to the first point where the Skagit-Whatcom County line turns SE; SE from the Skagit-Whatcom County line to Carter Point on Lummi Island; SW down the middle of Bellingham Channel to a point due W of Kelly's Point on Guemes Island and including Cypress Island; W to the Skagit-San Juan County line; S through Rosario Strait on the San Juan-Skagit County line to the San Juan-Skagit-Island County line; E on the Skagit-Island County line through Deception Pass and S through Skagit Bay to the Island-Snohomish-Skagit County junction; SE on the Island-Snohomish County line through Davis Slough, Juniper Beach, Port Susan, Possession Sound to the Island-Kitsap County line; NW on the Island-Kitsap-Jefferson County line through Puget Sound, Admiralty Inlet, and the Strait of Juan De Fuca; W on the Clallam-Jefferson-San Juan County lines to the US-Canadian border; N on the US-Canadian border, through Middle Bank, Haro Strait, and Boundary Pass, to the northernmost corner of San Juan-Whatcom County line and the point of beginning.

**GMU 411-ORCAS (San Juan County):**

Includes all of Orcas Island

**GMU 412-SHAW (San Juan County):**

Includes all of Shaw Island

**GMU 413-SAN JUAN (San Juan County):**

Includes all of San Juan Island

**GMU 414-LOPEZ (San Juan County):**

Includes all of Lopez Island

**GMU 415-BLAKELY (San Juan County):**

Includes all of Blakely Island

**GMU 416-DECATUR (San Juan County):**

Includes all of Decatur Island

**GMU 417-CYPRESS (Skagit County):**

Includes all of Cypress Island

**GMU 418-NOOKSACK (Whatcom and Skagit counties):**

Beginning at the US-Canadian border and the western border of the North Cascades National Park; S on the North Cascades National Park boundary to Noisy Diobsud Wilderness Area boundary; W and S on Noisy Diobsud Wilderness Area boundary to a point due E of the head waters of Watson Creek; W to the headwaters of Watson Creek; S down Watson Creek to Thunder Creek; W down Thunder Creek to Baker River Rd; S along Baker River Rd to State Route (SR) 20 at the town of Concrete; W along SR 20 to SR 9 at the town of Sedro-Woolley; N along SR 9 to Mosquito Lake Rd; N on the Mosquito Lake Rd to SR 542 (Mount Baker Hwy); N on SR 542 to the Silver Lake Rd; N on the Silver Lake Rd to its northern most point; N from the Silver Lake Rd to the US-Canadian bor-

der; E on the US-Canadian border to the western border of the North Cascades National Park and the point of beginning.

**GMU 419-GUEMES (Skagit County):**

Includes all of Guemes Island

**GMU 420-WHIDBEY (Island County):**

Includes all of Whidbey Island

**GMU 421-CAMANO (Island County):**

Includes all of Camano Island

**GMU 422-VASHON-MAURY (King County):**

Includes all of Vashon and Maury Islands

**GMU 423-HENRY ISLAND (San Juan County):**

Includes all of Henry Island

**GMU 424-STUART ISLAND (San Juan County):**

Includes all of Stuart Island

**GMU 426-DIABLO (Skagit and Whatcom counties):**

Beginning at the US-Canadian border and the western boundary of the Ross Lake National Recreation Area; S on the Ross Lake National Recreation Area boundary, across SR 20 (North Cascades Hwy) and Skagit River, then NE and E on the Ross Lake National Recreation Area boundary to a point 2 miles east of Panther Creek, where the recreation boundary connects with the Okanogan National Forest boundary; S on North Cascades National Park boundary to the Skagit-Chelan County line at Fisher Peak; SE along the Skagit-Chelan County line to the US Forest Service (USFS) Trail 2000 (Pacific Crest National Scenic Trail); N on the USFS Trail 2000 to the Pasayten Wilderness boundary at Jim Pass; W along the Pasayten Wilderness boundary to the Ross Lake National Recreation Area boundary; N along the Ross Lake National Recreation Area-Pasayten Wilderness Area boundary to the US-Canadian border; W along the US-Canadian border to the NW corner of the Ross Lake National Recreation Area and the point of beginning.

**GMU 437-SAUK (Skagit and Snohomish counties):**

Beginning at the intersection of State Route (SR) 9 and SR 20, W of the town of Sedro-Woolley; E along SR 20 to Baker River Rd at the town of Concrete; N on Baker River Rd to Thunder Creek; E up Thunder Creek to Watson Creek; N up Watson Creek to its headwaters; E from the headwaters of Watson Creek to Noisy Diobsud Wilderness boundary; N and E on Noisy Diobsud Wilderness boundary to North Cascades National Park boundary; S and E along the North Cascades National Park boundary to the Ross Lake National Recreation boundary; S along the Ross Lake National Recreation Area boundary, across the SR 20 (North Cascade Hwy) and the Skagit River, then E along the Ross Lake National Recreation Area boundary to the North Cascades National Park boundary near Big Devil Peak; SE on the North Cascades National Park boundary to the Cascade River Rd; S on Cascade River Rd to US Forest Service (USFS) Rd 1590; S on USFS Rd 1590 to USFS Trail 769 (South Fork Cascade River Trail); S on USFS Trail 769 to the Glacier Peak Wilderness Area boundary; W and S on Glacier Peak Wilderness Area Boundary to the Suiattle River; W down the Suiattle River to the Sauk River; N on the Sauk River to SR 530 (Sauk Valley Rd); S on SR 530 to the town of Darrington; W on SR 530 to SR 9 at the town of Arlington; N on SR 9 to SR 20, W of the town of Sedro-Woolley, and the point of beginning.

**GMU 448-STILLAGUAMISH (Snohomish and Skagit counties):**



Beginning at the intersection of State Route (SR) 530 (Arlington-Darrington Hwy) and Jim Creek Rd at the town of Trafton; NE on SR 530 to the town of Darrington, where it is called Seeman St; N on SR 530 (Sauk Valley Rd) to the Sauk River; S on the Sauk River to Suiattle River; E along the Suiattle River to the Glacier Peak Wilderness Area boundary; S on the Glacier Peak Wilderness Area boundary to US Forest Service (USFS) Trail 650, West of June Mountain; W on the (USFS) Trail 650 to (USFS) Trail 1050 (Quartz Creek Trail) at Curry Gap; S on the USFS Trail 1050 to USFS Rd 6300; E on USFS Rd 6300 to USFS Trail 1051; NE on Trail 1051 to Henry M. Jackson Wilderness boundary; S along the Henry M. Jackson Wilderness boundary to Meadow Creek; S down Meadow Creek to Rapid River; E up Rapid River to USFS Trail 2000 (Pacific Crest National Scenic Trail) at Lake Janus; S on the USFS 2000 to SR 2 at Stevens Pass; W on SR 2 to Woods Creek Rd at the town of Monroe; N on Woods Creek Rd to 242nd St SE; N on 242nd St SE to South Lake Roesiger Rd; N on South Lake Roesiger Rd to North Lake Roesiger Rd; N on North Lake Roesiger Rd to Menzel Lake Rd; N on Menzel Lake Rd to East Pioneer St; W on East Pioneer St to South Alder Ave; N on South Alder Ave to SR 92 (E Stanley St); W on SR 92 to Jordan Rd; NW on Jordan Rd, through the town of Jordan, to the City of Seattle power transmission lines; NE on the transmission lines to Jim Creek-Trafton Rd (242nd St. NE); W on Jim Creek-Trafton Rd to SR 530 at the town of Trafton and the point of beginning.

**GMU 450-CASCADE (Skagit and Snohomish counties):**

Beginning on the Glacier Peak Wilderness boundary and Jordan Creek, W of Jordan Lakes; N and E on the wilderness boundary to US Forest Service (USFS) Trail 769; N on USFS Trail 769 to USFS Rd 1590; N on USFS Rd 1590 to the USFS Rd 15 (Cascade River Rd); N on USFS Rd 15 to the North Cascades National Park boundary; E on the North Cascades National Park boundary to USFS Trail 2000 (Pacific Crest National Scenic Trail); S on USFS Trail 2000 to the Rapid River at Lake Janus; NW down the Rapid River to Meadow Creek; N up Meadow Creek to Henry M. Jackson Wilderness Area boundary; N along the Henry M. Jackson Wilderness boundary to USFS Trail 1051; S on USFS Trail 1051 to USFS Rd 6300; W on USFS Rd 6300 to USFS Trail 1050; N on USFS Trail 1050 to USFS Trail 650 at Curry Gap; E on USFS Trail 650 to the Glacier Peak Wilderness boundary west of June Mountain; N on the Glacier Peak Wilderness boundary, across the Suiattle River, to Jordan Creek and the point of beginning.

**GMU 454-ISSAQUAH (King and Snohomish counties); (does not include Vashon-Maury Island):**

Beginning at the mouth of the Snohomish River at the city of Everett; SE up the Snohomish River to the Snoqualmie River; SE up the Snoqualmie River to (~~NE Woodinville-Duvall Rd; E on NE Woodinville-Duvall Rd~~) Peoples Creek; N, E and S on Peoples Creek to State Route (SR) 203 (~~at the town of Duvall~~); S on SR 203 to SR 202 (Fall City-Snoqualmie Rd) at the town of Fall City; S on SR 202 (Fall City-Snoqualmie Rd) across the Snoqualmie River, to Preston-Fall City Rd; SW on Preston-Fall City Rd to SE 82nd St at the town of Preston; E on SE 82nd St to Interstate Hwy (I)-90; E on I-90 to SR 18; S on SR 18 to the Raging River; SE along the Raging River to Kerriston Rd; S on Kerriston Rd to the City of Seattle Cedar River Watershed boundary; W, S and E along the Cedar River Watershed boundary to the posted GMU 485 boundary encompassing the controlled access portion of the Green River Watershed; W, S and E along the posted GMU 485 boundary encompassing the controlled access portion of the Green River Watershed to USFS Rd

7110 (Weyerhaeuser (Weyco) 5200 line) near Lynn Lake; SW on USFS Rd 7110 (Weyco 5200 line) to SR 410; W on SR 410 to SR 164 at the city of Enumclaw; W on SR 164 to SR 18 at the city of Auburn; W on SR 18 to SR 99; N on SR 99 to SR 509; W on SR 509 to Redondo Way South; NW on Redondo Way South to the town of Redondo on Puget Sound; SW across East Passage to the Pierce-King County line at the point where the county line turns southeast, northwest of Dash Point; W and N along the King County line, EXCLUDING Vashon-Maury Island; to the King, Snohomish, and Kitsap counties line junction in the Puget Sound west of Point Wells; N on the Snohomish County line through Possession Sound to a point on the Snohomish County line due west of the northern tip of Gedney Island (Hat Island); E to the northern tip of Gedney Island; E from the northern tip of Gedney Island to the mouth of the Snohomish River and the point of beginning.

**GMU 460-SNOQUALMIE (King and Snohomish counties):**

Beginning at State Route (SR) 203 and SR 2 at the town of Monroe; E on SR 2 to US Forest Service (USFS) Trail 2000 (Pacific Crest National Scenic Trail) at Stevens Pass; S on the USFS Trail 2000 to the City of Seattle Cedar River Watershed; W on the Cedar River Watershed boundary to Kerriston Rd; N on Kerriston Rd to the Raging River; W and N along the Raging River to SR 18; N on SR 18 to Interstate Hwy (I)-90; W on I-90 to SE 82nd St at the town of Preston; NE on SE 82nd St to Preston-Fall City Rd; N on the Preston-Fall City Rd to SR 202 (Fall City-Snoqualmie Rd); N on SR 202 (Fall City-Snoqualmie Rd), across the Snoqualmie River, to SR 203; N on SR 203 to SR 2 at the town of Monroe and the point of beginning.

**GMU 466-STAMPEDE (King County):**

Beginning on the US Forest Service (USFS) Trail 2000 (Pacific Crest National Scenic Trail) and the east boundary of the City of Seattle Cedar River Watershed; S on the USFS Trail 2000, past Blowout Mountain, to USFS Rd 7038 at its closest point to the USFS Trail 2000 near Windy Gap north of Pyramid Peak; NW on USFS Rd 7038 to USFS Rd 7036; NW on USFS Rd 7036 to USFS Rd 7030; NW on USFS Rd 7030 to USFS Rd 7032; NW on USFS Rd 7032 to USFS Trail 1172; W on USFS Trail 1172 to the posted GMU 485 boundary encompassing the controlled access portion of the Green River Watershed; N, W and E along the posted GMU 485 boundary encompassing the controlled access portion of the Green River Watershed to the City of Seattle Cedar River Watershed boundary; N along City of Seattle Cedar River Watershed boundary to USFS Trail 2000 and the point of beginning.

**GMU 485-GREEN RIVER (King County):**

The area within the posted GMU 485 boundary encompassing the controlled access portion of the Green River Watershed; including the posted southern boundary of the City of Seattle Cedar River Watershed found between the E and W posted GMU 485 boundary lines.

**GMU 490-CEDAR RIVER (King County):**

The area within the posted boundary of the city of Seattle's Cedar River Watershed.

[Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-410-040, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-410-040, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.047, 77.12.240, and

77.32.070. WSR 13-11-078 (Order 13-94), § 232-28-334, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 11-11-013 (Order 11-86), § 232-28-334, filed 5/6/11, effective 6/6/11; WSR 03-16-087 (Order 03-175), § 232-28-334, filed 8/5/03, effective 9/5/03; WSR 03-06-110 (Order 03-23), § 232-28-334, filed 3/5/03, effective 4/5/03.]

## OTS-2858.1

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

### **WAC 220-410-050 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 (Deep River main 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 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 southern edge; E along the Mt. St. Helens crater's southern edge to the headwaters of Ape Canyon Creek; SE 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 (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 USFS Trail 211, USFS Trail 230 (Coldwater Trail) junction; NE to Minnie Peak; W to the USFS property boundary in the SE 1/4 of Section 20, T10N, R5E; W and S on) 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; E then S then W along the USFS property boundary to State Route 504 near the center of Section 35, T10N, R4E; 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 US Forest Service (USFS) property boundary near the center of Section 35, T10N, R4E; E and N on USFS property boundary to ~~((the USFS property boundary in the SE 1/4 of Section 20, T10N, R5E; E to Minnie Peak; SW to USFS Trail 211 (Lakes Trail) and USFS Trail 230 (Coldwater Trail) junction; E on USFS Trail 211 (Lakes Trail) to USFS Trail 214 (Whittier Trail); S on USFS Trail 214 to USFS Trail 1 (Boundary Trail); E on USFS Trail 1 to USFS Rd 26; N on USFS Rd 26 to USFS Rd 2612; W on USFS Rd 2612 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 and NE 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 and NE 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; N 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 and E 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 (Gumboot 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 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)) W and NW 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).

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-410-050, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-410-050, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-410-050, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-035 (Order 15-97), § 232-28-335, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.047. WSR 11-11-013 (Order 11-86), § 232-28-335, filed 5/6/11, effective 6/6/11. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240. WSR 09-09-083 (Order 09-53), § 232-28-335, filed 4/15/09, effective 5/16/09. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210. WSR 07-11-017 (Order 07-62), § 232-28-335, filed 5/3/07, effective 6/3/07. Statutory Authority: RCW 77.12.047. WSR 06-11-032 (Order 06-92), § 232-28-335, filed 5/8/06, effective 6/8/06; WSR 06-02-063 (Order 05-271), § 232-28-335, filed 1/3/06, effective 2/3/06; WSR 05-11-022 (Order 05-89), § 232-28-335, filed 5/10/05, effective 6/10/05. Statutory Authority: RCW 77.12.047 and 77.12.020. WSR 04-11-036 (Order 04-98), § 232-28-335, filed 5/12/04, effective 6/12/04. Statutory Authority: RCW 77.12.047. WSR 03-16-087 (Order 03-175), § 232-28-335, filed 8/5/03, effective 9/5/03; WSR 03-06-110 (Order 03-23), § 232-28-335, filed 3/5/03, effective 4/5/03.]

**OTS-2859.1**

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-410-060 Game management units (GMUs) boundary descriptions—Region six.**

**GMU 601-HOKO (Clallam County):**

Beginning on the Makah Indian reservation boundary and the Strait of Juan de Fuca; SE along the shore of the Strait of Juan de Fuca to the mouth of the Hoko River; S along the Hoko River to State Route (SR) 112; SE on SR 112 to the Hoko-Ozette Rd; SW on the Hoko-Ozette Rd to the Olympic National Park boundary near Ozette; N along the Olympic National Park boundary to the Makah Indian reservation boundary; E and N along the Makah Indian reservation boundary to the Strait of Juan de Fuca and the point of beginning.

**GMU 602-DICKEY (Clallam County):**

Beginning at the mouth of the Hoko River and the Strait of Juan de Fuca; SE along the shore of the Strait of Juan de Fuca to the mouth of the Clallam River; S along the Clallam River to State Route (SR) 112; S on SR 112 to SR 113 (Burnt Mountain Rd); S on SR 113 to US Hwy (US) 101 at the town of Sappho; SW on US 101 to the LaPush Rd; SW on LaPush Rd to the Olympic National Park boundary; N along the Olympic National Park boundary to Hoko-Ozette Rd; NE on Hoko-Ozette Rd to SR 112; NW on SR 112 to the Hoko River; NW on the Hoko River to its mouth on the Strait of Juan De Fuca and the point of beginning.

**GMU 603-PYSHT (Clallam County):**

Beginning at the mouth of the Clallam River on Strait of Juan de Fuca; E along the shore of the Strait of Juan de Fuca to the mouth of the Elwha River; S along the Elwha River to the Olympic National Park boundary; W along the Olympic National Park boundary to one mile west of Lake Crescent; S on the Olympic National Park boundary to US Hwy (US) 101; W on US 101 to the State Route (SR) 113 (Burnt Mountain Rd); N on SR 113 to SR 112; N on SR 112 to the Clallam River; N along the Clallam River to its mouth and the point of beginning.

**GMU 607-SOL DUC (Clallam County):**

Beginning at US Hwy (US) 101 at the town of Sappho; E on US 101 to the Olympic National Park boundary; S and W along the Olympic National Park boundary to the Bogachiel River; W along the Bogachiel River to US 101; N on US 101, through the town of Forks, to the town of Sappho and the point of beginning.

**GMU 612-GOODMAN (Jefferson and Clallam counties):**

Beginning approximately two miles east of the town of LaPush on the Olympic National Park boundary and LaPush Rd intersection; NE on LaPush Rd to US Hwy (US) 101 at the town of Forks; S on US 101, across the Hoh River, and west to Olympic National Park Boundary; N on the Olympic National Park boundary to LaPush Rd and the point of beginning.

**GMU 615-CLEARWATER (Jefferson County):**

Beginning on US Hwy (US) 101 and the Bogachiel River; E along the Bogachiel River to the Olympic National Park boundary; SE and W on the Olympic National Park boundary to the Quinault Indian reservation boundary; W on the Quinault Indian reservation boundary to the Olympic National Park boundary; N along the Olympic National Park boundary to

US 101; E, N, and W on US 101 to the Bogachiel River and the point of beginning.

**GMU 618-MATHENY (Jefferson and Grays Harbor counties):**

Beginning at the boundary junction of Olympic National Park and the Quinault Indian reservation, east of the Queets River Rd; N, E, S, and W along the Olympic National Park boundary to the park and Quinault Indian reservation boundary junction, north of Lake Quinault; NW along the Quinault Indian reservation boundary to its junction with the boundary of Olympic National Park, east of the Queets River Rd, and the point of beginning, including the Olympic National Forest land and private land one mile west of Lake Quinault and bounded by the Olympic National Park and the Quinault Indian reservation.

**GMU 621-OLYMPIC (Jefferson, Clallam, and Mason counties):**

Beginning at the Olympic National Park boundary and the Elwha River; N along the Elwha River to US Hwy (US) 101; E on US 101, through Port Angeles and Sequim, to the Chimacum Center Rd at the town of Quilcene; N on the Chimacum Center Rd to the East Quilcene Rd; E on the East Quilcene Rd to Quilcene Bay; S along the shore of Quilcene Bay to Dabob Bay; S along the shore of Dabob Bay to Hood Canal; SW along the shore of Hood Canal to Finch Creek; upstream on Finch Creek to US 101; S on US 101 to State Route (SR) 119 (Lake Cushman Rd); W on SR 119 to Standstill Dr (Power Dam Rd); W on Standstill Dr to Upper Cushman Dam and the shore of Lake Cushman; NW on the west shore of Lake Cushman to the North Fork Skokomish River; N along the North Fork Skokomish River to the Olympic National Park boundary; N and W on the Olympic National Park boundary to the Elwha River and the point of beginning.

**GMU 624-COYLE (Clallam and Jefferson counties):**

Beginning at the mouth of the Elwha River on the Strait of Juan de Fuca; N from the mouth of the Elwha River to the Clallam county line in the Strait of Juan De Fuca; NE on the Clallam county line to Clallam-San Juan county line; NE on the Clallam-San Juan county line to the Jefferson-San Juan county line; NE on the Jefferson-San Juan county line to the Jefferson-Island county line; S then SE on the Jefferson-Island county line to the Kitsap-Island county line; SE on the Kitsap-Island county line to a point due east of Point No Point; W from the Kitsap-Island county line to Point No Point; NW, S, N, and SW along the coast of the Kitsap peninsula to Cougar Spit; W from Cougar Spit to Finch Creek at the town of Hoodspport; NE along the east shore of Hood Canal to Dabob Bay; N along the shore of Dabob Bay and Quilcene Bay to East Quilcene Rd; W on East Quilcene Rd to the Chimacum Center Rd; S on Chimacum Center Rd to US Hwy (US) 101; N and W on US 101 through Sequim and Port Angeles to the Elwha River; N down the Elwha River to its mouth on the Strait of Juan de Fuca and the point of beginning.

**GMU 627-KITSAP (Kitsap, Mason, and Pierce counties):**

Beginning at the Hood Canal Bridge; E, S, N, and SE along the shore of the Kitsap peninsula to Point No Point; due E from Point No Point to Kitsap-Island county line in the Puget Sound; S along the Kitsap-Island county line to the Kitsap-Snohomish county line; S along the Kitsap-Snohomish county line to Kitsap-King county line; S along the Kitsap-King county line to the King-Pierce county line; S on the King-Pierce county line to the outlet of the Tacoma Narrows; S through the Tacoma Narrows, past Fox Island (which is included in this GMU), to Carr Inlet; NW up Carr Inlet around McNeil and Gertrude Islands (which are excluded from this GMU), to Pitt Passage; SW through Pitt Passage

and Drayton Passage to the Pierce-Thurston county line in the Nisqually Reach; NW along the Pierce-Thurston county line to the Pierce-Mason county line; NW on the Pierce-Mason county line in the Nisqually Reach to North Bay; along the east shore of North Bay to State Route (SR) 3 at the town of Allyn; N on SR 3 to the Old Belfair Hwy at the town of Belfair; N on the Old Belfair Hwy to the Bear Creek-Dewatto Rd; W on the Bear Creek-Dewatto Rd to the Dewatto Rd West; N along the Dewatto Rd to Albert Pfundt Rd; N on the Albert Pfundt Rd to Anderson Creek; E down Anderson Creek to the east shore of the Hood Canal; N from Anderson Creek along the east shore of Hood Canal to the Hood Canal bridge and the point of beginning.

**GMU 633-MASON (Mason and Kitsap counties):**

Beginning at the mouth of Anderson Creek on the eastern shore of Hood Canal; W along Anderson Creek to Albert Pfundt Rd; S on the Albert Pfundt Rd to West Dewatto Rd; S on West Dewatto Rd to Bear Creek-Dewatto Rd; E along Bear Creek-Dewatto Rd to Old Belfair Hwy; S on Old Belfair Hwy to State Route (SR) 3 at the town of Belfair; S on SR 3 to North Bay at the town of Allyn; N along the west shore of North Bay; S along the east shore of North Bay to Pierce-Mason county line at Case Inlet; SE along the Pierce-Mason county line through Case Inlet to the Mason-Thurston county line; W along the Mason-Thurston county line through Dana Passage, Squaxin Passage, and Totten Inlet to US Hwy (US) 101 at Oyster Bay; N on US 101 to Finch Creek at the town of Hoodsport; E from Finch Creek across Hood Canal to Cougar Spit on the east shore of the Hood Canal; N from Cougar Spit along the east shore of Hood Canal to the mouth of Anderson Creek and the point of beginning.

**GMU 636-SKOKOMISH (Grays Harbor and Mason counties):**

Beginning on the Olympic National Park boundary and the North Fork of the Skokomish River; S along the North Fork Skokomish River to Lake Cushman; SE along the west shore of Lake Cushman to Standstill Dr (Power Dam Rd) at the Upper Cushman Dam; E on the Standstill Dr to State Route (SR) 119 (Lake Cushman Rd); SE on SR 119 to US Hwy (US) 101 at the town of Hoodsport; S on US 101 to the Shelton-Matlock Rd at the town of Shelton; W on the Shelton-Matlock Rd to the Matlock-Brady Rd; S on the Matlock-Brady Rd to Deckerville Rd south of the town of Matlock; W on Deckerville Rd to Boundary Rd (Middle Satsop Rd); W and S on Boundary Rd to Kelly Rd; N on Kelly Rd to US Forest Service (USFS) Rd 2368 (Simpson Timber 500 line); N on USFS Rd 2368 to USFS Rd 2260 (Simpson Timber 600 line); W on USFS Rd 2260 to USFS Rd 22 (Wynoochee Rd); NW and W on USFS Rd 22 to USFS Rd 2294, 1/4 mile east of Big Creek; NW on USFS Rd 2294, which parallels Big Creek, to junction with USFS Rd 2281; W on USFS Rd 2281, to the watershed divide between the Humptulips River watershed and the Wynoochee River watershed; N on the ridge between the Humptulips River watershed and Wynoochee River watershed to Olympic National Park boundary; E along the Olympic National Park boundary to the north fork of the Skokomish River and the point of beginning.

**GMU 638-QUINAULT RIDGE (Grays Harbor and Jefferson counties):**

Beginning on the Olympic National Park boundary and the Quinault Indian reservation boundary at the northwest corner of Lake Quinault; NE along the west shore of Lake Quinault to the Quinault River; NE on the Olympic National Park boundary, which is along the Quinault River, to the Olympic National Park boundary west of Bunch Creek; S and NE on the Olympic National Park boundary to the ridge between the Wynoochee River watershed and Humptulips River watershed; S along the ridge be-

tween the Humptulips River watershed and the Wynoochee River watershed to its intersection with US Forest Service (USFS) Rd 2281; E along USFS Rd 2281 to USFS Rd 2294; SE on USFS Rd 2294, paralleling Big Creek, to USFS Rd 22 (Donkey Creek Rd); W on the USFS Rd 22 to US Hwy (US) 101; N on US 101 to the Quinault Indian reservation boundary; NE on the reservation boundary to Lake Quinault; NW along the south shore of Lake Quinault to the Olympic National Park boundary and the point of beginning.

**GMU 642-COPALIS (Grays Harbor County):**

Beginning at the Quinault Indian reservation and US Hwy (US) 101 south of Lake Quinault; S on US 101 to the Hoquiam River in the city of Hoquiam; S along the Hoquiam River to the north shore of Grays Harbor; W along the north shore of Grays Harbor to the Pacific Ocean; N along the shore of the Pacific Ocean to the Quinault Indian reservation boundary; E and NE along the Quinault Indian reservation to US 101 south of Lake Quinault and the point of beginning.

**GMU 648-WYNOOCHEE (Grays Harbor County):**

Beginning at the junction of US Hwy (US) 101 and the US Forest Service (USFS) Rd 22 (Donkey Creek Rd); NE along the USFS Rd 22 (Donkey Creek Rd) to its junction with the Donkey Creek-Grisdale Rd; E on USFS Rd 22 (Donkey Creek-Grisdale Rd) to Camp Grisdale (south of Wynoochee Lake); S along USFS Rd 22 (Wynoochee Rd) to USFS Rd 2260 (Simpson Timber 600 line); E on USFS Rd 2260 to USFS Rd 2368 (Simpson Timber 500 line); S on USFS Rd 2368 to Kelly Rd; S on Kelly Rd to Boundary Rd (Middle Satsop Rd); S on Boundary Rd to Cougar Smith Rd; W on Cougar Smith Rd to the west fork of the Satsop River; S down the west fork Satsop River to the Satsop River; S down the Satsop River to US 12; W along US 12 to its junction with US 101 in the town of Aberdeen; SE along US 101 to the north shore of the Chehalis River; W along the north shore of the Chehalis River to the north shore of Grays Harbor; W along the north shore of Grays Harbor to the mouth of the Hoquiam River; N up the Hoquiam River to US 101; W and N along US 101 to its junction with the USFS Rd 22 (Donkey Creek Rd) and the point of beginning. INCLUDES Rennie Island.

**GMU 651-SATSOP (Grays Harbor, Mason, and Thurston counties):**

Beginning at the US Hwy (US) 12 bridge on the Satsop River; N up the Satsop River to its junction with the west fork of the Satsop River; N up the west fork of the Satsop River to Cougar Smith Rd; E on Cougar Smith Rd to Boundary Rd (Middle Satsop Rd); N and E on Boundary Rd to Deckerville Rd; E on Deckerville Rd to Matlock-Brady Rd; N on Matlock-Brady Rd to the town of Matlock; E on Shelton-Matlock Rd to its junction with US 101 west of the town of Shelton; S on US 101 to its junction with State Route (SR) 8; W on SR 8 to its junction with US 12; W along US 12 to bridge over the Satsop River and the point of beginning.

**GMU 652-PUYALLUP (Pierce and King counties); (does not include Anderson Island):**

Beginning at Redondo Junction on the shore of Puget Sound and Redondo Way S; SE on Redondo Way S to State Route (SR) 509; E on SR 509 to Pacific Hwy S (Old Hwy 99); S on Pacific Hwy S to SR 18 at the city of Auburn; E on SR 18 to SR 164; SE on SR 164 to SR 410 (Chinook Pass Hwy) at the town of Enumclaw; E on SR 410 to the second set of power transmission lines near the Mud Mountain Dam Rd; SW on the power transmission lines to the White River; NW along the White River to SR 410; S on SR 410 to SR 165; S on SR 165 to the first intersection with

a power transmission line at T19N, R06E, Sec 21; SW on this power transmission line to Orville Rd E at the Puyallup River; S on Orville Rd E to SR 161; S on SR 161 to the Mashel River; down the Mashel River to the Nisqually River (Pierce-Thurston county line); NW along the Nisqually River, along the Pierce-Thurston county line, to the Nisqually Reach in the Puget Sound; NW along the Thurston-Pierce county line in the Nisqually Reach to a point on the Thurston-Pierce county line southeast of Drayton Passage Channel; NE through Drayton Passage and Pitt Passage to Carr Inlet; E and S around McNeil Island to a point southwest of the Tacoma Narrows (including McNeil, Gertrude, and Ketron Islands); NE through the Tacoma Narrows to a point on the Pierce-King county line northeast of the main channel of the Tacoma Narrows; E on the Pierce-King county line to the point where the county line turns southeast, northwest of Dash Point; E to Redondo Junction on the eastern shore of the Puget Sound and the point of beginning.

**GMU 653-WHITE RIVER (King and Pierce counties):**

Beginning at the lookout station at US Forest Service (USFS) Rd 7110 (Grass Mountain mainline) and the posted GMU 485 boundary encompassing the controlled access portion of the Green River Watershed; E on the posted GMU 485 boundary encompassing the controlled access portion of the Green River Watershed to USFS Rd 7032; E along USFS Rd 7032 to USFS Rd 7030; SE along USFS Rd 7030 to USFS Rd 7036; SE along USFS Rd 7036 to USFS Rd 7038; SE on USFS Rd 7038 to USFS Trail 2000 (Pacific Crest National Scenic Trail) at its closest point to USFS Rd 7038 near Windy Gap north of Pyramid Peak; S on the USFS Trail 2000 to Pierce-Yakima County Line (Cascades Crest) in T17N, R10E, Sec 35; S on the county line to the Mt. Rainier National Park boundary in T17 R, R10E, Sec 35; S on the park boundary to Chinook Pass; N and W on the Mt. Rainier National Park boundary to the Carbon River; NW down the Carbon River to the power transmission line at T19N, R06E, Sec 21; NE along the power transmission line to SR 165; NE on SR 165 to SR 410; NE on SR 410 to the White River; SE along the White River to the power transmission lines on the north side of the White River near Mud Mountain Dam Rd; NE on the power transmission lines to State Route (SR) 410; E on SR 410 to USFS Rd 7110; N on USFS Rd 7110 to the posted GMU 485 boundary encompassing the controlled access portion of the Green River Watershed and the point of beginning.

**GMU 654-MASHEL (Pierce County):**

Beginning at the power transmission line at the Puyallup River Bridge on Orville Rd E; NE on the power line to the Carbon River; SE along the Carbon River to the west boundary of Mt. Rainier National Park; S on the Mt. Rainier National Park boundary to the Nisqually River; W down the Nisqually River to the mouth of the Mashel River; N up the Mashel River to the State Route (SR) 161 bridge (Eatonville-LaGrande Rd); N on SR 161 through Eatonville to Orville Rd E; N on Orville Rd E to the Puyallup River bridge and the point of beginning.

**GMU 655-ANDERSON (Pierce County):**

Includes all of Anderson Island.

**GMU 658-NORTH RIVER (Grays Harbor and Pacific counties):**

Beginning at the Pacific Ocean and the south shore of Grays Harbor at the Westport Jetty; E along the south shore of Grays Harbor to the mouth of the Chehalis River at the town of Aberdeen; E up the Chehalis River to the US Hwy (US) 101 bridge; S on US 101 to the Willapa River at the town of Raymond; W down the Willapa River to Willapa Bay; W



along the north shore of Willapa Bay to the Pacific Ocean; N along the Pacific Coast to the south shore of Grays Harbor at the Westport Jetty and the point of beginning.

**GMU 660-MINOT PEAK (Grays Harbor and Pacific counties):**

Beginning at the intersection of US Hwy (US) 12 and US 101 at the town of Aberdeen; E and S on US 12 to N State St at the town of Oakville; S on N State St to South Bank Rd; W on South Bank Rd to Garrard Creek Rd; SW on Garrard Creek Rd to Oakville-Brooklyn Rd; W on Oakville-Brooklyn Rd to North River Valley Rd; W on North River Valley Rd to Smith Creek Rd; W on Smith Creek Rd to US 101; N on US 101 to US 12 at the town of Aberdeen and the point of beginning.

**GMU 663-CAPITOL PEAK (Grays Harbor and Thurston counties):**

Beginning at US Hwy (US) 12 and State Route (SR) 8 at the town of Elma; E on SR 8 to US 101; E on US 101 to Delphi Rd SW; S on Delphi Road SW to 110th Ave SW; E on 110th Ave SW to Littlerock Rd; S on Littlerock Rd to US 12; NW on US 12 to SR 8 at the town of Elma and the point of beginning.

**GMU 666-DESCHUTES (Thurston County):**

Beginning on US Hwy (US) 101 at the Mason-Thurston county line southeast of Oyster Bay; NE on the Mason-Thurston county line, through Toten Inlet, Squaxin Passage and Dana Passage, to the Pierce-Thurston county line in the Nisqually Reach; SE through the Nisqually Reach along the Pierce-Thurston county line to the mouth of the Nisqually River; SE on the Nisqually River to State Route (SR) 507; SW on SR 507 to Old Hwy 99 SE at the town of Tenino; SW on Old Hwy 99 SE to SR 12 at Interstate Hwy-5; W on SR 12 to Littlerock Rd; N on the Littlerock Rd to 110th Ave SW; W on 110th Ave SW to Delphi Rd SW; N on Delphi Rd SW to US 101; NW on US 101 to the Mason-Thurston county line southeast of Oyster Bay and the point of beginning.

**GMU 667-SKOOKUMCHUCK (Thurston and Lewis counties):**

Beginning at the State Route (SR) 507 bridge on the Nisqually River; SE up the Nisqually River (Pierce-Thurston county line) to SR 7 bridge at the town of Elbe on Alder Lake; S on SR 7 to Main St at the town of Morton; S on Main St to SR 508; W on SR 508 to the Centralia-Alpha Rd; W and N on the 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 Interstate Hwy (I)-5; N on I-5 to Old Hwy 99 SE; NE on Old Hwy 99 SE to SR 507; NE on SR 507 to the Nisqually River bridge and the point of beginning.

**GMU 672-FALL RIVER (Pacific, Lewis, and Grays Harbor counties):**

Beginning at the intersection of US Hwy (US) 101 and State Route (SR) 6 at the town of Raymond; N on US 101 to Smith Creek Rd; NE on Smith Creek Rd to North River Valley Rd; E on North River Valley Rd to Oakville-Brooklyn Rd; E on the Oakville-Brooklyn Rd to Garrard Creek Rd; S on Garrard Creek Rd to Weyerhaeuser (Weyco) C line at mile post 5; W on the Weyco C line to Weyco 723 line; S on the Weyco 723 line to Weyco 720 line; W on the Weyco 720 line to Weyco 7800 F line; S on Weyco 7800 F line to Weyco 7800 line; S and SE on Weyco 7800 line to Weyco 7000 line; SW on Weyco 7000 line to Weyco 7050 line; S on Weyco 7050 line to Weyco 7400 line; S and E on Weyco 7400 line to Weyco 7000 line; E on Weyco 7000 line to Elk Creek Rd; E on Elk Creek Rd to Stevens Rd at the town of Doty; E on Stevens Rd to SR 6; S, W and NW on SR 6 to US 101 at the town of Raymond and the point of beginning.

**GMU 673-WILLIAMS CREEK (Pacific County):**

Beginning at US Hwy (US) 101 bridge crossing the Willapa River at the town of Raymond; S on US 101 to State Route (SR) 6; SE on SR 6 to the Trap Creek A line; S and W on the Trap Creek A line to power transmission lines; S and SW on the power transmission lines to Weyerhaeuser (Weyco) 5800 line (Section 22, T11N, R8W); SW along the Weyco 5800 line to Weyco 5000 line (Deep River main line); SW on the Weyco 5000 line to the Salmon Creek Rd; SW along the Salmon Creek Rd to SR 4; W on SR 4 to US 101 at Johnson's Landing; W on US 101 to the Naselle River bridge; W down the Naselle River to Willapa Bay; N along the east shore of Willapa Bay to the Willapa River; SE and NE up the Willapa River to the US 101 bridge and the point of beginning.

**GMU 681-BEAR RIVER (Pacific and Wahkiakum counties):**

Beginning at the US Hwy (US) 101 bridge at the Naselle River; E on US 101 to State Route (SR) 4; SE on SR 4 to Deep River bridge; S down the Deep River to the Columbia River; W along the shore of the Columbia River to the mouth of the Wallacut River (including all islands in the Columbia both north of the Washington-Oregon state line and between the Deep River and the Wallacut River); N up the Wallacut River to US 101; NW on US 101 to alternate US 101, north of the Ilwaco Airport; N on alternate US 101 to US 101; E and NE on US 101 to Bear River; N down Bear River to Willapa Bay; N along the eastern shore of Willapa Bay to the mouth of the Naselle River; SE up the Naselle River to the US 101 bridge and the point of beginning.

**GMU 684-LONG BEACH (Pacific County):**

Beginning at the mouth of Bear River on Willapa Bay; S up Bear River to US Hwy (US) 101; W and SW on US 101 to alternate US 101, north of the Ilwaco Airport; S on alternate US 101 to US 101; W on US 101 to the Wallacut River; S along the Wallacut River to the Columbia River; W down the Columbia River to its mouth on the Pacific Ocean (including all islands in the Columbia River both north of the Washington-Oregon state line and between the Wallacut River and the mouth of the Columbia River); N, E, S, and E along the shoreline of the Long Beach peninsula to Bear River and the point of beginning.

**GMU 699-LONG ISLAND (Pacific County):**

Includes all of Long Island.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-410-060, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-410-060, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-410-060, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 13-11-078 (Order 13-94), § 232-28-336, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 11-11-013 (Order 11-86), § 232-28-336, filed 5/6/11, effective 6/6/11. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240. WSR 09-09-083 (Order 09-53), § 232-28-336, filed 4/15/09, effective 5/16/09. Statutory Authority: RCW 77.12.047. WSR 06-02-063 (Order 05-271), § 232-28-336, filed 1/3/06, effective 2/3/06; WSR 03-06-110 (Order 03-23), § 232-28-336, filed 3/5/03, effective 4/5/03.]

## OTS-2888.1

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-411-140 Lake Terrell Game Reserve (Whatcom County).** 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 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))~~ W1/2 of W1/2 of NE1/4 NE1/4; ~~((and))~~ the E1/2 of the SW1/4 SW1/4; and the W1/2 of the SE1/4 of the SW1/4 except the south 350 feet in Section 16, Twp. 39 north, Range 1 east.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-411-140, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-034 (Order 15-96), § 232-16-420, filed 4/28/15, effective 5/29/15; Temporary Regulation 274, filed 10/6/67; Temporary Regulation 244, filed 9/3/65; Temporary Regulation 213, filed 11/9/62; Temporary Regulation 212, filed 10/3/62; Resolution No. 62, filed 3/1/60.]

## OTS-2889.1

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-411-210 Stratford Game Reserve.** Stratford Game Reserve shall include the following described lands in Grant County: In Twp. 22N, R 28 EWM; Sec. 1 north of the Great Northern Railroad right of way; Sec. 2 north of the Great Northern Railroad right of way and State Highway No. 28; and that part of Section 3 lying north of the main canal and east of a line running north and south located 100 yards west of the Washington water power transmission line ~~((+))~~;

In Twp. 23N, R. 28 EWM; all of Sections 11, 13, 14 ~~((+))~~, 24, and 25 ~~((+))~~; the south half of Sections 12, 10 and 9 except the north 300 feet of the S.1/2 of 9 and 10; Section 35 except that part ~~((east))~~ west of north-south lying gravel road and south of cultivated lands; Sec. 36 EXCEPT the east 500 feet; and those parts of Section 15, lying east of a line running north and south located 100 yards west of the Washington water power transmission line and also those portions of the north half of Sections 15 and 16 lying north of the cultivated lands; and in addition the north 500 feet of the NW 1/4 of SW 1/4 of Sec. 19, Twp. 23N, R. 29 EWM.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-411-210, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.040. WSR 81-18-025 (Order 169), § 232-16-400, filed 8/26/81; Order 105, § 232-16-400, filed 9/7/77; Order 9, § 232-16-400, filed

9/25/70; Order 3, § 232-16-400, filed 4/20/70; Order, filed 7/29/64; Resolution No. 156 (part), filed 3/21/60.]

**Reviser's note:** RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules, and deems ineffectual changes not filed by the agency in this manner. The bracketed material in the above section does not appear to conform to the statutory requirement.

**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.

## OTS-2860.1

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

### **WAC 220-412-070 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) THREE-DEER AUCTION 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

## (5) 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 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) EASTSIDE ELK AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Eastern Washington EXCEPT GMU 157 and those GMUs closed to elk hunting, and those GMUs not opened to 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

## (7) CALIFORNIA BIGHORN SHEEP AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: 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 website no later than January 1.

(c) Weapon: Any legal weapon.

(d) Bag limit: One California bighorn ram.

(e) Number of permit hunters selected: 1

## (8) MOOSE AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: Any open moose unit, and hunt areas identified by the department before December 1 for the following year, and posted on the department's website no later than January 1.

(c) Weapon: Any legal weapon.

(d) Bag limit: One bull moose (~~of either sex~~).

(e) Number of permit hunters selected: 1

## (9) MOUNTAIN GOAT AUCTION PERMIT

(a) Season dates: September 1 - December 31

(b) Hunt Area: 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 website 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**

## (10) 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

## (11) 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
- (12) 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
- (13) 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 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) EASTSIDE ELK RAFFLE PERMIT
- (a) Season dates: September 1 - December 31
- (b) Hunt Area: Eastern Washington EXCEPT GMU 157 and those GMUs closed to elk hunting, and those GMUs not opened to 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
- (15) CALIFORNIA BIGHORN SHEEP RAFFLE PERMIT
- (a) Season dates: September 1 - December 31
- (b) Hunt Area: 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 website 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
- (16) MOOSE RAFFLE PERMIT
- (a) Season dates: September 1 - December 31
- (b) Hunt Area: (~~GMUs 101 through 121, 204.~~) Any open moose unit, and hunt areas identified by the department before December 1 for the following year, and posted on the department's website no later than January 1.
- (c) Weapon: Any legal weapon.
- (d) Bag limit: One bull moose (~~(of either sex)~~).
- (e) Number of permit hunters selected: 2
- (17) MOUNTAIN GOAT RAFFLE PERMIT
- (a) Season dates: September 1 - December 31
- (b) Hunt Area: 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 fol-

lowing year, and will be posted on the department's website 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

(18) 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

(19) ROCKY MOUNTAIN BIGHORN SHEEP RAFFLE PERMIT

(a) Bag limit: One Rocky Mountain bighorn ram.

(b) Hunt Area: GMUs 113, 172, 186, 181 (south of the line made by starting at Montgomery Ridge Road and Highway 129 to the Sherry Grade Road to the Couse Creek Road to the Snake River).

(c) Season dates: September 1 - December 31

(d) Weapon: Any legal weapon.

(e) Number of permit hunters selected: 1

(20) 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

(21) 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 or 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.

(iv) 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

(22) 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 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, 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 website no later than January 1.

(c) Season dates: September 1 - December 31

(d) Weapon: Any legal weapon.

(e) Number of permit hunters selected: 1

(23) 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

(24) 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, 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 website no later than January 1.

(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

(25) 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 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) EASTERN WASHINGTON ELK INCENTIVE PERMITS

(a) Hunt Area: Eastern Washington EXCEPT GMU 157 and those GMUs closed to elk hunting or closed to 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

(27) 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

(28) 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 220-412-060.

(29) 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 220-412-040.

(30) 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 220-413-100.

(31) 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:

(32) 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.

(33) The permittee may be accompanied by others; however, only the permittee is allowed to carry a legal weapon or harvest an animal.

(34) Any attempt by members of the permittee's party to herd or drive wildlife is prohibited.

(35) If requested by the department, the permittee is required to direct department officials to the site of the kill.

(36) The permit is valid during the hunting season dates for the year issued.

(37) The permittee will present the head and carcass of the big-horn sheep killed to any department office within ten days of date of kill.

(38) The permittee must abide by all local, state, and federal regulations including firearm restriction areas and area closures.

(39) 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.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-412-070, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-412-070, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-412-070, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.12.240, 77.04.055, 77.12.047, 77.12.150, 77.32.090, and 77.32.530. WSR 17-17-088, § 220-412-070, filed 8/17/17, effective 9/17/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-412-070, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-28-283, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-048 (Order 15-101), § 232-28-283, filed 4/29/15, effective 5/30/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-283, filed 4/25/14, effective 5/26/14. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.32.530. WSR 12-22-045 (Order 12-257), § 232-28-283, filed 11/2/12, effective 12/3/12. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, and 77.12.240. WSR 10-03-041 (Order 10-10), § 232-28-283, filed 1/13/10, effective 2/13/10.]

**OTS-2861.1**

AMENDATORY SECTION (Amending WSR 18-11-061, filed 5/11/18, effective 6/11/18)

**WAC 220-412-080 Special hunting season permits.** The commission may establish special hunting seasons and may set the conditions for each category and hunt.

(1) Deer, elk, cougar, or black bear special hunting season permit applications:

(a) To apply for special hunting season permits for all categories of deer, elk, cougar, or black bear, applicants must have a valid Washington big game hunting license and a valid transport tag for the appropriate species. To apply for a particular hunt, each applicant for deer or elk must have the proper transport tag as identified in the special deer or elk permit regulations.

(b) Multiple season deer and elk permit applications may be purchased without additional licenses or tags. Persons who are successfully drawn must purchase a multiple season permit for deer or elk and may also apply for archery, muzzleloader, or modern firearm special hunting season permits for the species drawn.

(2) Mountain goat, moose, and bighorn sheep special hunting season permit applications:

(a) Persons who have previously harvested a mountain goat, bighorn sheep ram, an antlered bull moose taken under an "any antlered bull moose" permit, or any moose (whether antlered or not) taken under an "any moose" permit in Washington are ineligible for a special hunting season permit for that category. This lifetime harvest restriction does not apply to mountain goat conflict reduction hunts, individuals who harvested a mountain goat before 1999, raffle or auction hunt authorizations, ewe-only bighorn sheep hunts, or antlerless-only moose hunts.

(b) Applicants for all mountain goat, moose, and/or bighorn sheep special hunting season permits must have either successfully completed hunter education prior to submitting an application, or have a birth date prior to January 1, 1972.

(c) Successful applicants under this section must purchase the appropriate hunting license by the deadline established by the department (a minimum of 15 days). Failure to purchase forfeits the permit to an alternate applicant.

(3) Wild turkey special hunting season permit applications:

(a) To apply for wild turkey special hunting season permits, each applicant must have a valid small game hunting license.

(b) Fall wild turkey special hunting season permit holders must have a valid turkey transport tag in possession to hunt turkeys in fall special hunting seasons.

(4) Special hunting season permit applications:

(a) Maximum group sizes are determined for each category. If a group application is drawn, all hunters in the group will receive a special hunting season permit and each hunter in the group can take an animal. If the number of permits available in a hunt category is less than the maximum group size, then the maximum group size is equal to the number of permits.

(i) Maximum group size for deer categories is 8.

(ii) Maximum group size for elk categories is 8.

(iii) Maximum group size for bear categories is 2.

(iv) Maximum group size for cougar categories is 2.

(v) Maximum group size for mountain goat categories is 2.

(vi) Maximum group size for bighorn sheep categories is 2.

(vii) Maximum group size for fall turkey categories is 4.

(viii) Maximum group size for moose categories is 2.

(ix) Maximum group size for multiple season deer is 2.

(x) Maximum group size for multiple season elk is 2.

(b) An applicant may purchase only one application for a special hunting season permit for each category.

(c) Permit applications will allow four choices for all categories except the quality category for deer and elk will allow two choices.

(d) Permits will be drawn by computer selection using a weighted point selection system.

(i) Applicants will receive one point for each application category purchased.

(ii) Once drawn for a permit, the applicant's points will be reduced to zero in that category. Applicants who are drawn for a damage hunt administered by a WDFW designated hunt coordinator and not given a chance to participate shall get their points restored. Those that decline to participate for any reason are not eligible for point restoration.

(iii) An applicant's accumulated point totals, immediately prior to sales of the 2010 permit applications, will be replicated across all categories for that species. The point replication will only occur in 2010, during the transition from single species categories to multiple categories of the same species. Applicants for any new category added in the future will begin with the point awarded at the time of the initial application purchase.

(iv) Applicants for the "any antlered bull moose" category (established in 2018) will be credited with any points previously accumulated under the "any moose" category.

(e) Incomplete, ineligible, or inaccurate applications will not be accepted or entered into the drawing.

(f) Permits will be voided if the applicant is found to be ineligible or to have provided an application based on inaccurate information.

(g) The purchase of an application will result in one accrued point for the category purchased.

(h) If ~~((an))~~ for any reason a successful applicant ((makes a mistake, applies for the wrong hunt, and is successfully drawn, the special hunting season permit can be returned)) chooses not to participate in the hunt, they are eligible for point restoration. The successful applicant seeking point restoration must return the special hunting season permit to the department of fish and wildlife Olympia headquarters two weeks before the opening day of the special hunting season so it can be reissued. The applicant's points will be restored to the level prior to the permit drawing.

(i) Anyone may apply for a special hunting season permit for deer, elk, bear, cougar, and wild turkey.

(5) In addition to requirements for special hunting season permit applications, following are application requirements for:

(a) Special hunting seasons for persons of disability: Only applicants with a Washington disabled hunter permit are eligible to apply for any special hunting season permits for persons of disability.

(b) Special hunting seasons for youth: Only persons who are eligible to lawfully purchase a youth special hunt application are eligible to apply for special hunting season permits for youth.

(c) Special hunting seasons for hunters age 65 and older: Only applicants sixty-five years of age or older on or before March 31 of

the current license year will be eligible to apply for special hunting season permits for hunters age 65 and older.

(d) Special hunting seasons for master hunter program graduates: Only persons who hold a valid certificate from the Washington department of fish and wildlife's master hunter program are eligible to apply for special hunting season permits for master hunters.

(6) Citizen reward for reporting violations - Bonus points: A person who provides information which contributes substantially to the arrest of another person for illegally hunting or killing big game or an endangered species as defined by Title 77 RCW is eligible to receive ten bonus points toward the special hunting permit drawing for one application category of deer or elk special hunting season permits.

(a) Only ten bonus points can be awarded for providing information for each person charged regardless of the number of violations involved.

(b) Selection of bonus points is in lieu of application for a cash award.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-412-080, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-412-080, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240, 77.32.070, 77.32.530. WSR 10-10-061 (Order 10-94), § 232-28-291, filed 4/30/10, effective 5/31/10. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.240. WSR 09-09-083 (Order 09-53), § 232-28-291, filed 4/15/09, effective 5/16/09. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210. WSR 08-09-090 (Order 08-78), § 232-28-291, filed 4/18/08, effective 5/19/08. Statutory Authority: RCW 77.12.047. WSR 06-11-032 (Order 06-92), § 232-28-291, filed 5/8/06, effective 6/8/06; WSR 05-02-046 (Order 04-327), § 232-28-291, filed 1/3/05, effective 2/3/05; WSR 03-16-087 (Order 03-175), § 232-28-291, filed 8/5/03, effective 9/5/03; WSR 03-13-047 (Order 03-129), § 232-28-291, filed 6/12/03, effective 7/13/03; WSR 03-02-005 (Order 02-301), § 232-28-291, filed 12/20/02, effective 1/20/03. Statutory Authority: RCW 77.12.040, 77.12.020, 77.32.070, 77.32.530. WSR 01-10-048 (Order 01-69), § 232-28-291, filed 4/26/01, effective 5/27/01.]

## OTS-2862.2

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-412-100 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 to participate in a landowner (~~(hunter)~~) hunting permit (LHP) hunt without a landowner LHP permit from the landowner **or** a public LHP permit from the department for the species covered under the landowner's contract and possess an unfilled tag for said species. A violation of this section is punishable under RCW 77.15.410.

(3) **Acceptance Guidelines**

(a) LHP contracts must provide one or both of the hunting opportunities listed below for the public via landowner permits and public permits:

- Hunting opportunity that otherwise would not exist.
- Hunting opportunity that helps resolve chronic crop damage problems that have been documented by WDFW.

(b) WDFW (~~(will)~~) may deny LHP applications that do not provide substantial public access benefit beyond the allotted WDFW public permit opportunity.

- For the purposes of this program, "substantial public benefit" will be defined as access for the general public to the property outside of the designated LHP permit season, for any of the following activities: General season or special permit hunting access for deer, elk, bear, cougar, sheep, goat, moose, upland game birds, turkey, waterfowl, dove or other nonhunting activities such as wildlife viewing or fishing. At a minimum, the LHP property (~~(must)~~) should attempt to allow access for at least two types of recreational opportunity outside of the designated LHP permit seasons for deer and elk. Each LHP agreement must demonstrate a substantial public benefit to the citizens of the state and the wildlife resources of the area. For further information regarding public benefit, please refer to the standard operating procedure.

(c) Lands in a single LHP must have a minimum huntable acreage of 1,000 acres.

- Lands that are contiguous can span GMU boundaries.
- Lands that are not contiguous have to reside within the same GMU.

(d) Only 2 LHP contracts will be active at the same time in each WDFW district (Appendix B). If an LHP crosses district boundaries, the LHP will be considered to be in the district containing the majority of the land and/or hunting opportunity.

(e) WDFW will prioritize LHP applications that score the highest using the scoring matrix (Criteria - Appendix D in the standard operating procedure). In addition to LHP hunts, "no-fee" general public access opportunity is (~~(required)~~) strongly encouraged (e.g., general deer, elk, turkey, upland hunting, or other opportunities as stated in (b) of this subsection). Special accommodations for hunters with disabilities, youth, seniors, and designated master hunters are also strongly encouraged, as well as "no-fee" access for special permit holders (e.g., elk, bear, moose and bighorn sheep).

(f) To ensure predictability for landowners, hunters, and WDFW, all landowners who enter into an LHP contract in April are required to abide by the conditions of the LHP contract for the term of the contract. Any changes in property ownership, total acreage or management practices on the land(s) enrolled in the LHP will require an amendment to the contract. WDFW reserves the right to alter conditions to the contract if an amendment is required. It is the responsibility of the landowner to inform the proper WDFW regional staff of any changes. Not providing accurate information may result in the termination of the contract.

(g) Landowners may only be involved in one LHP statewide.

(4) **Program Guidelines**

(a) Policy C-6002 divides hunting on LHP cooperator lands into public and landowner permit opportunities. Public opportunity is defined as permits that are drawn through the WDFW permit drawing system or are drawn through a public raffle. Landowner opportunity is defined as those permits allocated to and distributed by the LHP cooperator(s).

(b) No LHP permits for elk will be issued in those GMUs where branch-antlered bull elk hunting is by quality or bull elk special permits only.

(c) No LHP permits for deer will be issued in those GMUs where antlered deer hunting is by quality or buck deer special permits only.

(d) Landowners may sell access associated with landowner LHP permits, but then (~~must~~) may be required to waive the right to claims for wildlife damage. Selling access may also affect landowner liability as described in RCW 4.24.200 and 4.24.210. It is the responsibility of the landowner to ensure they are protected against liability claims.

(e) WDFW will draw permits for public hunting opportunity through the licensing permit drawing system or through a public raffle. Public raffles must be conducted according to state laws and regulations including, but not limited to, WAC 220-412-050 and as outlined in the commission policy C-6002.

(f) Access to LHP property and associated hunting will be free of charge for individuals who draw a public LHP permit. Hunting opportunity (i.e., location, length of time, season of the hunt and hunting area) must be equivalent for public permit holders and landowner permit holders. Landowners not meeting this requirement will have their LHP contract voided. Landowners in an LHP may be required to provide evidence verifying equitability between both the public and landowner permits.

(g) Lands in an LHP contract will be identified on the WDFW website, along with other private and public hunting lands. The cooperator or WDFW may create additional detailed maps to better inform the public. Any additional maps or materials may also be posted on the WDFW website.

(h) LHP boundaries will be posted with WDFW approved signs in accordance with boundary posting requirements section of the standard operating procedure.

(i) LHP properties may not have fences that alter or prevent the natural movement of wildlife.

(j) All LHP permits are only valid within the identified LHP property boundaries. Any wildlife harvested outside the boundaries of the LHP using an LHP permit will be considered a "closed season" violation. LHP permits are not valid on private or public in-holdings that are not included in the LHP contract.

(k) Any cost to implement the program, other than costs typically covered by WDFW (e.g., WDFW staff time and LHP signage), will be the responsibility of the landowner.

(l) Damage prevention permits authorized under WAC 220-440-060 will be issued to LHP cooperators only if WDFW deems it necessary to control damage.

(m) All LHP contracts will be tied to the three-year season setting cycle.

(n) LHP permits will be allocated annually. WDFW regional staff will provide permit recommendations to the private lands section manager by ~~((mid-November))~~ November of each year.

(o) A cooperator who does not comply with their LHP contract may have their contract voided by the department. If their contract is voided, they will not be able to reapply until the next application cycle and forfeit any remaining permits to WDFW. If a contract is voided, the LHP property may be enrolled in another WDFW access program without having to wait until the next LHP application cycle.

(p) WDFW at its discretion may deny any LHP application for biological or social reasons.

(q) LHPs shall not be authorized in areas where other access opportunities may be jeopardized.

(r) Due to the limited availability of habitat funding, LHP properties will not be prioritized for any funding available to the private lands access program for the purposes of habitat enhancement, restoration or other habitat related activities. This does not include federal programs, where WDFW staff provide technical assistance.

Annual reports (Appendix C) will be required for all LHP properties. The annual report form will be mailed to the landowners with their LHP permits each year. Reports are due back to the private lands section manager no later than May 1st of the following year. Failing to mail/send completed ~~((harvest))~~ annual reports may result in a delay in issuing permits the following hunting season. Chronic failure to submit reports will lead to voiding of the LHP contract.

(5) (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 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 for the landowner portion of LHP permits:**

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 public 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 must be scheduled in advance by calling 509-345-2577.



(ii) **Deer Seasons for the public portion of the LHP permits:**

Hunt Name	Permit Number	Permit Season	Special Restrictions	Boundary Description
Buckrun	10	Sept. 1 - Dec. 31	Antlerless	Buckrun

(6) (a) **Silver Dollar Association**

The Silver Dollar Association is located in Yakima and Benton counties, on the western edge of the Hanford Reservation.

(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 for the landowner portion of the LHP permits:**

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 public hunting permits**

(i) Hunters must apply to the department for the Silver Dollar Association's special hunting permits.

(ii) **Elk Seasons for the public portion of the LHP permits:**

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

(7) (a) **Blackrock Ranches**

Blackrock Ranches is located in Yakima County west of the Hanford Reservation.

(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 for the landowner portion of the LHP permits:**

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Blackrock Ranches	((6)) 8	Aug. 1 - March 31	Any Elk	Blackrock Ranches
Blackrock Ranches	2	Aug. 1 - March 31	Antlerless	Blackrock Ranches

(c) **Blackrock Ranches public hunting permits**

(i) Hunters must apply to the department for Blackrock Ranches' special hunting permits. To apply, hunters must have an eastside elk tag.

(ii) **Elk Seasons for the public portion of the LHP permits:**

Hunt Name	Permit Number	Weapon/Tag	Permit Season	Special Restrictions	Boundary Description
Blackrock Ranches	((1)) 2	EF	Aug. 1 - March 31	Any Elk	Blackrock Ranches

Hunt Name	Permit Number	Weapon/Tag	Permit Season	Special Restrictions	Boundary Description
Blackrock Ranches	1	EF	Aug. 1 - March 31	Antlerless Only	Blackrock Ranches
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

~~(8) (a) ((Pine Mountain Ranch~~

~~The Pine Mountain Ranch is located in Yakima County 14 miles west of Yakima.~~

~~(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 for the landowner portion of the LHP permits:~~

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Pine Mountain Ranch	3	Nov. 4 - Dec. 31	Any Buck	Pine Mountain Ranch

~~(iii) Elk Seasons for the landowner portion of the LHP permits:~~

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 - Dec. 1	Antlerless	Pine Mountain Ranch

~~(c) Pine Mountain Ranch public hunting permits~~

~~(i) Hunters must apply to the department for Pine Mountain Ranch's special hunting permits.~~

~~(ii) Deer Seasons for the public portion of the LHP permits:~~

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Pine Mountain Ranch	3	Nov. 4 - Dec. 31	Youth Only, Any Buck	Pine Mountain Ranch

~~(iii) Elk Seasons for the public portion of the LHP permits:~~

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 - Dec. 1	Antlerless	Pine Mountain Ranch

~~(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.~~

~~(ii) Landowner permit hunts are primarily small ranch 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 complete and a map showing the hunt area. These applicants must complete the forms and return them before September 30. Applicants should see CPWMA's website at [www.cpwma.org](http://www.cpwma.org) or contact the hunt manager at 509-263-4616. Holders of landowner permits selected through raffle, including 9 antlerless elk and 2 any elk permits, are eligible to purchase second elk tags that may only be used on lands included in the CPWMA LHP.

**(ii) Elk Seasons for the landowner portion of the LHP permits:**

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
CPWMA	1	Jan. 1 - Mar. 31	Antlerless	CPWMA
CPWMA	1	Jan. 1 - Mar. 31	Any Bull	CPWMA
CPWMA Raffle 1	3	Jan. 1-31	Antlerless	CPWMA
CPWMA Raffle 2	3	Feb. 1-28	Antlerless	CPWMA
CPWMA Raffle 3	3	Mar. 1-31	Antlerless	CPWMA
CPWMA Raffle 4	2	Jan. 1 - Mar. 31	Any Bull	CPWMA

**(c) Columbia Plateau Wildlife Management Association public hunting permits**

(i) Hunters must apply to the department 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 complete and a map showing the hunt area. These applicants must complete the forms and return them before September 30. Applicants should see CPWMA's website at [www.cpwma.org](http://www.cpwma.org) or contact the hunt manager at 509-263-4616.

**(ii) Elk Seasons for the public portion of the LHP permits:**

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
CPWMA 1	1	Jan. 1 - Mar. 31	Any Bull	CPWMA

**(9) (a) Hanaford**

(i) Hanaford landowner hunting permit area is located in Lewis and Thurston counties (GMU 667) on the Centralia Mine near Centralia.

(ii) The Centralia Mine is owned by TransAlta and is a federally mandated, closed access area. Hunters must be escorted by TranAlta employees to access the property. Public hunters that are drawn for permits are escorted to huntable areas on the mine by employees with TransAlta that volunteer their time.

**(b) Hanaford landowner hunting permits**

(i) TransAlta staff will distribute the Hanaford landowner hunting permits including to TransAlta staff that volunteer as guides for state disabled, senior and youth permit elk hunts. TransAlta volunteers using their permits will attempt to target limping cows to assist with Treponeme Associated Hoof Disease control.

**(ii) Elk Seasons for the landowner portion of the LHP permits:**

<u>Hunt Name</u>	<u>Quota</u>	<u>Access Season</u>	<u>Special Restrictions</u>	<u>Boundary Description</u>
Hanaford	5	Sept. 1 - Dec. 31	Antlerless	Centralia Mine

**(c) Hanaford public hunting permits**

(i) Hunters must apply to the department for Hanaford special hunting permits. To apply, hunters must have the required license/transport tag who are 65 years and older at some point during the license year for the senior hunts or be registered with the department as a hunter with a disability for the disabled hunts or meet the qualifications for youth hunting for the youth hunt. Successful applicants will be contacted by TransAlta to arrange their hunt date and will receive a packet of logistical information from TransAlta about the hunt.

**(ii) Elk Seasons for the landowner portion of the LHP permits:**

<u>Hunt Name</u>	<u>Quota</u>	<u>Access Season</u>	<u>Special Restrictions</u>	<u>Boundary Description</u>
Hanaford	5	Sept. 4-12*	Senior only, Antlerless	Centralia Mine
Hanaford	5	Sept. 18-26*	Disabled only, Antlerless	Centralia Mine
Hanaford	1	Oct. 2-10*	Youth only, Any Bull	Centralia Mine

\*Individuals selected for these hunts will be granted a single weekend within the listed time frame. Coordination with the hunt manager is required when selecting specific weekend dates.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-412-100, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-412-100, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-412-100, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-412-100, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-28-296, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-031 (Order 15-94), § 232-28-296, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-296, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-28-296, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 12-11-005 (Order 12-70), § 232-28-296, filed 5/2/12, effective 6/2/12.]

**OTS-2863.1**

AMENDATORY SECTION (Amending WSR 20-19-115, filed 9/21/20, effective 10/22/20)

**WAC 220-413-060 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)~~) and it is unlawful to hunt wild animals, except rabbits and hares, with dogs (hounds) during the month of October or November 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.

(c) A person may not use the aid of a dog to take, chase, harm, or harass big game. The use of one blood-trailing dog controlled by leash during lawful hunting hours within seventy-two hours of shooting a big game animal, except bear and cougar, is allowed to track wounded big game and aid in recovery.

(3) It is unlawful to participate in a hunting contest for which no permit has been issued by the department. A violation of this subsection is punishable as an infraction under RCW 77.15.160 (6)(b).

[Statutory Authority: RCW 77.04.012, 77.04.055, 71.12.047, 77.32.050, and 77.32.525. WSR 20-19-115 (Order 20-199), § 220-413-060, filed 9/21/20, effective 10/22/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-413-060, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-033 (Order 15-95), § 232-12-242, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-12-242, filed 4/25/14, effective 5/26/14. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, 77.12.045, and 77.12.047. WSR 13-02-043 (Order 12-290), § 232-12-242, filed 12/21/12, effective 1/21/13. Statutory Authority: RCW 77.12.040. WSR 93-04-074 (Order 593), § 232-12-242, filed 1/29/93, effective 3/1/93.]

**OTS-2898.4**

AMENDATORY SECTION (Amending WSR 19-10-011, filed 4/19/19, effective 5/20/19)

**WAC 220-413-090 Field identification of wildlife—Evidence of sex—Definitions.** (1) It is unlawful to possess or transport game birds (~~(unless)~~) without a feathered wing or head (~~(is left)~~) attached to each carcass until the carcass is processed and/or stored for consumption, except:

(a) Falconry-caught birds; which do not require evidence of sex.

(b) Canada and cackling geese harvested in Goose Management Area 2 - Coast and Inland: Where the fully feathered head must be left attached for subspecies determination (~~(, and falconry-caught birds, until the carcass is processed and/or stored for consumption)~~).

(c) Turkeys: Where the fully feathered head and the beard, if present at harvest, must be left attached.

(2) It is unlawful to possess or transport big game animals unless evidence of the sex of the animal remains naturally attached to the carcass until the carcass is processed and/or stored for consumption.

(a) Evidence of sex means the head with antlers or horns attached or penis or testes of male big game animals or the head or udder of female big game animals any of which must be naturally attached to at least one quarter of the carcass or to the largest portion of meat.

(b) For the purpose of this rule, "stored for consumption" means at the final point of storage prior to consumption of the meat.

(3) It is unlawful to possess or transport goat, sheep, moose, deer or elk taken in hunting areas which have horn or antler restrictions unless the head or skull plate, with both horns or both antlers naturally attached, accompanies the carcass.

(4) The possession of a taxidermist's receipt which includes the taxidermist's name, address, and telephone number, the hunter's name, address, telephone number, license, and tag number, the species and sex of the game bird or big game animal taken, as well as antler points or horn size and the date and GMU location or special deer/elk permit area where taken, shall be deemed to constitute compliance with this section.

For the purpose of this rule "accompanies the carcass" means to remain with the carcass until it has reached the point of processing or storage.

(5) It is lawful for persons who have complied with the department of fish and wildlife's chronic wasting disease sampling program to possess deer and elk without proof of sex under the following provisions:

(a) The head of the deer or elk must have been surrendered to an authorized department collection site.

(b) The hunter is in possession of an official department disease testing program identification card, completely filled out and signed and dated by a department employee or authorized agent.

(c) The carcass of the deer or elk is transported directly from where the head has been surrendered to the point of processing or storage.

(6) Failure to comply with (~~(a) through (c) of~~) this (~~(subsec-~~tion)) section constitutes unlawful possession of (~~(big)~~) game animals and is punishable under RCW 77.15.410.

[Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-413-090, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-413-090, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.047. WSR 02-15-018 (Order 02-129), § 232-12-267, filed 7/8/02, effective 8/8/02. Statutory Authority: RCW 77.12.040. WSR 92-12-064 (Order 555), § 232-12-267, filed 6/1/92, effective 7/2/92. Statutory Authority: RCW 77.12.040 and 77.16.095. WSR 91-13-064 (Order 499), § 232-12-267, filed 6/17/91, effective 7/18/91. Statutory Authority: RCW 77.12.030, 77.12.105 and 77.16.095. WSR 89-14-018 (Order 401), § 232-12-267, filed 6/26/89. Statutory Authority: RCW 77.12.040. WSR 81-12-029 (Order 165), § 232-12-267, filed 6/1/81.]

### OTS-2864.1

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-414-010 Hunting equipment restrictions.** (1) It is unlawful to hunt (~~deer or elk~~) all big game with the aid of infrared night vision equipment or with laser sights (not to include range finders) capable of projecting a beam onto the target, while in possession or control of a firearm, bow and arrow, or crossbow.

(2) It is unlawful to use radio-telemetry equipment to locate and hunt wildlife with transmitters attached to them.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-414-010, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210. WSR 08-09-090 (Order 08-78), § 232-12-045, filed 4/18/08, effective 5/19/08. Statutory Authority: RCW 77.12.047. WSR 03-13-047 (Order 03-129), § 232-12-045, filed 6/12/03, effective 7/13/03.]

### OTS-2899.2

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-414-020 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 it is 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, with the following exceptions:

(a) Bullfrogs may be hunted only by methods listed in WAC 220-416-120.

(b) Dusky grouse, sooty grouse, spruce grouse, ruffed grouse, snowshoe hare, and cottontail rabbit may be hunted with an air rifle no smaller than .22 caliber and no larger than .25 caliber.

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

(5) It is unlawful to hunt game birds with a rifle or handgun, with the exception of ~~((blue))~~:

(a) Dusky grouse, sooty grouse, spruce grouse and ruffed grouse (~~(-~~

~~(6) It is unlawful to hunt~~); and

(b) Turkey, which it is unlawful to hunt with a weapon other than ~~((shotgun shooting #4 or smaller shot, bow and arrow, crossbow,))~~ the following:

(i) Crossbow or bow and arrow;

(ii) Shotgun shooting #4 or smaller shot, or muzzleloading shotgun shooting #4 or smaller shot;

(iii) Legal modern or muzzleloading handgun designed for hunting, shooting #4 or smaller shot, and not capable of holding more than three shells. Handgun barrel length must be a minimum of ten inches (inclusive of choke tube for modern handguns). Modern handguns must shoot a minimum three inch shotshell of .410 caliber or larger. Muzzleloading handguns must be .45 caliber or larger;

(iv) Rimfire rifle as authorized during the designated fall rifle season. It is unlawful to hunt turkey with a rifle during the spring season.

~~((7))~~ (6) A violation of this section is punishable under RCW 77.15.400, 77.15.410, or 77.15.430, depending on the species hunted.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-414-020, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-035 (Order 15-97), § 232-12-047, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-12-047, filed 4/25/14, effective 5/26/14. Statutory Authority: RCW 77.12.047. WSR 12-11-005 (Order 12-70), § 232-12-047, filed 5/2/12, effective 6/2/12. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240, 77.32.070, 77.32.530. WSR 10-10-061 (Order 10-94), § 232-12-047, filed 4/30/10, effective 5/31/10. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240. WSR



09-09-083 (Order 09-53), § 232-12-047, filed 4/15/09, effective 5/16/09. Statutory Authority: RCW 77.12.047 and 77.12.020. WSR 04-11-036 (Order 04-98), § 232-12-047, filed 5/12/04, effective 6/12/04. Statutory Authority: RCW 77.12.040, 77.12.010, 77.12.020, 77.12.770, 77.12.780. WSR 00-11-137 (Order 00-50), § 232-12-047, filed 5/23/00, effective 6/23/00. Statutory Authority: RCW 77.12.040. WSR 98-10-006 (Order 98-53), § 232-12-047, filed 4/22/98, effective 5/23/98; WSR 90-14-108 (Order 449), § 232-12-047, filed 7/5/90, effective 8/5/90; WSR 83-01-006 (Order 198), § 232-12-047, filed 12/2/82; WSR 82-04-034 (Order 177), § 232-12-047, filed 1/28/82; WSR 81-22-002 (Order 174), § 232-12-047, filed 10/22/81; WSR 81-12-029 (Order 165), § 232-12-047, filed 6/1/81. Formerly WAC 232-12-130.]

**OTS-2890.1**

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-414-040 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, $\geq 1$ iron
iron-tungsten-nickel	$\geq 1$ iron, any proportion of tungsten, up to 40 nickel
copper-clad iron	84 to 56.59 iron core, with copper cladding up to 44.1 of the shot mass
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, $\geq 1$ 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

Approved Nontoxic Shot Type*	Percent Composition by Weight
*Coatings of copper, nickel, tin, zinc, zinc chloride, zinc chrome, and fluoropolymers 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~~) Johns River Wildlife Area (Chinook (~~and~~), Chehalis, and Elk river units);
- (j) South Puget Sound Wildlife Area (~~(Davis Creek (Koopman) Unit)~~) (Big Beef Creek, Lake Koeneman, Nisqually, Skokomish, and Union river units);
- (k) Scatter Creek Wildlife Area (all units);
- (l) North Olympic Wildlife Area (all units).

(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) 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 all WDFW designated pheasant release sites not listed in subsections (2) and (3) of this section.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-414-040, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-034 (Order 15-96), § 232-12-068, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.210, and C.F.R. Title 50, Part 21, Subpart C, Section 21.29; Migratory Bird Treaty Act. WSR 10-18-012 (Order 10-214), § 232-12-068, filed 8/20/10, effective 9/20/10. Statutory Authority: RCW

77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240. WSR 09-09-083 (Order 09-53), § 232-12-068, filed 4/15/09, effective 5/16/09. Statutory Authority: RCW 77.12.047, 77.12.020. WSR 08-01-052 (Order 07-292), § 232-12-068, filed 12/13/07, effective 1/13/08. Statutory Authority: RCW 77.12.047. WSR 06-16-133 (Order 06-181), § 232-12-068, filed 8/2/06, effective 9/2/06; WSR 05-17-098 (Order 05-174), § 232-12-068, filed 8/15/05, effective 9/15/05; WSR 03-16-030 (Order 03-165), § 232-12-068, filed 7/29/03, effective 8/29/03; WSR 03-13-047 (Order 03-129), § 232-12-068, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 77.12.040. WSR 01-17-092 (Order 01-157), § 232-12-068, filed 8/20/01, effective 9/20/01. Statutory Authority: RCW 77.12.040, 77.12.020, 77.32.070, 77.32.530. WSR 01-10-048 (Order 01-69), § 232-12-068, filed 4/26/01, effective 5/27/01. Statutory Authority: RCW 77.12.040, 77.12.010, 77.12.020, 77.12.770, 77.12.780. WSR 00-11-137 (Order 00-50), § 232-12-068, filed 5/23/00, effective 6/23/00. Statutory Authority: RCW 77.12.040. WSR 99-17-034 (Order 99-118), § 232-12-068, filed 8/11/99, effective 9/11/99; WSR 98-17-044 (Order 98-152), § 232-12-068, filed 8/13/98, effective 9/13/98; WSR 97-18-026 (Order 97-164), § 232-12-068, filed 8/25/97, effective 9/25/97. Statutory Authority: RCW 77.12.040 and 77.12.010. WSR 96-18-009 (Order 96-127), § 232-12-068, filed 8/22/96, effective 9/22/96. Statutory Authority: RCW 77.12.040. WSR 95-18-072 (Order 95-126) § 232-12-068, filed 9/1/95, effective 10/2/95.]

## OTS-2900.1

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-414-050 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:

- (a) The Island Unit of the Skagit Wildlife Area in Skagit County.
- (b) The Spencer Island Unit of the Snoqualmie Wildlife Area in Snohomish County.
- (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)~~) (N 48.4750691 W -122.2582045); 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)~~) (N

48.4680860 W -122.2563066); then easterly along the south side of De-Bay's Isle Road to the intersection of Francis Road and the point of beginning.

(e) ~~((All lands managed by the department north of East Anderson Road and west of))~~ The Dungeness ((River)) Unit of the North Olympic Wildlife Area in Clallam County.

(f) The Samish River Unit of the Skagit Wildlife Area in Skagit County.

(g) The South Padilla Bay Unit of the Skagit Wildlife Area in Skagit 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.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-414-050, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-034 (Order 15-96), § 232-16-770, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.040. WSR 98-17-042 (Order 98-153), § 232-16-770, filed 8/13/98, effective 9/13/98. Statutory Authority: RCW 77.12.040 and 77.12.010. WSR 96-18-008 (Order 96-126), § 232-16-770, filed 8/22/96, effective 9/22/96.]

## OTS-2865.1

AMENDATORY SECTION (Amending WSR 18-11-061, filed 5/11/18, effective 6/11/18)

### **WAC 220-414-060 Muzzleloading firearms.** (1) Definitions.

(a) Muzzleloader: A firearm that is loaded from the muzzle and uses black powder or a black powder substitute as recommended by the manufacturer for use in all muzzleloading firearms. The term load refers to the powder charge and projectile and both must be loaded from the muzzle.

(b) A muzzleloading firearm shall be considered loaded if a powder charge and a projectile, either shot or single projectile are in the barrel and the barrel or breech is capped or primed.

(2) It is unlawful to hunt wildlife using a muzzleloading firearm that does not meet the following specifications:

(a) A muzzleloading shotgun or rifle must have a single or double barrel, rifled or smooth-bored.

(b) A muzzleloading shotgun or rifle used for deer must be .40 caliber or larger. Buckshot size #1 or larger may be used in a smooth-bore of .60 caliber or larger for deer.

(c) A muzzleloading shotgun, rifle, or handgun used for all other big game must be .45 caliber or larger.

(d) Persons lawfully hunting small game with a double barrel, muzzleloading shotgun may keep both barrels loaded.

(e) A muzzleloading handgun must have a single or double barrel of at least eight inches, must be rifled, and must be capable of being loaded with forty-five grains or more of black powder or black powder substitute per the manufacturer's recommendations.

(f) A muzzleloading handgun used for big game must be .45 caliber or larger.

(g) A handgun designed to be used with black powder, including black powder percussion revolvers, can be used to hunt forest grouse, cottontail rabbits, and snowshoe hares.

(3) In addition to the above requirements, it is unlawful to participate (hunt) in a muzzleloading hunting season using a firearm that does not meet the following specifications for a muzzleloader. However, a modern handgun may be carried for personal protection. Modern handguns cannot be used to hunt big game or dispatch wounded big game during a big game hunting season for muzzleloading firearms.

(a) Ignition is to be wheel lock, matchlock, flintlock, or percussion. Primers designed to be used in modern cartridges are legal.

(b) Sights must be open, peep, (~~(or)~~) of other open sight design, or scopes not exceeding 1x magnification. Fiber optic sights are legal. Telescopic sights (~~(or sights containing glass)~~) are prohibited.

(c) It is unlawful to have any electrical aiming device (~~(or equipment)~~) attached to a muzzleloading firearm while hunting except for red dot or other similar electronically powered scopes not exceeding 1x magnification. It is lawful to mount a video camera to your muzzleloader while hunting provided it cannot be used for aiming the firearm.

(d) Those persons lawfully hunting big game with a double barrel muzzleloader may only keep one barrel loaded.

(4) Muzzleloading firearms used during a modern firearm season are not required to meet ignition, sight, or double barrel restrictions.

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

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-414-060, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-414-060, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-12-051, filed 4/25/14, effective 5/26/14. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240, 77.32.070, 77.32.530. WSR 10-10-061 (Order 10-94), § 232-12-051, filed 4/30/10, effective 5/31/10. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240. WSR 09-09-083 (Order 09-53), § 232-12-051, filed 4/15/09, effective 5/16/09. Statutory Authority: RCW 77.12.047. WSR 06-11-032 (Order 06-92), § 232-12-051, filed 5/8/06, effective 6/8/06; WSR 03-13-047 (Order 03-129), § 232-12-051, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 77.12.040, 77.12.010, 77.12.020, 77.12.770, 77.12.780. WSR 00-11-137 (Order 00-50), § 232-12-051, filed 5/23/00, effective 6/23/00. Statutory Authority: RCW 77.04.055 and 77.12.040. WSR 90-14-109 (Order 450), § 232-12-051, filed 7/5/90, effective 8/5/90; WSR 89-11-062 (Order 393), § 232-12-051, filed 5/18/89. Statutory Authority: RCW 77.12.040. WSR 84-18-013 (Order 234), § 232-12-051, filed 8/28/84; WSR 81-12-029 (Order 165), § 232-12-051, filed 6/1/81. Formerly WAC 232-12-135.]

OTS-2866.1

AMENDATORY SECTION (Amending WSR 19-10-011, filed 4/19/19, effective 5/20/19)

**WAC 220-414-070 Archery requirements.** (1) The following 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)~~) attached to the bow or arrow while hunting with the following exceptions: Illuminated nocks, ((attached to the bow or arrow while hunting)) bluetooth enabled nocks also known as breadcrumb nocks, range finding bow sights, and video camera provided the camera cannot be used for aiming the bow.

(c) It is unlawful to discharge a bow 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 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.

(f) It is unlawful to hunt wildlife with any bow equipped with a scope. A verifier peep site that magnifies the sights is not considered a scope and is lawful.

(2) The following 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.

(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.

[Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-414-070, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-414-070, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-035 (Order 15-97), § 232-12-054, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-12-054, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-12-054, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 12-11-005 (Order 12-70), § 232-12-054, filed 5/2/12, effective 6/2/12. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240, 77.32.070, 77.32.530. WSR 10-10-061 (Order 10-94), § 232-12-054, filed 4/30/10, effective 5/31/10. Statutory Authority: RCW 77.12.047, 77.12.020,

77.12.570, 77.12.210, 77.12.150, 77.12.240. WSR 09-09-083 (Order 09-53), § 232-12-054, filed 4/15/09, effective 5/16/09. Statutory Authority: RCW 77.12.047. WSR 06-11-032 (Order 06-92), § 232-12-054, filed 5/8/06, effective 6/8/06. Statutory Authority: RCW 77.12.047 and 77.12.020. WSR 04-11-036 (Order 04-98), § 232-12-054, filed 5/12/04, effective 6/12/04. Statutory Authority: RCW 77.12.047. WSR 03-13-047 (Order 03-129), § 232-12-054, filed 6/12/03, effective 7/13/03; WSR 01-17-068 (Order 01-167), § 232-12-054, filed 8/15/01, effective 9/15/01. Statutory Authority: RCW 77.12.040, 77.12.010, 77.12.020, 77.12.770, 77.12.780. WSR 00-11-137 (Order 00-50), § 232-12-054, filed 5/23/00, effective 6/23/00. Statutory Authority: RCW 77.12.040. WSR 90-03-092 (Order 427), § 232-12-054, filed 1/24/90, effective 2/24/90; WSR 88-13-012 (Order 310), § 232-12-054, filed 6/6/88; WSR 81-12-029 (Order 165), § 232-12-054, filed 6/1/81. Formerly WAC 232-12-140.]

### OTS-2891.1

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-414-090 Use of decoys and calls.** (1) It is unlawful to hunt waterfowl, wild turkeys, or deer with the use or aid of battery-powered or other electronic devices as decoys.

(2) It is unlawful to hunt waterfowl, wild turkeys, or deer with the use or aid of electronic calls, except during white goose-only (snow, Ross' and blue phase geese) season dates.

(3) Except as otherwise authorized by rule of the commission or by contract or agreement with the department, any person placing waterfowl decoys on any area (including water, access areas, roads, and trails) under the ownership, management, lease, or control of the department, shall not:

- (a) Place waterfowl decoys prior to 4:00 a.m.;
  - (b) Allow or permit waterfowl decoys to be unattended or not in their immediate control for a period greater than one hour;
  - (c) Fail to remove waterfowl decoys within two hours after the close of established daily hunting hours; or
  - (d) Place waterfowl decoys on days closed to waterfowl hunting.
- (4) This regulation shall be enforced under RCW 77.15.400.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-414-090, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.047. WSR 07-21-085 (Order 07-255), § 232-12-257, filed 10/17/07, effective 11/17/07; WSR 06-11-032 (Order 06-92), § 232-12-257, filed 5/8/06, effective 6/8/06. Statutory Authority: RCW 77.12.040. WSR 01-17-092 (Order 01-157), § 232-12-257, filed 8/20/01, effective 9/20/01. Statutory Authority: RCW 77.12.040, 77.12.010, 77.12.020, 77.12.770, 77.12.780. WSR 00-11-137 (Order 00-50), § 232-12-257, filed 5/23/00, effective 6/23/00. Statutory Authority: RCW 77.12.040. WSR 81-12-029 (Order 165), § 232-12-257, filed 6/1/81. Formerly WAC 232-12-630.]

## OTS-2867.1

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-414-100 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 or muzzleloader 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.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-414-100, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-035 (Order 15-97), § 232-12-052, filed 4/28/15, effective 5/29/15.]

## OTS-2868.1

AMENDATORY SECTION (Amending WSR 18-11-061, filed 5/11/18, effective 6/11/18)

**WAC 220-415-010 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. 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 Valley 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 managed as the 4-O Ranch Wildlife Area.))~~

**Deer Area No. 2010 Benge (Adams and Whitman counties):** That part of GMU 284 beginning at the town of Washtucna; 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 Washtucna 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 Lemnasky Rd; S along North Lemnasky 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 Creek 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. 2017 Lake Chelan North (Chelan County):** Restricted to private land only located within the following boundary: Beginning at the confluence of Purttteman Creek (Purttteman Gulch) and Lake Chelan; NE along Purttteman Creek to Boyd Road; E on Boyd Road to Purttteman Creek Road; N on Purttteman Creek Road to the USFS boundary; W along the USFS boundary to Canyon Ranch Road (Joe Creek); SE on Canyon Ranch Road to Grade Creek Road; SE on Grade Creek Road to Lower Joe Creek Road; SE on Lower Joe Creek Road to Emerson Acres Road; west on Emerson Acres Road to Lake Chelan; S along the north shore of Lake Chelan to 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. 3334 Ellensburg (Kittitas County):** Beginning at the confluence of the Yakima River and Wilson Creek, north up Wilson Creek to the John Wayne Pioneer Trail, west and north on the John Wayne Pioneer Trail to State Hwy 10, north and west on State Hwy 10 to the Thorp Highway, south and east on the Thorp Highway to the Yakima River (Thorp Highway Bridge), south and upstream on the Yakima River to the confluence of Taneum Creek and the Yakima River, south and west up Taneum Creek to the South Branch Canal, south and east on the South Branch Canal and South Branch Extension Canal to Umtanum Road, north on Umtanum Road to Lower Riverbottom Road, east and south on Lower Riverbottom Road to the Fogarty Ditch, south and east on the Fogarty Ditch to the Yakima River, south and east along the Yakima River to Wilson Creek and the point of beginning.

**Deer Area No. 3372 Sunnyside (Yakima County):** Beginning in Union Gap where I-82 crosses the Yakima River, follow I-82 east to the Yakima River Bridge in Prosser. Upstream on the Yakima River to the point of beginning. The islands in the Yakima River are on the Yakama Indian Reservation and are not part of the deer area.

**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. South-

east 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. 4541 North Issaquah (King and Snohomish counties):** That portion of GMU 454 beginning at the mouth of the Snohomish River at the city of Everett; SE up the Snohomish River to the Snoqualmie River; SE up the Snoqualmie River to NE Woodinville-Duvall Rd; E on NE Woodinville-Duvall Rd State Route (SR) 203 at the town of Duvall; S on SR 203 to SR 202 (Fall City-Snoqualmie Rd) at the town of Fall City; S on SR 202 (Fall City-Snoqualmie Rd), across the Snoqualmie River, to Preston-Fall City Rd; SW on Preston-Fall City Rd to SE 82nd St at the town of Preston; E on SE 82nd St to Interstate Hwy (I)-90; E on I-90 to SR 18; S and W on SR 18 to SR 99; N on SR 99 to SR 509; W on SR 509 to Redondo Way South; NW on Redondo Way South to the town of Redondo on Puget Sound; SW across East Passage to the Pierce-King county line at the point where the county line turns southeast, northwest of Dash Point; W and N along the King County line excluding Vashon-Maury Island; to the King, Snohomish, and Kitsap counties line junction in the Puget Sound West of Point Wells; N on the Snohomish County line through Possession Sound to a point on the Snohomish County line due West of the northern tip of Gedney Island (Hat Island); E to the northern tip of Gedney Island; E from the northern tip of Gedney Island to the mouth of the Snohomish River 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. 5382 Simcoe (Klickitat County):** That area within GMU 382 designated as WDFW owned lands managed as the Simcoe Mountains Unit of the Klickitat Wildlife Area.

**Deer Area No. 6020 (Clallam and Jefferson counties):** Dungeness-Miller Peninsula: That part of GMU 624 west of Discovery Bay and Salmon Creek.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-415-010, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-415-010, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-28-624, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-059 (Order 15-98), § 232-28-624, filed 4/30/15, effective 5/31/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-624, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-28-624, filed 5/16/13, effective 6/16/13.]

OTS-2869.3

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-415-020 ((2018-2020)) 2021-2023 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.

**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.

**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:** 157 (Mill Creek Watershed), 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	<u>((2018)) 2021 Dates</u>	<u>((2019)) 2022 Dates</u>	<u>((2020)) 2023 Dates</u>	Game Management Units (GMUs)	Legal Deer
<b>HIGH BUCK HUNTS</b>					
	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.
<b>GENERAL SEASON</b>					
<b>Eastern Washington White-tailed Deer</b>	<u>((Oct. 13-26)) Oct. 16-29</u>	<u>((Oct. 12-25)) Oct. 15-28</u>	<u>((Oct. 17-30)) Oct. 14-27</u>	101, 105, 108, 111, 113, 117, 121, 124	Any <u>((white-tailed))</u> buck
	<u>((Oct. 13-23)) Oct. 16-26</u>	<u>((Oct. 12-22)) Oct. 15-25</u>	<u>((Oct. 17-27)) Oct. 14-24</u>	203 through 284	Any <u>((white-tailed))</u> buck
	<u>((Oct. 13-23)) Oct. 16-26</u>	<u>((Oct. 12-22)) Oct. 15-25</u>	<u>((Oct. 17-27)) Oct. 14-24</u>	127 through 154, 162 through 186 <u>((except Deer Area 1040))</u>	<u>((White-tailed;))</u> 3 pt. min.
	<u>((Oct. 13-23)) Oct. 16-26</u>	<u>((Oct. 12-22)) Oct. 15-25</u>	<u>((Oct. 17-27)) Oct. 14-24</u>	373, 379, 381	Any <u>((white-tailed))</u> deer
<b>Eastern Washington Mule Deer</b>	<u>((Oct. 13-23)) Oct. 16-26</u>	<u>((Oct. 12-22)) Oct. 15-25</u>	<u>((Oct. 17-27)) Oct. 14-24</u>	101 through 154, 162 through <u>((169, 172 (except Deer Area 1040), 175 through))</u> 186, 203 through 284, 328, 330 through 368, 372, 373, 379, 381, 382 (except closed in Deer Area 5382), 388	<u>((Mule deer;))</u> 3 pt. min.
<b>Western Washington Black-tailed Deer</b>	<u>((Oct. 13-31)) Oct. 16-31</u>	<u>((Oct. 12-31)) Oct. 15-31</u>	<u>((Oct. 17–Nov. 1)) Oct. 14-31</u>	407, 418, 426, 437, 448, 450, 454, 460, 466, 501 through 520, 524 through 556, 560, 568, 572, 574, 601 through 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, <u>423, 424, 564, 655, Deer Area 6020</u>	Any deer
	<u>((Oct. 13-31)) Oct. 16-31</u>	<u>((Oct. 12-31)) Oct. 15-31</u>	<u>((Oct. 17–Nov. 1)) Oct. 14-31</u>	578	3 pt. min
<b>LATE GENERAL SEASON</b>					
<b>Western Washington Black-tailed Deer</b>	<u>((Nov. 15-18)) Nov. 18-21</u>	<u>((Nov. 14-17)) Nov. 17-20</u>	<u>((Nov. 19-22)) Nov. 16-19</u>	407, 454, 466, 501 through 520, 524 through 560, 568, 572, 601 through 621, 624 (except Deer Area 6020), 627 through 654, 658 through 699	Any buck
	<u>((Nov. 15-18)) Nov. 18-21</u>	<u>((Nov. 14-17)) Nov. 17-20</u>	<u>((Nov. 19-22)) Nov. 16-19</u>	410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, <u>423, 424, 564, 655, Deer Area 6020</u>	Any deer
<b>Eastern Washington White-tailed Deer</b>	<u>((Nov. 10-19)) Nov. 11-19</u>	<u>((Nov. 9-19)) Nov. 11-19</u>	<u>((Nov. 7-19)) Nov. 11-19</u>	105, 108, 111, 113, 117, 121 <u>((,124))</u>	Any <u>((white-tailed))</u> buck
	Nov. 6-19	Nov. 5-19	Nov. 11-19	124	Any buck
<b>HUNTERS 65 AND OVER((g)) AND DISABLED((, AND YOUTH)) GENERAL SEASONS</b>					
<b>Eastern Washington White-tailed Deer</b>	<u>((Oct. 13-26 and Nov. 10-19))</u>	<u>Oct. 12-25 and Nov. 9-19</u>	<u>Oct. 17-30 and Nov. 7-19</u>	124	Any <u>white-tailed deer))</u>
	<u>((Oct. 13-23)) Oct. 23-26</u>	<u>((Oct. 12-22)) Oct. 22-25</u>	<u>((Oct. 17-27)) Oct. 21-24</u>	<u>((127 through 142;))</u> 145, 149, 154, Deer Area 1010, and 178	<u>((White-tailed;))</u> 3 pt. min. or antlerless
<b>YOUTH GENERAL SEASONS</b>					
<b>Eastern Washington White-tailed Deer</b>	Oct. 23-29	Oct. 22-28	Oct. 21-27	124	Any deer
	Oct. 23-26	Oct. 22-25	Oct. 21-24	127 through 142	3 pt. min. or antlerless
	Oct. 16-26	Oct. 15-25	Oct. 14-24	145, 149, 154, Deer Area 1010, and 178	3 pt. min. or antlerless

**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 220-414-070).

Hunt Area	((2018)) 2021 Dates	((2019)) 2022 Dates	((2020)) 2023 Dates	Game Management Units (GMUs)	Legal Deer
<b>EARLY ARCHERY GENERAL DEER SEASONS</b>					
<b>Western Washington Black-tailed Deer</b>	((Sept. 1-28)) Sept. 1-24	((Sept. 1-27)) Sept. 1-23	((Sept. 1-25)) Sept. 1-29	407 through 426, 437, 448, 450, 454, 466, 501, 504, 505, 554, 564, 568, 621 through 636, 648 through 652, 654 through 673, 684	Any deer
				460, 503, 574, 601 through 618, 638, 642, 653, 681 and 699	Any buck
				578	3 pt. min.
	((Sept. 1-23)) Sept. 1-19	((Sept. 1-22)) Sept. 1-25	((Sept. 1-20)) Sept. 1-24	510, 513, 516, 520, 524, 530, 556	Any deer
			506, 550, 560, 572	Any buck	
<b>Eastern Washington Mule Deer</b>	((Sept. 1-28)) Sept. 1-24	((Sept. 1-27)) Sept. 1-23	((Sept. 1-25)) Sept. 1-29	101 through ((121)) 136, 166((,169, 172 (except Deer Area 1040;)) through 175, 181, 243, 334, 382 (except closed in Deer Area 5382), 388	3 pt. min.
				((124 through)) 139, 142, 145, 149, 186, 244 through 247, 249, 250, 260, ((372;)) 284, 372, 373, 379, 381, ((382 (except closed in Deer Area 5382); 388;)) Deer Area 3334	3 pt. min. or antlerless
	((Sept. 1-23)) Sept. 1-19	((Sept. 1-22)) Sept. 1-25	((Sept. 1-20)) Sept. 1-24	((154, 162;)) 163, 178	3 pt. min. or antlerless
	((Sept. 1-23)) Sept. 1-19	((Sept. 1-22)) Sept. 1-25	((Sept. 1-20)) Sept. 1-24	154, 162, 251, 328, 335, 336, 340, 346, 352, 356, 360, 364, 368	3 pt. min.
	Sept. 1-15	Sept. 1-15	Sept. 1-15	204 through 242, 248, 254, 262, 266, 269, 272, 278	3 pt. min.
	((Sept. 16-28)) Sept. 16-24	((Sept. 16-27)) Sept. 16-23	((Sept. 16-25)) Sept. 16-29	204 through 242, 248, 254, 262, 266, 269, 272, 278	3 pt. min. or antlerless
<b>Eastern Washington White-tailed Deer</b>	((Sept. 1-28)) Sept. 1-24	((Sept. 1-27)) Sept. 1-23	((Sept. 1-25)) Sept. 1-29	101 through ((121)) 124	Any ((white-tailed)) buck
	((Sept. 1-28))	Sept. 1-27	Sept. 1-25))	((124;)) 204 through 250, 254 through 284, 373, 379, 381	Any ((white-tailed)) deer
				((127 through)) 145, 149, 172 ((except Deer Area 1040)), 181, 186	((White-tailed;)) 3 pt. min. or antlerless
				127 through 142, 166, 169, 175	((White-tailed;)) 3 pt. min.
	((Sept. 1-23)) Sept. 1-19	((Sept. 1-22)) Sept. 1-25	((Sept. 1-20)) Sept. 1-24	154, 162, 163, 178	((White-tailed;)) 3 pt. min. or antlerless
<b>LATE ARCHERY GENERAL DEER SEASONS</b>					
<b>Western Washington Black-tailed Deer</b>	((Nov. 21 - Dec. 15)) Nov. 24 - Dec. 15	((Nov. 27 - Dec. 15)) Nov. 23 - Dec. 15	((Nov. 25 - Dec. 15)) Nov. 22 - Dec. 15	437, 466, 510 through 520, 524	Any deer
	((Nov. 21 - Dec. 15)) Nov. 24 - Dec. 15	((Nov. 27 - Dec. 15)) Nov. 23 - Dec. 15	((Nov. 25 - Dec. 15)) Nov. 22 - Dec. 15	448, 460, 506, 530, 560, 572, 601, 603 through 618, 638, 642, 681, and 699	Any buck
	((Nov. 21 - Dec. 31)) Nov. 24 - Dec. 31	((Nov. 27 - Dec. 31)) Nov. 23 - Dec. 31	((Nov. 25 - Dec. 31)) Nov. 22 - Dec. 31	407, 410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 423, 424, 454, 505, 564, 624, 627, 636, 648, 652, 654, 655, 660 through 672	Any deer
<b>Eastern Washington Mule Deer</b>	((Nov. 21-30)) Nov. 24-30	((Nov. 21-30)) Nov. 23-30	((Nov. 21-30)) Nov. 22-30	209, 215, 233, 243, 250	3 pt. min.
	((Nov. 21 - Dec. 8)) Nov. 24 - Dec. 8	((Nov. 27 - Dec. 8)) Nov. 23 - Dec. 8	((Nov. 25 - Dec. 8)) Nov. 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, Deer Area 3372	3 pt. min. or antlerless

Hunt Area	<del>((2018))</del> 2021 Dates	<del>((2019))</del> 2022 Dates	<del>((2020))</del> 2023 Dates	Game Management Units (GMUs)	Legal Deer
	<del>((Dec. 9-31</del>	<del>Dec. 9-31</del>	<del>Dec. 9-31</del>	<del>Deer Area 1021</del>	<del>Antlerless-only))</del>
Eastern Washington White-tailed Deer	Nov. 10 - Dec. 15	Nov. 10 - Dec. 15	Nov. 10 - Dec. 15	101	Any <del>((white-tailed))</del> buck
	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	105, 108, 117, 121, <u>124</u>	Any <del>((white-tailed))</del> buck
	<del>((Nov. 25 - Dec. 15</del>	<del>Nov. 25 - Dec. 15</del>	<del>Nov. 25 - Dec. 15</del>	<del>124</del>	<del>Any white-tailed deer))</del>
	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	127	<del>((White-tailed,))</del> 3 pt. min. <del>((or antlerless))</del>
	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	145, 163, 178, 272, 278, <u>373</u>	<del>((White-tailed,))</del> 3 pt. min. or antlerless
	<del>((Nov. 21 - Dec. 15))</del> Nov. 24 - Dec. 15	<del>((Nov. 27 - Dec. 15))</del> Nov. 23 - Dec. 15	<del>((Nov. 25 - Dec. 15))</del> Nov. 22 - Dec. 15	204, 209, 215, 233, 243 <del>((, 373))</del>	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 220-414-060) or archery equipment (WAC 220-414-070).

Hunt Area	<del>((2018))</del> 2021 Dates	<del>((2019))</del> 2022 Dates	<del>((2020))</del> 2023 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.
<b>EARLY MUZZLELOADER GENERAL DEER SEASONS</b>					
Western Washington Black-tailed Deer	<del>((Sept. 29 - Oct. 7))</del> Sept. 25 - Oct. 3	<del>((Sept. 28 - Oct. 6))</del> Sept. 24 - Oct. 2	<del>((Sept. 26 - Oct. 4))</del> Sept. 30 - Oct. 8	407, 418, 426, 437, 448, 450, 501, 503, 504, 505, 506, 510, 513, 516, 520, 530, 550, 554, 560, 568, 572, 574, 603, 607, 612, 615, 624 (except Deer Area 6020), 621, 633 through 651, 660, 663, 672, 673	Any buck
				410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, <u>423, 424</u> , 454, 564, 627, 652, 655, 666, 684, and Deer Area 6020	Any deer
				578	3 pt. min.
Eastern Washington White-tailed Deer	<del>((Sept. 29 - Oct. 7))</del> Sept. 25 - Oct. 3	<del>((Sept. 28 - Oct. 6))</del> Sept. 24 - Oct. 2	<del>((Sept. 26 - Oct. 4))</del> Sept. 30 - Oct. 8	101 through 124, 203, 204, 209, 215, 231, 233, 239, 242, 243, 244, 245, 246, 247, 248, 250, 251, 254, 260, <u>262, 266, 269, 272, 278, 284</u>	<del>((White-tailed,))</del> Any buck
				<del>((101 through 121</del>	<del>Any white-tailed buck))</del>
				<del>((124</del>	<del>Any white-tailed deer))</del>
				<del>((127, 142,))</del> 145, 149	<del>((White-tailed,))</del> 3 pt. min. or antlerless
				127, 130, 133, 136, 139, <u>142</u> , 175, 181, 186	<del>((White-tailed,))</del> 3 pt. min.
				373, 379	Any <del>((white-tailed))</del> deer
Eastern Washington Mule Deer	<del>((Sept. 29 - Oct. 7))</del> Sept. 25 - Oct. 3	<del>((Sept. 28 - Oct. 6))</del> Sept. 24 - Oct. 2	<del>((Sept. 26 - Oct. 4))</del> Sept. 30 - Oct. 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 368, 373, 379	<del>((Mule-deer,))</del> 3 pt. min.
Eastern Washington Mule Deer	<del>((Sept. 29 - Oct. 7))</del> Sept. 25 - Oct. 3	<del>((Sept. 28 - Oct. 6))</del> Sept. 24 - Oct. 2	<del>((Sept. 26 - Oct. 4))</del> Sept. 30 - Oct. 8	Deer Areas 3334 and 3372	3 pt. min. or antlerless



Hunt Area	<del>((2018))</del> 2021 Dates	<del>((2019))</del> 2022 Dates	<del>((2020))</del> 2023 Dates	Game Management Units (GMUs)	Legal Deer
<b>LATE MUZZLELOADER GENERAL DEER SEASONS</b>					
<b>Western Washington Black-tailed Deer</b>	<del>((Nov. 21--Dec. 15))</del> Nov. 24 - Dec. 15	<del>((Nov. 27--Dec. 15))</del> Nov. 23 - Dec. 15	<del>((Nov. 25--Dec. 15))</del> Nov. 22 - Dec. 15	407, 410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 423, 424, 454, 504, 564, 633, 654, 666, 667, and 684	Any deer
				448, 460, 501, 602, 621, 651, 658, and 673	Any buck
<b>Eastern Washington White-tailed Deer</b>	<del>((Nov. 21--Dec. 8))</del> Nov. 24 - Dec. 8	<del>((Nov. 27--Dec. 8))</del> Nov. 23 - Dec. 8	<del>((Nov. 25--Dec. 8))</del> Nov. 22 - Dec. 8	113	Any <del>((white-tailed))</del> buck
	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	130, 133, 136, 139, 142	<del>((White-tailed,))</del> 3 pt. min. <del>((or antlerless))</del>
	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	172 <del>((except Deer Area 1040))</del> , 181	<del>((White-tailed,))</del> 3 pt. min. <del>((or antlerless))</del>
	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	379, 381	Any <del>((white-tailed))</del> deer
<b>Eastern Washington Mule Deer</b>	<del>((Nov. 25--Dec. 8))</del>	<del>Nov. 25--Dec. 8</del>	<del>Nov. 25--Dec. 8</del>	430	Antlerless))
	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	379, 381	3 pt. min.
	Nov. 20-30	Nov. 20-30	Nov. 20-30	382 (except closed in Deer Area 5382)	3 pt. min.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-415-020, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-415-020, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-415-020, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-415-020, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, 77.32.155. WSR 16-15-045 (Order 16-182), § 232-28-357, filed 7/14/16, effective 8/14/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-059 (Order 15-98), § 232-28-357, filed 4/30/15, effective 5/31/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-357, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-28-357, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 12-11-005 (Order 12-70), § 232-28-357, filed 5/2/12, effective 6/2/12.]

**OTS-2870.1**

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-415-030 ((2020)) 2021 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.

**Bag Limit:** One (1) deer per hunter during the license year except where otherwise permitted by department rule, even if permits are drawn for more than one deer hunt category.

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Kelly Hill White-tailed Buck	Modern	Any	Nov. 20-24	White-tailed, Any buck	GMU 105	5
Kelly Hill Mule Deer Buck	Modern	Any	Nov. 3-24	Mule deer, 3 pt. min.	GMU 105	1
Douglas White-tailed Buck	Modern	Any	Nov. 20-24	White-tailed, Any buck	GMU 108	5
Douglas Mule Deer Buck	Modern	Any	Nov. 3-24	Mule deer, 3 pt. min.	GMU 108	1
Aladdin White-tailed Buck	Modern	Any	Nov. 20-24	White-tailed, Any buck	GMU 111	5
Aladdin Mule Deer Buck	Modern	Any	Nov. 3-24	Mule deer, 3 pt. min.	GMU 111	1
Selkirk Mule Deer Buck	Modern	Any	Nov. 3-24	Mule deer, 3 pt. min.	GMU 113	1
49 Degrees North White-tailed Buck	Modern	Any	Nov. 20-24	White-tailed, Any buck	GMU 117	5
49 Degrees North Mule Deer Buck	Modern	Any	Nov. 3-24	Mule deer, 3 pt. min.	GMU 117	1
Huckleberry White-tailed Buck	Modern	Any	Nov. 20-24	White-tailed, Any buck	GMU 121	5
Huckleberry Mule Deer Buck	Modern	Any	Nov. 3-24	Mule deer, 3 pt. min.	GMU 121	1
Mt. Spokane	Modern	Any	<del>((Nov. 20-24))</del> Nov. 1-24	Any buck	GMU 124	5
Mica Peak	Modern	Any	<del>((Nov. 20-24))</del> Nov. 1-24	3 pt. min.	GMU 127	5
Cheney	Modern	Any	<del>((Nov. 20-24))</del> Nov. 1-24	3 pt. min.	GMU 130	5
Roosevelt	Modern	Any	<del>((Nov. 20-24))</del> Nov. 1-24	3 pt. min.	GMU 133	5
<u>Harrington</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-24</u>	<u>3 pt. min.</u>	<u>GMU 136</u>	<u>5</u>
Step toe	Modern	Any	<del>((Nov. 20-24))</del> Nov. 1-24	3 pt. min.	GMU 139	5
Almota	Modern	Any	<del>((Nov. 20-24))</del> Nov. 1-24	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
Wenaha West	Modern	Any	Nov. 9-15	Mule deer, 3 pt. min.	Deer Area 1008	2
Wenaha East	Modern	Any	Nov. 9-15	Mule deer, 3 pt. min.	Deer Area 1009	5
<del>((Ten-Forty</del>	<del>Modern</del>	<del>Any</del>	<del>Nov. 9-15</del>	<del>White-tailed deer, 3 pt. min.</del>	<del>Deer Area 1040</del>	<del>4))</del>
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

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Sinlahekin	Modern	Any	Nov. 1-20	Any buck	GMU 215	10
Chewuch	Modern	Any	Nov. 1-20	Any buck	GMU 218	15
Pearygin	Modern	Any	Nov. 1-20	Any buck	GMU 224	15
Gardner	Modern	Any	Nov. 1-20	Any buck	GMU 231	10
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	7
Chiwawa	Modern	Any	Nov. 1-20	Any buck	GMU 245	21
Slide Ridge	Modern	Any	Nov. 1-20	Any buck	GMU 246	8
Entiat	Modern	Any	Nov. 1-20	Any buck	GMU 247	15
Swakane	Modern	Any	Nov. 1-20	Any buck	GMU 250	9
Mission	Modern	Any	Nov. 1-20	Any buck	GMU 251	7
Desert	Modern	Any	<del>((Oct. 17-25))</del> <u>Oct. 23-31</u>	Any buck	GMU 290	18
Desert	Modern	Any	<del>((Nov. 7-15))</del> <u>Nov. 6-14</u>	Any buck	GMU 290	5
Naneum	Modern	Any	<del>((Nov. 16-22))</del> <u>Nov. 15-21</u>	Any buck	GMU 328	15
Quilomene	Modern	Any	<del>((Nov. 9-22))</del> <u>Nov. 8-21</u>	Any buck	GMU 329	18
Teanaway	Modern	Any	<del>((Nov. 16-22))</del> <u>Nov. 15-21</u>	Any buck	GMU 335	27
L.T. Murray	Modern	Any	<del>((Nov. 16-22))</del> <u>Nov. 15-21</u>	Any buck	GMUs 336, 340	5
Bethel	Modern	Any	<del>((Nov. 9-22))</del> <u>Nov. 8-21</u>	Any buck	GMU 360	5
Cowiche	Modern	Any	<del>((Nov. 9-22))</del> <u>Nov. 8-21</u>	Any buck	GMU 368	10
Alkali	Modern	Any	<del>((Oct. 31 - Nov. 15))</del> <u>Oct. 30 - Nov. 14</u>	Any buck	GMU 371	8
Grayback	Modern	Any	<del>((Nov. 9-24))</del> <u>Nov. 8-23</u>	3 pt. min.	GMU 388	20
Nooksack	Modern	Any	<del>((Oct. 31 - Nov. 11))</del> <u>Nov. 1-12</u>	Any buck	GMU 418	25
Skagit	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 426	10
Sauk	Modern	Any	<del>((Oct. 31 - Nov. 11))</del> <u>Nov. 1-12</u>	Any buck	GMU 437	25
Stillaguamish	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 448	12
Snoqualmie	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 460	10
Green River	Any tag	Any	<del>((Oct. 17-23))</del> <u>TBD</u>	Any buck	GMU 485	<del>((5))</del> <u>TBD</u>
Lincoln	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 501	4
Mossyrock	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 505	2
Willapa Hills	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 506	4
Stormking	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 510	1
South Rainier	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 513	1
Packwood	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 516	1
Winston	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 520	4
Ryderwood	Modern	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 530	4

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Coweeman	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 550	4
Toutle	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 556	1
Lewis River	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 560	1
Washougal	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 568	2
Siouxon	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 572	1
Wind River	Modern	Any	<del>((Nov. 19-25))</del> Nov. 18-25	Any buck	GMU 574	20
West Klickitat	Modern	Any	<del>((Nov. 19-25))</del> Nov. 18-25	3 pt. min.	GMU 578	15
Mason	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 633	10
Wynoochee	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 648	8
Satsop	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 651	10
White River	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 653	10
Mashel	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 654	10
Minot Peak	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 660	5
Capitol Peak	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 663	8
Skookumchuck	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 667	10
Fall River	Modern	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 672	5
Chiliwist	Archery	Any	Nov. 21-30	Any buck	GMU 239	10
Chiwawa	Archery	Any	Dec. 1-8	Any buck	GMU 245	8
Slide Ridge	Archery	Any	Dec. 1-8	Any buck	GMU 246	2
Entiat	Archery	Any	Nov. 21-30	Any buck	GMU 247	30
Desert	Archery	Any	Sept. 1-30	Any buck	GMU 290	10
Desert	Archery	Any	<del>((Nov. 21 - Dec. 6))</del> Nov. 20 - Dec. 5	Any buck	GMU 290	10
Naneum	Archery	Any	<del>((Nov. 23 - Dec. 8))</del> Nov. 24 - Dec. 8	Any buck	GMU 328	6
Quilomene	Archery	Any	<del>((Nov. 23 - Dec. 8))</del> Nov. 24 - Dec. 8	Any buck	GMU 329	7
Teaway	Archery	Any	<del>((Nov. 23 - Dec. 8))</del> Nov. 24 - Dec. 8	Any buck	GMU 335	29
Kitsap	Archery	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 627	10
Skokomish	Archery	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 636	10
Skookumchuck	Archery	Any	<del>((Nov. 2-18))</del> Nov. 1-17	Any buck	GMU 667	10
Blue Mtns. Foothills	Muzzleloader	Any	Nov. 20 - Dec. 8	White-tailed, 3 pt. min.	GMUs 149, 154, 162, 166	70
Alta	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 242	10
Chiwawa	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 245	2
Slide Ridge	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 246	1
Mission	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 251	9
Desert	Muzzleloader	Any	<del>((Oct. 3-14))</del> Oct. 2-10	Any buck	GMU 290	2
Teaway	Muzzleloader	Any	<del>((Nov. 9-15))</del> Nov. 8-14	Any buck	GMU 335	1

<b>Quality</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
L.T. Murray	Muzzleloader	Any	((Nov. 9-15)) Nov. 8-14	Any buck	GMUs 336, 340	1
Bald Mountain	Muzzleloader	Any	((Nov. 9-22)) Nov. 8-14	Any buck	GMUs 342, 346	2
Naneum	Muzzleloader	Any	((Nov. 9-15)) Nov. 8-14	Any buck	GMU 328	1
Quilomene	Muzzleloader	Any	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Any buck	GMU 329	2
Olympic	Muzzleloader	Any	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 621	10

<b>Bucks</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
Palouse	Modern	Any	((Nov. 7-19)) Nov. 6-19	White-tailed, 3 pt. min.	GMUs 127-142	((750)) 650
Blue Mtns. Foothills West	Modern	Any	Nov. 9-19	White-tailed, 3 pt. min.	GMUs 149, 154, 162, 163, 166	110
Blue Mtns. Foothills East	Modern	Any	Nov. 9-19	White-tailed, 3 pt. min.	GMUs 145, 172 ((except Deer Area 1040)), 178, 181	50
Mayview	Any tag	Any	Nov. 16-19	3 pt. min.	GMU 145	25
((Ten-Forty	Modern	Any	Oct. 17-25	3 pt. min.	Deer Area 1040	2))
Lick Creek	Modern	Any	Nov. 20-24	3 pt. min.	GMU 175	1
East Okanogan	Modern	Any	Nov. 1-20	Any white-tailed deer	GMU 204	40
Sinlahekin	Modern	Any	Nov. 1-20	Any white-tailed deer	GMU 215	40
Chewuch	Modern	Any	Nov. 1-20	Any white-tailed deer	GMU 218	15
Pearrygin	Modern	Any	Nov. 1-20	Any white-tailed deer	GMU 224	15
Gardner	Modern	Any	Nov. 1-20	Any white-tailed deer	GMU 231	15
Pogue	Modern	Any	Nov. 1-20	Any white-tailed deer	GMU 233	15
Chiliwist	Modern	Any	Nov. 1-20	Any white-tailed deer	GMU 239	15
Alta	Modern	Any	Nov. 1-20	Any white-tailed deer	GMU 242	15
Ritzville	Modern	Any	Nov. 1-20	Any buck	GMU 284	9
Simcoe	Modern	Any	((Oct. 17-27)) Oct. 16-26	3 pt. min.	Deer Area 5382	5
Hoko	Modern	Any	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 601	5
Sol Duc	Modern	Any	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 607	5
Goodman	Modern	Any	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 612	5
Clearwater	Modern	Any	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 615	5
Quinault Ridge	Modern	Any	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 638	2
North River	Modern	Any	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 658	5
Williams Creek	Modern	Any	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 673	5
Bear River-Long Beach	Modern	Any	((Nov. 2-18)) Nov. 1-17	Any buck	GMUs 681, 684	2
Parker Lake	Archery	Any	Sept. 1-30 and Nov. 19 - Dec. 1	Any white-tailed buck	Deer Area 1031	5
((Ten-Forty	Archery	Any	Sept. 1-15	3 pt. min.	Deer Area 1040	2))
Big Bend	Archery	Any	Dec. 1-8	Any buck	GMU 248	10
Ritzville	Archery	Any	((Dec. 1-13)) Dec. 1-19	Any buck	GMU 284	10
Alkali	Archery	Any	((Sept. 1-20)) Sept. 1-24	Any buck	GMU 371	2
Ringold	Archery	Any	Nov. 15-24	3 pt. min.	GMU 379	5
Whitcomb	Archery	Any	Oct. 1-10	Any buck	Deer Area 3071	10

<b>Bucks</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
Paterson	Archery	Any	Oct. 1-10	Any buck	Deer Area 3072	10
Simcoe	Archery	Any	<del>((Sept. 1-25))</del> <u>Sept. 1-24 and Dec. 1-8</u>	3 pt. min.	Deer Area 5382	3
West Klickitat	Archery	Any	Nov. 26 - Dec. 2	3 pt. min.	GMU 578	20
Parker Lake	Muzzleloader	Any	Oct. 1-31 and Dec. 2-14	Any white-tailed buck	Deer Area 1031	5
Blue Creek	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> <u>Sept. 25 - Oct. 3</u>	3 pt. min.	GMU 154	10
Dayton	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> <u>Sept. 25 - Oct. 3</u>	3 pt. min.	GMU 162	15
Marengo	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> <u>Sept. 25 - Oct. 3</u>	3 pt. min.	GMU 163	10
Tucannon	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> <u>Sept. 25 - Oct. 3</u>	3 pt. min.	GMU 166	10
Wenaha	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> <u>Sept. 25 - Oct. 3</u>	3 pt. min.	GMU 169	20
Mountain View	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> <u>Sept. 25 - Oct. 3</u>	3 pt. min.	GMU 172 <del>((except Deer Area 1040))</del>	15
<del>((Ten-Forty</del>	<del>Muzzleloader</del>	<del>Any</del>	<del>Sept. 26 - Oct. 4</del>	<del>3 pt. min.</del>	<del>Deer Area 1040</del>	<del>2))</del>
Peola	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> <u>Sept. 25 - Oct. 3</u>	3 pt. min.	GMU 178	10
Ritzville	Muzzleloader	Any	<del>((Nov. 21-29))</del> <u>Nov. 20-28</u>	Any buck	GMU 284	1
Alkali	Muzzleloader	Any	<del>((Sept. 21 - Oct. 11))</del> <u>Sept. 25 - Oct. 15</u>	Any buck	GMU 371	1
Kahlotus	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> <u>Sept. 25 - Oct. 3</u>	Any buck	GMU 381	20
Whitcomb	Muzzleloader	Any	Nov. 19-27	Any buck	Deer Area 3071	5
Paterson	Muzzleloader	Any	Nov. 19-27	Any buck	Deer Area 3072	5
Simcoe	Muzzleloader	Any	Nov. 20-30	3 pt. min.	Deer Area 5382	3
West Klickitat	Muzzleloader	Any	Dec. 3-8	3 pt. min.	GMU 578	20
Dickey	Muzzleloader	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMU 602	5
Copalis-Matheny	Muzzleloader	Any	<del>((Nov. 2-18))</del> <u>Nov. 1-17</u>	Any buck	GMUs 618, 642	5

<b>Antlerless</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
Mayview	Modern	Any	Nov. 1-12	Antlerless	GMU 145	40
<del>((Mayview</del>	<del>Modern</del>	<del>Any</del>	<del>Nov. 1-12</del>	<del>White-tailed, antlerless</del>	<del>GMU 145</del>	<del>25))</del>
Prescott	Modern	Any	Nov. 1-12	Antlerless	GMU 149	50
<del>((Prescott</del>	<del>Modern</del>	<del>Any</del>	<del>Nov. 1-12</del>	<del>White-tailed, antlerless</del>	<del>GMU 149</del>	<del>20))</del>
Blue Creek	Modern	Any	Nov. 9-19	White-tailed, antlerless	GMU 154	50
Dayton	Modern	Any	Nov. 9-19	White-tailed, antlerless	GMU 162	100
Ten Ten	Modern	Any	Nov. 9-19	Antlerless	Deer Area 1010	15
Marengo	Modern	Any	Nov. 1-12	White-tailed, antlerless	GMU 163	50
Marengo	Modern	Any	Nov. 1-12	Antlerless	GMU 163	5
Peola	Modern	Any	Nov. 1-12	Antlerless	GMU 178	40
<del>((Couse</del>	<del>Modern</del>	<del>Any</del>	<del>Nov. 1-12</del>	<del>Antlerless</del>	<del>GMU 181</del>	<del>25))</del>
Lincoln	Modern	Any	<del>((Oct. 17 - Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 501	15
Mossyrock	Modern	Any	<del>((Oct. 17 - Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 505	30
Winston	Modern	Any	<del>((Oct. 17 - Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 520	20
Ryderwood	Modern	Any	<del>((Oct. 17 - Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 530	10
Olympic	Modern	Any	<del>((Oct. 17 - Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 621	15

<b>Antlerless</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
Coyle	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 624	15
Kitsap	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 627	10
Mason	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 633	20
Skokomish	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 636	5
Wynoochee	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 648	30
Satsop	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 651	15
Mashel	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 654	10
North River	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 658	15
Minot Peak	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 660	20
Capitol Peak	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 663	15
Skookumchuck	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 667	20
Williams Creek	Modern	Any	((Oct. 17 - Nov. 1)) <u>Oct. 16-31</u>	Antlerless	GMU 673	5
Mashel	Archery	Any	((Oct. 24-31)) <u>Oct. 23-30</u>	Antlerless	GMU 654	10
Whitcomb	Archery	Any	Oct. 20-30	Antlerless	Deer Area 3071	10
Paterson	Archery	Any	Oct. 20-30	Antlerless	Deer Area 3072	10
Whitcomb	Muzzleloader	Any	Nov. 29 - Dec. 5	Antlerless	Deer Area 3071	10
Paterson	Muzzleloader	Any	Nov. 29 - Dec. 5	Antlerless	Deer Area 3072	10
Washtucna	Muzzleloader	Any	Nov. 25 - Dec. 8	Mule deer, antlerless	GMUs 139, 142, 284, 381	200
<u>Mayview</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 25 - Oct. 3</u>	<u>Mule deer, antlerless</u>	<u>GMU 145</u>	<u>15</u>
Prescott	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 149	25
Blue Creek	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 154	20
Ten Ten	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	Deer Area 1010	20
Marengo	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 163	10
Peola	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 178	10
Mossyrock	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 505	10
Winston	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 520	5
Ryderwood	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 530	10
Coweeman	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 550	10
Yale	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 554	2
Olympic	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 621	30
Coyle	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 624	20
Mason	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 633	35
Skokomish	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 636	15
Wynoochee	Muzzleloader	Any	((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u>	Antlerless	GMU 648	25

<b>Antlerless</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
Satsop	Muzzleloader	Any	<del>((Nov. 25 - Dec. 15))</del> Nov. 24 - Dec. 15	Antlerless	GMU 651	20
Mashel	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> Sept. 25 - Oct. 3	Antlerless	GMU 654	20
North River	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> Sept. 25 - Oct. 3	Antlerless	GMU 658	15
Minot Peak	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> Sept. 25 - Oct. 3	Antlerless	GMU 660	10
Capitol Peak	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> Sept. 25 - Oct. 3	Antlerless	GMU 663	20
Williams Creek	Muzzleloader	Any	<del>((Sept. 26 - Oct. 4))</del> Sept. 25 - Oct. 3	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.

<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
Benge	Any	Any	<del>((Dec. 14-31))</del> Dec. 20-31	Antlerless	Deer Area 2010	30
Lakeview	Any	Any	Jan. 1-30, <del>((2021))</del> <u>2022</u>	Antlerless	Deer Area 2011	15
Methow	Any	Any	Sept. 7 - Oct. 4	Antlerless	Deer Area 2012	10
North Okanogan	Any	Any	Sept. 7 - Oct. 4	Antlerless	Deer Area 2013	10
Central Okanogan	Any	Any	Sept. 7 - Oct. 4	Antlerless	Deer Area 2014	10
Omak	Any	Any	Sept. 7 - Oct. 4	Antlerless	Deer Area 2015	10
Conconully	Any	Any	Sept. 7 - Oct. 4	Antlerless	Deer Area 2016	10
Lake Chelan North	Any	Any	Aug. 1-31	Antlerless	Deer Area 2017	45
North Issaquah	Any	Any	<del>((Oct. 17 - Nov. 1 and Nov. 19-22))</del> Oct. 16-31 and Nov. 18-21	Antlerless	Deer Area 4541	10
Mt. Spokane	Modern	Any	<del>((Oct. 17-30 and Nov. 7-19))</del> Oct. 16-29 and Nov. 6-19	Antlerless	GMU 124	<del>((350))</del> <u>5</u>
Mica Peak	Modern	Any	<del>((Oct. 17-27))</del> Oct. 16-26	Antlerless	GMU 127	<del>((100))</del> <u>5</u>
Cheney Mule Deer	Modern	Any	<del>((Oct. 17-27))</del> Oct. 16-26	Mule deer, antlerless	GMU 130	<del>((150))</del> <u>90</u>
<u>Cheney White-tailed Deer</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>White-tailed, antlerless</u>	<u>GMU 130</u>	<u>5</u>
Roosevelt Mule Deer	Modern	Any	<del>((Oct. 17-27))</del> Oct. 16-26	Mule deer, antlerless	GMU 133	<del>((75))</del> <u>100</u>
<u>Roosevelt White-tailed Deer</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>White-tailed, antlerless</u>	<u>GMU 133</u>	<u>5</u>
Harrington	Modern	Any	<del>((Oct. 17-27))</del> Oct. 16-26	Antlerless	GMU 136	<del>((150))</del> <u>65</u>
Step toe	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>White-tailed, antlerless</u>	<u>GMU 139</u>	<u>5</u>
<u>Almota</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>White-tailed, antlerless</u>	<u>GMU 142</u>	<u>5</u>
Washtucna	Modern	Any	<del>((Oct. 17-27))</del> Oct. 16-26	Mule deer, antlerless	GMUs 139, 142, 284, 381	<del>((300))</del> <u>350</u>
<del>((Mayview</del>	Modern	Any	Nov. 1-12	Antlerless	GMU 145	15
<del>Blue Creek</del>	Modern	Any	Nov. 9-19	White-tailed, antlerless	GMU 154	30
<del>Ten Ten</del>	Modern	Any	Nov. 9-19	White-tailed, antlerless	Deer Area 1010	15))
East Okanogan	Modern	Any	<del>((Oct. 17-27))</del> Oct. 16-26	White-tailed, antlerless	GMU 204	45
Sinlahekin	Modern	Any	<del>((Oct. 17-27))</del> Oct. 16-26	White-tailed, antlerless	GMU 215	40
Chewuch	Modern	Any	<del>((Oct. 17-27))</del> Oct. 16-26	White-tailed, antlerless	GMU 218	10
Pearrygin	Modern	Any	<del>((Oct. 17-27))</del> Oct. 16-26	White-tailed, antlerless	GMU 224	10



<b>2nd Deer</b>						
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
Gardner	Modern	Any	((Oct. 17-27)) Oct. 16-26	White-tailed, antlerless	GMU 231	10
Pogue	Modern	Any	((Oct. 17-27)) Oct. 16-26	White-tailed, antlerless	GMU 233	10
Chiliwist	Modern	Any	((Oct. 17-27)) Oct. 16-26	White-tailed, antlerless	GMU 239	10
Alta	Modern	Any	((Oct. 17-27)) Oct. 16-26	White-tailed, antlerless	GMU 242	10
Big Bend	Modern	Any	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 248	20
St. Andrews	Modern	Any	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 254	15
Foster Creek	Modern	Any	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 260	15
Withrow	Modern	Any	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 262	15
Badger	Modern	Any	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 266	15
Desert	Modern	Any	((Dec. 12-27)) Dec. 11-26	Antlerless	GMU 290	25
Kahlotus	Modern	Any	Dec. 9-17	Antlerless	GMU 381	10
Orcas	((Modern)) Any	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) Aug. 1 - Dec. 31	Antlerless	GMU 411	((70)) 135
Shaw	((Modern)) Any	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) Aug. 1 - Dec. 31	Antlerless	GMU 412	((30)) 40
San Juan	((Modern)) Any	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) Aug. 1 - Dec. 31	Antlerless	GMU 413	((60)) 120
Lopez	((Modern)) Any	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) Aug. 1 - Dec. 31	Antlerless	GMU 414	((70)) 130
Blakely	((Modern)) Any	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) Aug. 1 - Dec. 31	Antlerless	GMU 415	((40)) 60
Decatur	Modern	Any	Oct. 17 - Nov. 1 and Nov. 19-22	Antlerless	GMU 416	5
Cypress	Modern	Any	Oct. 17 - Nov. 1 and Nov. 19-22	Antlerless	GMU 417	30
Guemes	Modern	Any	Oct. 17 - Nov. 1 and Nov. 19-22	Antlerless	GMU 419	20
Whidbey	((Modern)) Any	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) Aug. 1 - Dec. 31	Antlerless	GMU 420	((175)) 275
Camano	Modern	Any	Oct. 17 - Nov. 1 and Nov. 19-22	Antlerless	GMU 421	30
Vashon-Maury	Any	Any	Aug. 1 - Dec. 31	Antlerless	GMU 422	200
Anderson	Modern	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) Oct. 16-31 and Nov. 18-21	Antlerless	GMU 655	((40)) 30
Deschutes	Modern	Any	((Oct. 17-30 and Nov. 19-22)) Oct. 16-31 and Nov. 18-21	Antlerless	GMU 666	40
Mt. Spokane	Archery	Any	((Sept. 1-25 and Nov. 25 - Dec. 15)) Sept. 1-24 and Nov. 25 - Dec. 15	Antlerless	GMU 124	((100)) 5
Mica Peak	Archery	Any	((Sept. 1-25 and Nov. 25 - Dec. 15)) Sept. 1-24 and Nov. 25 - Dec. 15	Antlerless	GMU 127	((75)) 5

<b>2nd Deer</b>						
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
<del>((Clarkston</del>	<del>Archery</del>	<del>Any</del>	<del>Nov. 20 - Dec. 31</del>	<del>Antlerless</del>	<del>Deer Area 1021</del>	<del>20</del>
<del>Oreas</del>	<del>Archery</del>	<del>Any</del>	<del>Sept. 1-25 and Nov. 25 - Dec. 31</del>	<del>Antlerless</del>	<del>GMU 411</del>	<del>45</del>
<del>Shaw</del>	<del>Archery</del>	<del>Any</del>	<del>Sept. 1-25 and Nov. 25 - Dec. 31</del>	<del>Antlerless</del>	<del>GMU 412</del>	<del>20</del>
<del>San Juan</del>	<del>Archery</del>	<del>Any</del>	<del>Sept. 1-25 and Nov. 25 - Dec. 31</del>	<del>Antlerless</del>	<del>GMU 413</del>	<del>40</del>
<del>Lopez</del>	<del>Archery</del>	<del>Any</del>	<del>Sept. 1-25 and Nov. 25 - Dec. 31</del>	<del>Antlerless</del>	<del>GMU 414</del>	<del>40</del>
<del>Blakely</del>	<del>Archery</del>	<del>Any</del>	<del>Sept. 1-25 and Nov. 25 - Dec. 31</del>	<del>Antlerless</del>	<del>GMU 415</del>	<del>20))</del>
<u>Cheney Mule Deer</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-24</u>	<u>Mule deer, antlerless</u>	<u>GMU 130</u>	<u>25</u>
<u>Cheney White-tailed Deer</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-24</u>	<u>White-tailed, antlerless</u>	<u>GMU 130</u>	<u>5</u>
<u>Roosevelt Mule Deer</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-24</u>	<u>Mule deer, antlerless</u>	<u>GMU 133</u>	<u>30</u>
<u>Roosevelt White-tailed Deer</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-24</u>	<u>White-tailed, antlerless</u>	<u>GMU 133</u>	<u>5</u>
<u>Harrington</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-24</u>	<u>Antlerless</u>	<u>GMU 136</u>	<u>15</u>
<u>Step toe</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-24</u>	<u>White-tailed, antlerless</u>	<u>GMU 139</u>	<u>5</u>
<u>Almota</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-24</u>	<u>White-tailed, antlerless</u>	<u>GMU 142</u>	<u>5</u>
<u>Decatur</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-25 and Nov. 25 - Dec. 31</u>	<u>Antlerless</u>	<u>GMU 416</u>	<u>5</u>
<u>Cypress</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-25 and Nov. 25 - Dec. 31</u>	<u>Antlerless</u>	<u>GMU 417</u>	<u>20</u>
<u>Guemes</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-25 and Nov. 25 - Dec. 31</u>	<u>Antlerless</u>	<u>GMU 419</u>	<u>10</u>
<del>((Whidbey</del>	<del>Archery</del>	<del>Any</del>	<del>Sept. 1-25 and Nov. 25 - Dec. 31</del>	<del>Antlerless</del>	<del>GMU 420</del>	<del>75))</del>
<u>Camano</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 1-25 and Nov. 25 - Dec. 31</u>	<u>Antlerless</u>	<u>GMU 421</u>	<u>25</u>
<u>Miller</u>	<u>Archery</u>	<u>Any</u>	<u>Dec. 16-31</u>	<u>Antlerless</u>	<u>Deer Area 6020</u>	<u>40</u>
<u>Anderson</u>	<u>Archery</u>	<u>Any</u>	<del>((Sept. 1-25 and Nov. 25 - Dec. 31)) <u>Sept. 1-24 and Nov. 24 - Dec. 31</u></del>	<u>Antlerless</u>	<u>GMU 655</u>	<u>10</u>
<u>Mt. Spokane</u>	<u>Muzzleloader</u>	<u>Any</u>	<del>((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u></del>	<u>Antlerless</u>	<u>GMU 124</u>	<del>((125)) <u>5</u></del>
<u>Mica Peak</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 25 - Oct. 3</u>	<u>Antlerless</u>	<u>GMU 127</u>	<u>5</u>
<u>Cheney Mule Deer</u>	<u>Muzzleloader</u>	<u>Any</u>	<del>((Sept. 26 - Oct. 4 and Nov. 25 - Dec. 8)) <u>Sept. 25 - Oct. 3</u></del>	<u>Mule deer, antlerless</u>	<u>GMU 130</u>	<del>((25)) <u>10</u></del>
<u>Cheney White-tailed Deer</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 25 - Oct. 3 and Nov. 25 - Dec. 8</u>	<u>White-tailed, antlerless</u>	<u>GMU 130</u>	<u>5</u>
<u>Roosevelt Mule Deer</u>	<u>Muzzleloader</u>	<u>Any</u>	<del>((Sept. 26 - Oct. 4 and Nov. 25 - Dec. 8)) <u>Sept. 25 - Oct. 3</u></del>	<u>Mule deer, antlerless</u>	<u>GMU 133</u>	<del>((25)) <u>10</u></del>
<u>Roosevelt White-tailed Deer</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 25 - Oct. 3 and Nov. 25 - Dec. 8</u>	<u>White-tailed, antlerless</u>	<u>GMU 133</u>	<u>5</u>
<u>Harrington</u>	<u>Muzzleloader</u>	<u>Any</u>	<del>((Sept. 26 - Oct. 4 and Nov. 25 - Dec. 8)) <u>Sept. 25 - Oct. 3</u></del>	<u>Antlerless</u>	<u>GMU 136</u>	<del>((25)) <u>5</u></del>
<del>((Mayview</del>	<del>Muzzleloader</del>	<del>Any</del>	<del>Sept. 26 - Oct. 4</del>	<del>Antlerless</del>	<del>GMU 145</del>	<del>40))</del>
<u>Step toe</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 25 - Oct. 3 and Nov. 25 - Dec. 8</u>	<u>White-tailed, antlerless</u>	<u>GMU 139</u>	<u>5</u>
<u>Almota</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 25 - Oct. 3 and Nov. 25 - Dec. 8</u>	<u>White-tailed, antlerless</u>	<u>GMU 142</u>	<u>5</u>
<u>Foster Creek</u>	<u>Muzzleloader</u>	<u>Any</u>	<del>((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u></del>	<u>Antlerless</u>	<u>GMU 260</u>	<u>10</u>
<u>Moses Coulee</u>	<u>Muzzleloader</u>	<u>Any</u>	<del>((Sept. 26 - Oct. 4)) <u>Sept. 25 - Oct. 3</u></del>	<u>Antlerless</u>	<u>GMU 269</u>	<u>10</u>
<u>Lakeview</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Nov. 1-18</u>	<u>Antlerless</u>	<u>Deer Area 2011</u>	<u>5</u>

<b>2nd Deer</b>						
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
((Oreas	Muzzleloader	Any	Sept. 26 -- Oct. 4 and Nov. 25 -- Dec. 15	Antlerless	GMU 411	20
Shaw	Muzzleloader	Any	Sept. 26 -- Oct. 4 and Nov. 25 -- Dec. 15	Antlerless	GMU 412	20
San Juan	Muzzleloader	Any	Sept. 26 -- Oct. 4 and Nov. 25 -- Dec. 15	Antlerless	GMU 413	20
Lopez	Muzzleloader	Any	Sept. 26 -- Oct. 4 and Nov. 25 -- Dec. 15	Antlerless	GMU 414	20
Blakely	Muzzleloader	Any	Sept. 26 -- Oct. 4 and Nov. 25 -- Dec. 15	Antlerless	GMU 415	10))
Decatur	Muzzleloader	Any	((Sept. 26 -- Oct. 4) Sept. 25 - Oct. 3 and Nov. 25 - Dec. 15	Antlerless	GMU 416	5
Cypress	Muzzleloader	Any	((Sept. 26 -- Oct. 4) Sept. 25 - Oct. 3 and Nov. 25 - Dec. 15	Antlerless	GMU 417	20
Guemes	Muzzleloader	Any	((Sept. 26 -- Oct. 4) Sept. 25 - Oct. 3 and Nov. 25 - Dec. 15	Antlerless	GMU 419	10
((Whidbey	Muzzleloader	Any	Sept. 26 -- Oct. 4 and Nov. 25 -- Dec. 15	Antlerless	GMU 420	25))
Camano	Muzzleloader	Any	((Sept. 26 -- Oct. 4) Sept. 25 - Oct. 3 and Nov. 25 - Dec. 15	Antlerless	GMU 421	20
Anderson	Muzzleloader	Any	((Sept. 26 -- Oct. 4 and Nov. 25 -- Dec. 15)) Sept. 25 - Oct. 3 and Nov. 24 - Dec. 15	Antlerless	GMU 655	5

<b>Youth</b>						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Washtucna	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Any deer	GMUs 139, 142, 284, 381	100
Blue Mtns. Foothills West	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMUs 149, 154, 163, Deer Area 1010	60
Blue Mtns. Foothills East	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMUs 145, 172 ((except Deer Area 1040)), 178, 181	40
Mayview	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Any deer	GMU 145	15
Prescott	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Any deer	GMU 149	20
Peola	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Any deer	GMU 178	20
Tucannon	Modern	Youth	((Oct. 17-27)) Oct. 16-26	White-tailed, antlerless	GMU 166	10
((Ten-Forty	Modern	Youth	Oct. 17-25	Antlerless	Deer Area 1040	2))
Couse	Modern	Youth	((Oct. 17-25)) Oct. 16-26	Antlerless	GMU 181	15
Couse	Modern	Youth	((Oct. 17-25)) Oct. 16-26	Any deer	GMU 181	5
Grande Ronde	Modern	Youth	((Oct. 17-25)) Oct. 16-26	Any deer	GMU 186	3
East Okanogan	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 204	20
Wannacut	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 209	10
Sinlahekin	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 215	10
Chewuch	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 218	10

<b>Youth</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
Pearygin	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 224	10
Gardner	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 231	10
Pogue	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 233	10
Chiliwist	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 239	10
Alta	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 242	10
Chiwawa	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 245	3
Entiat	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 247	3
Swakane	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 250	3
Mission	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 251	5
Bridgeport	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMUs 248, 260	20
Palisades	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMUs 266, 269	20
Beezley	Modern	Youth	((Oct. 17 - Nov. 1)) Oct. 16-31	Any deer	GMU 272	50
Benge	Modern	Youth	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	Deer Area 2010	30
Desert	Modern	Youth	((Dec. 7-31)) Dec. 6-31	Antlerless	GMU 290	((8)) 12
Horse Heaven Hills	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 373	10
Ringold	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 379	10
Simcoe	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Any deer	Deer Area 5382	3
East Klickitat	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Any buck	GMU 382 (except <b>CLOSED</b> in Deer Area 5382)	5
East Klickitat	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 382 (except <b>CLOSED</b> in Deer Area 5382)	5
Grayback	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Any buck	GMU 388	5
Grayback	Modern	Youth	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 388	5
<u>Green River</u>	<u>Any</u>	<u>Youth</u>	<u>TBD</u>	<u>Any buck</u>	<u>GMU 485</u>	<u>TBD</u>
Lincoln	Modern	Youth	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 501	10
Randle	Modern	Youth	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 503	5
Mossyrock	Modern	Youth	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 505	10
Stormking	Modern	Youth	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 510	5
South Rainier	Modern	Youth	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 513	5
Packwood	Modern	Youth	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 516	5
Winston	Modern	Youth	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 520	10
Ryderwood	Modern	Youth	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 530	10
Coweeman	Modern	Youth	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 550	10

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Yale	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 16-31	Antlerless	GMU 554	((5)) 3
Toutle	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 16-31	Antlerless	GMU 556	((10)) 15
Lewis River	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 16-31	Antlerless	GMU 560	5
Washougal	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 16-31	Antlerless	GMU 568	5
Siouxon	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 16-31	Antlerless	GMU 572	5
Wind River	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 16-31	Antlerless	GMU 574	5
West Klickitat	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 16-31	Any buck	GMU 578	5
West Klickitat	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 16-31	Antlerless	GMU 578	5
Pysht	Modern	Youth	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 603	5
Olympic	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Any deer	GMU 621	20
Coyle	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Any deer	GMU 624	10
Kitsap	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Any deer	GMU 627	10
Mason	Modern	Youth	((Nov. 2-18)) Nov. 1-17	Any deer	GMU 633	25
Skokomish	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Any deer	GMU 636	10
Wynoochee	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Any deer	GMU 648	20
Satsop	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Any deer	GMU 651	10
Mashel	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Antlerless	GMU 654	15
North River	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Antlerless	GMU 658	10
Minot Peak	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Any deer	GMU 660	10
Minot Peak	Modern	Youth	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 660	4
Capitol Peak	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Any deer	GMU 663	15
Skookumchuck	Modern	Youth	((Oct. 17 – Nov. 1)) Oct. 9-31	Antlerless	GMU 667	15
Skookumchuck	Modern	Youth	((Oct. 10 – Nov. 1)) Oct. 9-31	Any buck	GMU 667	20
East Okanogan	Muzzleloader	Youth	((Sept. 26 – Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 204	5
Wannacut	Muzzleloader	Youth	((Sept. 26 – Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 209	5
Pogue	Muzzleloader	Youth	((Sept. 26 – Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 233	5
Chilwist	Muzzleloader	Youth	((Sept. 26 – Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 239	5
Alta	Muzzleloader	Youth	((Sept. 26 – Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 242	5
Mission	Muzzleloader	Youth	((Sept. 26 – Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 251	3
Whitcomb	Muzzleloader	Youth	Nov. 1-13	Antlerless	Deer Area 3071	5
Paterson	Muzzleloader	Youth	Nov. 1-13	Antlerless	Deer Area 3072	5
Region 3	Modern, Muzzleloader	Youth	((Aug. 1, 2020 – Mar. 31, 2021)) Aug. 1, 2021 - Mar. 31, 2022	Antlerless	Designated Areas in Region 3	10 <sup>HC</sup>

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Region 5	Modern, Muzzleloader	Youth with mentor	(( <del>Aug. 1, 2020 – Mar. 31, 2021</del> )) Aug. 1, 2021 - Mar. 31, 2022	Antlerless	Designated Areas in Region 5	5 <sup>HC</sup>

Senior 65+						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Mt. Spokane	Modern	Any	Oct. 16-29 and Nov. 6-19	Antlerless	GMU 124	5
Mica Peak	Modern	Any	Oct. 16-26	Antlerless	GMU 127	5
Cheney Mule Deer	Modern	Any	Oct. 16-26	Mule deer, antlerless	GMU 130	10
Cheney White-tailed Deer	Modern	Any	Oct. 16-26	White-tailed, antlerless	GMU 130	5
Roosevelt Mule Deer	Modern	Any	Oct. 16-26	Mule deer, antlerless	GMU 133	15
Roosevelt White-tailed Deer	Modern	Any	Oct. 16-26	White-tailed, antlerless	GMU 133	5
Harrington	Modern	Any	Oct. 16-26	Antlerless	GMU 136	10
Step toe	Modern	Any	Oct. 16-26	White-tailed, antlerless	GMU 139	5
Almota	Modern	Any	Oct. 16-26	White-tailed, antlerless	GMU 142	5
Washtucna	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Mule deer, antlerless	GMUs 139, 142, 284, 381	20
Blue Mtns. Foothills	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMUs 145, 149, 154, 163, Deer Area 1010, 178, 181	30
East Okanogan	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 204	5
Wannacut	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 209	5
Sinlahekin	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 215	5
Chewuch	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 218	5
Pearrygin	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 224	5
Gardner	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 231	5
Pogue	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 233	5
Chiliwist	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 239	5
Alta	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 242	5
Chiwawa	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 245	5
Entiat	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 247	5
Swakane	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 250	5
Mission	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 251	5
Bridgeport	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMUs 248, 260	5
Palisades	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMUs 266, 269	5
Rattlesnake Hills	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 372	10
Horse Heaven Hills	Modern	65+	(( <del>Oct. 17-27</del> )) Oct. 16-26	Antlerless	GMU 373	10
North Issaquah	Any	65+	(( <del>Oct. 17 – Nov. 1 and Nov. 19-22</del> )) Oct. 16-31 and Nov. 18-21	Antlerless	Deer Area 4541	10

<b>Senior 65+</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
Lincoln	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 501	5
Mossyrock	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 505	5
Winston	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 520	5
Yale	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 554	2
Toutle	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 556	5
Washougal	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 568	2
Olympic	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 621	15
Coyle	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 624	5
Kitsap	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 627	5
Mason	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 633	20
Skokomish	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 636	10
Wynoochee	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 648	15
Satsop	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 651	10
Mashel	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 654	10
North River	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 658	15
Minot Peak	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 660	15
Capitol Peak	Modern	65+	<del>((Oct. 17 – Nov. 1))</del> <u>Oct. 16-31</u>	Antlerless	GMU 663	15

<b>Hunters with Disabilities</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
<u>Mt. Spokane</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-29 and</u> <u>Nov. 6-19</u>	<u>Antlerless</u>	<u>GMU 124</u>	<u>5</u>
<u>Mica Peak</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>Antlerless</u>	<u>GMU 127</u>	<u>5</u>
<u>Cheney Mule Deer</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>Mule deer, antlerless</u>	<u>GMU 130</u>	<u>10</u>
<u>Cheney White-tailed Deer</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>White-tailed, antlerless</u>	<u>GMU 130</u>	<u>5</u>
<u>Roosevelt Mule Deer</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>Mule deer, antlerless</u>	<u>GMU 133</u>	<u>15</u>
<u>Roosevelt White-tailed Deer</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>White-tailed, antlerless</u>	<u>GMU 133</u>	<u>5</u>
<u>Harrington</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>Antlerless</u>	<u>GMU 136</u>	<u>10</u>
<u>Step toe</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>White-tailed, antlerless</u>	<u>GMU 139</u>	<u>5</u>
<u>Almota</u>	<u>Modern</u>	<u>Any</u>	<u>Oct. 16-26</u>	<u>White-tailed, antlerless</u>	<u>GMU 142</u>	<u>5</u>
Washtucna	Modern	Hunter with Disability	<del>((Oct. 17-27))</del> <u>Oct. 16-26</u>	<u>Mule deer, antlerless</u>	GMUs 139, 142, 284, 381	20
Blue Mtns. Foothills	Modern	Hunter with Disability	<del>((Oct. 17-27))</del> <u>Oct. 16-26</u>	Antlerless	GMUs 145, 149, 154, 163, Deer Area 1010, 178, 181	20
East Okanogan	Modern	Hunter with Disability	<del>((Oct. 17-27))</del> <u>Oct. 16-26</u>	Antlerless	GMU 204	5
Wannacut	Modern	Hunter with Disability	<del>((Oct. 17-27))</del> <u>Oct. 16-26</u>	Antlerless	GMU 209	5
Sinlahekin	Modern	Hunter with Disability	<del>((Oct. 17-27))</del> <u>Oct. 16-26</u>	Antlerless	GMU 215	5

<b>Hunters with Disabilities</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
Chewuch	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 218	5
Pearygin	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 224	5
Gardner	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 231	5
Pogue	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 233	5
Chiliwist	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 239	5
Alta	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 242	5
Chiwawa	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 245	3
Entiat	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 247	3
Mission	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 251	3
Saint Andrews	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 254	5
Bridgeport	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMUs 248, 260	5
Palisades	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMUs 266, 269	5
Beezley	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 272	10
((Ritzville	Modern	Hunter with Disability	Oct. 17-27	Antlerless	GMU 284	10))
Horse Heaven Hills	Modern	Hunter with Disability	((Oct. 17-27)) Oct. 16-26	Antlerless	GMU 373	10
Kahlotus	Modern	Hunter with Disability	((Nov. 2-8)) Nov. 1-14	Antlerless	GMU 381	10
North Issaquah	Any	Hunter with Disability	((Oct. 12-31 and Nov. 14-17)) Oct. 16-31 and Nov. 18-21	Antlerless	Deer Area 4541	10
((Green River	Any	Hunter with Disability	Oct. 17-23	Any buck	GMU 485	5))
Lincoln	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 501	2
Mossyrock	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 505	3
Winston	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 520	2
Toutle	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 556	3
Washougal	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 568	2
Olympic	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 621	15
Skokomish	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 636	15
Satsop	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 651	10
Mashel	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 654	10
North River	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 658	5
Minot Peak	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 660	5
Capitol Peak	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 663	10
Skookumchuck	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 667	10



<b>Hunters with Disabilities</b>						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Fall River	Modern	Hunter with Disability	((Oct. 17 - Nov. 1)) Oct. 16-31	Antlerless	GMU 672	5
Fall River	Modern	Hunter with Disability	((Nov. 2-18)) Nov. 1-17	Any buck	GMU 672	6
East Okanogan	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 204	5
Sinlahekin	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 215	5
Gardner	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 231	5
Chiwawa	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 245	3
Entiat	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 247	3
Mission	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 251	3
Saint Andrews	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 254	5
Bridgeport	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMUs 248, 260	5
Palisades	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMUs 266, 269	5
Wynoochee	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 648	10
North River	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 658	3
Capitol Peak	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 663	5
Skookumchuck	Muzzleloader	Hunter with Disability	((Sept. 26 - Oct. 4)) Sept. 25 - Oct. 3	Antlerless	GMU 667	10

**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 1	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	((Aug. 1, 2020 - March 31, 2021)) Aug. 1, 2021 - Mar. 31, 2022	Antlerless	Designated Areas in Region 1	30 <sup>HC</sup>
Region 1	Archery/2nd deer tag	Master Hunter deer tag required	Master Hunter	((Aug. 1, 2020 - March 31, 2021)) Aug. 1, 2021 - Mar. 31, 2022	Antlerless	Designated Areas in Region 1	((20 <sup>HC</sup> )) 10 <sup>HC</sup>
Region 2	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	((Aug. 1, 2020 - March 31, 2021)) Aug. 1, 2021 - Mar. 31, 2022	Antlerless	Designated Areas in Region 2	10 <sup>HC</sup>
Region 3	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	((Aug. 1, 2020 - March 31, 2021)) Aug. 1, 2021 - Mar. 31, 2022	Antlerless	Designated Areas in Region 3	40 <sup>HC</sup>
Region 5	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	((Aug. 1, 2020 - March 31, 2021)) Aug. 1, 2021 - Mar. 31, 2022	Antlerless	Designated Areas in Region 5	5 <sup>HC</sup>
Region 6	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	((July 1, 2020 - March 31, 2021)) July 1, 2021 - Mar. 31, 2022	Antlerless	Designated Areas in Region 6	10 <sup>HC</sup>

<sup>HC</sup> 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.

<b>Hunter Education Instructor Incentive Permits</b>
- 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 and/or hunter pink is required during modern firearm seasons.

Hunter Education Instructor Incentive Permits				
- 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. - 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	3
Region 2		Any white-tailed deer	GMUs 204, 215, 233, 239	1
Region 2		Any white-tailed deer	GMUs 218, 224, 231, 242	1
Region 2		Any deer	GMUs 218, 231	1
Region 2		Any deer	GMUs 245, 247	1
Region 2		Any deer	GMU 290	1
Region 3		Any deer	GMUs 335-368	2
Region 4		Any deer	Any 400 series GMU EXCEPT GMUs 485 and 490	4
Region 5		Any deer	All 500 series GMUs EXCEPT GMUs 522 and 578	((4)) <u>3</u>
Region 6		Any deer	Any 600 series GMU	4

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-415-030, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.020. WSR 19-20-078 (Order 19-245), § 220-415-030, filed 9/27/19, effective 10/28/19. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-415-030, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-415-030, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-415-030, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-28-359, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-059 (Order 15-98), § 232-28-359, filed 4/30/15, effective 5/31/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-359, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-28-359, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 12-11-005 (Order 12-70), § 232-28-359, filed 5/2/12, effective 6/2/12.]

**OTS-2871.1**

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-415-040 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. 1013 (Asotin County):** GMU 172, excluding National Forest lands and the 4-0 Ranch Wildlife Area.

**Elk Area No. 1015 Turnbull (Spokane County):** Located in GMU 130, designated areas within the boundaries of Turnbull National Wildlife Refuge.

**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 managed as the 4-0 Ranch Wildlife Area.))~~

**Elk Area No. 1075 (Asotin County):** Private land (excluding WDFW lands) within GMU 175 within the following area: From the intersection of the South Fork Asotin Creek Rd and Campbell Grade Rd, continuing south until the South Fork Asotin Creek Rd crosses the South Fork of Asotin Creek. South along the South Fork of Asotin Creek until it intersects with the USFS property line, due south along the USFS boundary until it reaches the Cloverland Rd. NE along the Cloverland Rd to the intersection of the Parsons Rd (Back Rd), north along the Parsons Rd (Back Rd) to Campbell Grade Rd, west on Campbell Grade Rd to the intersection with South Fork Asotin Creek Rd and the point of beginning.

**Elk Area No. 1081 (Asotin County):** All of GMU 181 Couze, including the portion of GMU 172 starting at the intersection of Mill Road and Highway 129 in Anatone, south along Hwy 129 to Smyth Rd, west and then north on Smyth Rd to the intersection of E Mountain Rd, west along E Mountain Rd to the intersection of W Mountain Rd, north along W Mountain Rd to Mill Road, east on Mill Rd to the starting point.

**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 ((&)) and 9; north along the section line between Sections 8 and 9 as well as Sections 4 ((&)) and 5 (T20N, R21E) ((&)) and Sections 32 ((&)) and 33 (T21N, R21E) to Moses Carr Road; west and north on Moses Carr Road to section line between Section 31 and 30 (T21, R21); west along the section lines between Section 31 and 30 (T21, R21), 36 and 25 (T21, R20) and the section line between Section 35 and 26 (T21, R20) 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 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 bighorn sheep feeding site in T15N, R16E, Section 36; south on the feeding site access road to the Old Na-

ches 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 along the westerly and northerly boundaries of Olallie/Twin Falls/Iron Horse state parks 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 High-

way 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 Deggeler Road; north on Deggeler 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 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 ((524)) 522 beginning at the U.S. Forest Service (USFS) Trail

211 (Lakes Trail) and USFS Trail 230 (Coldwater Trail) junction; NE 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 Rd 3020; NW along 3020 to Rd 3000; E along Rd 3000 to US Forest Service (USFS) Trail 216G; SE along USFS Trail 216G to USFS Trail 221 (Castle Lake Trail); N on USFS Trail 221 to Castle Creek; N along Castle Creek to the confluence with the North Fork Toutle River; W down the North Fork Toutle River to the North Fork Toutle River, Coldwater Creek confluence; North from the North Fork Toutle River, Coldwater Creek confluence on unnamed ridgeline, to Castle Lake viewpoint on 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. 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 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 E 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 Rd; SE on South Prairie Rd to Highway 162; E on Hwy 162 to Hwy 165; S on Hwy 165 to the power transmission

lines at T19 R6 Section 21, NE along the power transmission lines to the White River, N along the White River to the power transmission lines at T19 R7E; NE on power transmission lines to intersection with Hwy 410 West on SR 410 to Hwy 164; NW on Hwy 164 to starting point.

**Elk Area No. 6030 Joyce (Clallam County):** That portion of GMU 603 beginning at the intersection of Freshwater Bay Road and Highway 112; N and NW along Freshwater Bay Road to the Freshwater Bay Boat Launch; NE on the Freshwater Bay Boat Launch to the shoreline with Freshwater Bay; NW and W along the shorelines of Freshwater Bay and the Strait of Juan de Fuca to the mouth of the Lyre River; S along the Lyre River to the intersection with Highway 112; E along Highway 112 to the intersection with Waterline Road; S and SE along Waterline Road to the intersection with the Olympic Discovery Trail Adventure Route (OAT); E along the Olympic Discovery Trail Adventure Route to the intersection with Eden Valley Road; N and NE along Eden Valley Road to the intersection with Highway 112; W along Highway 112 to the point of beginning.

**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 the Nisqually River; W down the Nisqually River to the mouth of the Mashel River; E and SE along the Mashel River to its headwaters; SE from the Mashel River headwaters to the Mashel River-Puyallup River watershed divide ridge; SE along the Mashel River-Puyallup River watershed divide ridge to a point due west of the headwaters of Big Creek; NE along Big Creek to its confluence with Deer Creek; N along Deer Creek to its confluence with 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 the Nisqually River 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. 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 beginning at the mouth of the Quinault River; NE on the Olympic National Park boundary, which is along the Quinault River, to the intersection with USFS Colonel Bob Wilderness Area; then SW along the Colonel Bob Wilderness Area Western boundary to its intersection with Haas Creek; then downstream along Haas Creek to its intersection with USFS Olympic National Forest boundary; then SW along USFS boundary to the Lake Quinault shoreline; then N along the East shore of Lake Quinault to the mouth of Quinault River and the point of the beginning.

**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 Dean Creek on Sequim Bay; south and west up Dean Creek to the power transmission line; west on the power transmission line to the Dungeness River; north down the Dungeness River to its mouth and the point of beginning.

**Elk Area No. 6612 Forks (Clallam County):** That part of GMUs 607 and 612 excluding the city of Forks and Bogachiel state park; starting at the confluence of Calawah River and the Bogachiel River; upstream on the Bogachiel River to the Hwy 101 Bridge north along Hwy 101 to Sportsman Club Rd; E on Sportsman Club Rd to DNR FR-F-1000; E on DNR FR-F-1000 to DNR FR-F-1200; N on DNR FR-F-1200 to its end; from the end of DNR FR-F-1200 N approximately 500' to Elk Creek; down Elk Creek to its confluence with the Calawah River; down the Calawah River to its confluence with the Bogachiel River.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-415-040, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-415-040, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.047, and 77.12.240. WSR 18-19-001 (Order 18-229), § 220-415-040, filed 9/5/18, effective 10/6/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-415-040, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-415-040, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-28-337, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-059 (Order 15-98), § 232-28-337, filed 4/30/15, effective 5/31/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-337, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-28-337, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 12-11-005 (Order 12-70), § 232-28-337, filed 5/2/12, effective 6/2/12; WSR 11-11-013 (Order 11-86), § 232-28-337, filed 5/6/11, effective 6/6/11. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240, 77.32.070, 77.32.530. WSR 10-10-061 (Order 10-94), § 232-28-337, filed 4/30/10, effective 5/31/10. Statutory Authority: RCW

77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240. WSR 09-09-083 (Order 09-53), § 232-28-337, filed 4/15/09, effective 5/16/09. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210. WSR 08-09-090 (Order 08-78), § 232-28-337, filed 4/18/08, effective 5/19/08. Statutory Authority: RCW 77.12.047, 77.12.020. WSR 08-01-052 (Order 07-292), § 232-28-337, filed 12/13/07, effective 1/13/08. Statutory Authority: RCW 77.12.047. WSR 07-01-049 (Order 06-300), § 232-28-337, filed 12/14/06, effective 1/14/07; WSR 06-17-095 (Order 06-196), § 232-28-337, filed 8/15/06, effective 9/15/06; WSR 06-11-032 (Order 06-92), § 232-28-337, filed 5/8/06, effective 6/8/06; WSR 06-02-063 (Order 05-271), § 232-28-337, filed 1/3/06, effective 2/3/06; WSR 05-11-023 (Order 05-84), § 232-28-337, filed 5/10/05, effective 5/15/05. Statutory Authority: RCW 77.12.047 and 77.12.020. WSR 04-11-036 (Order 04-98), § 232-28-337, filed 5/12/04, effective 6/12/04. Statutory Authority: RCW 77.12.047. WSR 03-13-047 (Order 03-129), § 232-28-337, filed 6/12/03, effective 7/13/03.]

### OTS-2872.1

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-415-050 ((2018-2020)) 2021-2023 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 antler 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. 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, 437, 485, 522, 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 (Quinault) 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)	<del>((2018))</del> <u>2021</u> Dates	<del>((2019))</del> <u>2022</u> Dates	<del>((2020))</del> <u>2023</u> Dates	Legal Elk
Eastern Washington	EF	101, 105, 108, 111, 113, 117, 121, 204	<del>((Oct. 27 - Nov. 4))</del> <u>Oct. 30 - Nov. 7</u>	<del>((Oct. 26 - Nov. 3))</del> <u>Oct. 29 - Nov. 6</u>	<del>((Oct. 31 - Nov. 8))</del> <u>Oct. 28 - Nov. 5</u>	Any bull
		145 through 154, 162 through <del>((169, 172 (except Elk Area 1040), 175 through))</del> 186, 249, 336 through 368	<del>((Oct. 27 - Nov. 4))</del> <u>Oct. 30 - Nov. 7</u>	<del>((Oct. 26 - Nov. 3))</del> <u>Oct. 29 - Nov. 6</u>	<del>((Oct. 31 - Nov. 8))</del> <u>Oct. 28 - Nov. 5</u>	Spike bull

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	((2018)) 2021 Dates	((2019)) 2022 Dates	((2020)) 2023 Dates	Legal Elk
		251, 328, 329, 334, 335	((Oct. 27 - Nov. 4)) Oct. 30 - Nov. 7	((Oct. 26 - Nov. 3)) Oct. 29 - Nov. 6	((Oct. 31 - Nov. 8)) Oct. 28 - Nov. 5	True spike bull
		Elk Area 3722((#))	((Sept. 8-23)) Sept. 11-26	((Sept. 7-22)) Sept. 10-25	((Sept. 12-27)) Sept. 9-24	Antlerless only
		124 through 142, 372, 382, 388	((Oct. 27 - Nov. 4)) Oct. 30 - Nov. 7	((Oct. 26 - Nov. 3)) Oct. 29 - Nov. 6	((Oct. 31 - Nov. 8)) Oct. 28 - Nov. 5	Any elk
		203, 209 through 248, 250, 254 through 290, 373, 379, 381	((Oct. 27 - Nov. 15)) Oct. 30 - Nov. 15	((Oct. 26 - Nov. 15)) Oct. 29 - Nov. 15	((Oct. 31 - Nov. 15)) Oct. 28 - Nov. 15	Any elk
		Master Hunters Only: Elk Areas 3911 and 3912. Must wear hunter orange and/or hunter pink.	Aug. 1 - Jan. 20, ((2019)) 2022	Aug. 1 - Jan. 20, ((2020)) 2023	Aug. 1 - Jan. 20, ((2021)) 2024	Antlerless only
		Master Hunters Only: 371. Must wear hunter orange and/or hunter pink.	Aug. 1-31	Aug. 1-31	((Aug. 1 - Oct. 15)) Aug. 1-31	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.))						
Western Washington	WF	460, 466, 448, 503, 505 through 520, 524 ((except CLOSED in Elk Area 5066)), 530, 550, 560, 568, 572, 574, 578, 601 through 618, 624 (except for Elk Area 6071), 627, 633, 638 (except master hunters only in Elk Area 6064 portion of GMU 638), 642 through 651, 652 (except for Elk Area 6014), 654, 658, 660, 667 through 684.	((Nov. 3-14)) Nov. 6-17	((Nov. 2-13)) Nov. 5-16	((Nov. 7-18)) Nov. 4-15	3 pt. min.
		501, 504, 663, Elk Areas 4601 and 6014	((Nov. 3-14)) Nov. 6-17	((Nov. 2-13)) Nov. 5-16	((Nov. 7-18)) Nov. 4-15	3 pt. min. or antlerless
		407, ((448,)) 564, 666	((Nov. 3-14)) Nov. 6-17	((Nov. 2-13)) Nov. 5-16	((Nov. 7-18)) Nov. 4-15	Any elk
		454	((Nov. 3-14)) Nov. 6-17	((Nov. 2-13)) Nov. 5-16	((Nov. 7-18)) Nov. 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 220-414-070.

**Special Notes:** Archery tag holders can hunt only during archery seasons and must hunt with archery equipment (WAC 220-414-070). 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)	((2018)) 2021 Dates	((2019)) 2022 Dates	((2020)) 2023 Dates	Legal Elk
<b>Early Archery General Elk Seasons</b>						
Eastern Washington	EA	101 through 142, 204, 243, 247, 249, 250, 272, 278, 284, 290, 373, 379, 381, 382 (except Deer Area 5382), 388	((Sept. 8-20)) Sept. 11-23	((Sept. 7-19)) Sept. 10-22	((Sept. 12-24)) Sept. 9-21	Any elk
		162, 166, 169, 172 ((except Elk Area 1040)), 175, 186, 251, 328, 329, 336, 340, 352, 356, 364	((Sept. 8-20)) Sept. 11-23	((Sept. 7-19)) Sept. 10-22	((Sept. 12-24)) Sept. 9-21	Spike bull
		((328, 329	Sept. 8-20	Sept. 7-19	Sept. 12-24	True spike bull

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	((2018)) 2021 Dates	((2019)) 2022 Dates	((2020)) 2023 Dates	Legal Elk
		334, 335	Sept. 8-20	Sept. 7-19	Sept. 12-24	True spike bull or antlerless))
		145, 149, 154, ((Elk Area 1010, Elk Area 1013,)) 163, 178, 181, 334, 335, 371	((Sept. 8-20)) Sept. 11-23	((Sept. 7-19)) Sept. 10-22	((Sept. 12-24)) Sept. 9-21	Spike bull or antlerless
		Master Hunters Only: 371. Must wear hunter orange and/or hunter pink.	Aug. 1-31	Aug. 1-31	Aug. 1-31	Antlerless only
Western Washington	WA	407, ((448,)) 454, 564, 666, 684, Elk Area 6014	((Sept. 8-20)) Sept. 11-23	((Sept. 7-19)) Sept. 10-22	((Sept. 12-24)) Sept. 9-21	Any elk
		Elk Area 4601, 501 through 505, 520, 550, 554, 560, 568, 572, 574, 578, Elk Area 6061, 652 (except Elk Area 6013 closed to antlerless), 654, 660, 663, 667 through 673, 681, 699	((Sept. 8-20)) Sept. 11-23	((Sept. 7-19)) Sept. 10-22	((Sept. 12-24)) Sept. 9-21	3 pt. min. or antlerless
		448, 460, 466, 506, 510, 513, 516, 524 ((except CLOSED in Elk Area 5066)), 530, 601 through 618, 624 (except for Elk Area 6071), 627, 633, 638 (except Master Hunters only in Elk Area 6064), 642 through 651, 658	((Sept. 8-20)) Sept. 11-23	((Sept. 7-19)) Sept. 10-22	((Sept. 12-24)) Sept. 9-21	3 pt. min.
<b>Late Archery General Elk Seasons</b>						
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, ((2019)) 2022	Dec. 9 - Jan. 30, ((2020)) 2023	Dec. 9 - Jan. 30, ((2021)) 2024	Antlerless only
		203, 209 through 248, 250, 254 through 290, 379, 381. Must wear hunter orange and/or hunter pink.	((Oct. 27 - Nov. 15)) Oct. 30 - Nov. 15	((Oct. 26 - Nov. 15)) Oct. 29 - Nov. 15	((Oct. 31 - Nov. 15)) Oct. 28 - Nov. 15	Any elk
		Master Hunters Only: Elk Areas 3911 and 3912. Must wear hunter orange and/or hunter pink.	Aug. 1 - Jan. 20, ((2019)) 2022	Aug. 1 - Jan. 20, ((2020)) 2023	Aug. 1 - Jan. 20, ((2021)) 2024	Antlerless only
		((Master Hunters Only: 371. Must wear hunter orange and/or hunter pink.			Aug. 1 - Oct. 15	Antlerless only))
		Master Hunters Only: 127, 130	Dec. 9-31	Dec. 9-31	Dec. 9-31	Antlerless only
		334, 335	((Nov. 21 - Dec. 8)) Nov. 24 - Dec. 8	((Nov. 27 - Dec. 8)) Nov. 23 - Dec. 8	((Nov. 25 - Dec. 8)) Nov. 22 - Dec. 8	((True)) Spike bull or antlerless
249, 251, 336, 342, 346, 352, 364, Elk Area 3681	((Nov. 21 - Dec. 8)) Nov. 24 - Dec. 8	((Nov. 27 - Dec. 8)) Nov. 23 - Dec. 8	((Nov. 25 - Dec. 8)) Nov. 22 - Dec. 8	Spike bull		
Western Washington	WA	Elk Area 4601, 503, 505, 506, 530, 652 (except Elk Area 6013 closed to antlerless), 663, 667, 672, 681, and 699. Master hunters only in Elk Area 6064 portion of GMU 638	((Nov. 21 - Dec. 15)) Nov. 24 - Dec. 15	((Nov. 27 - Dec. 15)) Nov. 23 - Dec. 15	((Nov. 25 - Dec. 15)) Nov. 22 - Dec. 15	3 pt. min. or antlerless
		407	((Nov. 21 - Jan. 20, 2019)) Nov. 25 - Dec. 15	((Nov. 27 - Jan. 20, 2020)) Nov. 25 - Dec. 15	((Nov. 25 - Jan. 20, 2021)) Nov. 25 - Dec. 15	Any elk
		((448,)) 454, 564, 666, Elk Area 6014	((Nov. 21 - Dec. 15)) Nov. 24 - Dec. 15	((Nov. 27 - Dec. 15)) Nov. 23 - Dec. 15	((Nov. 25 - Dec. 15)) Nov. 22 - Dec. 15	Any elk
		448, 603, 612, 615, 638 (except for Elk Area 6064), 648	((Nov. 21 - Dec. 15)) Nov. 24 - Dec. 15	((Nov. 27 - Dec. 15)) Nov. 23 - Dec. 15	((Nov. 25 - Dec. 15)) Nov. 22 - Dec. 15	3 pt. min.



Hunt Area	Elk Tag Area	Game Management Units (GMUs)	((2018)) 2021 Dates	((2019)) 2022 Dates	((2020)) 2023 Dates	Legal Elk
((#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.))						

**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 220-414-060, or bow and arrow, as defined under WAC 220-414-070.

**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)	((2018)) 2021 Dates	((2019)) 2022 Dates	((2020)) 2023 Dates	Legal Elk
<b>Early Muzzleloader General Elk Seasons</b>						
Eastern Washington	EM	101 through 121, 204, 247	((Oct. 6-12)) Oct. 2-8	((Oct. 5-11)) Oct. 1-7	((Oct. 3-9)) Oct. 7-13	Any bull
		124 through 142, 245, 250, 272, 278, 284, 290, 379	((Oct. 6-12)) Oct. 2-8	((Oct. 5-11)) Oct. 1-7	((Oct. 3-9)) Oct. 7-13	Any elk
		145, 149, 154, 162, 163, 166, 172 ((except Elk Area 1040)), 175, 178, 181, 336 through 342, 352 through 368	((Oct. 6-12)) Oct. 2-8	((Oct. 5-11)) Oct. 1-7	((Oct. 3-9)) Oct. 7-13	Spike bull
		249, 251, 328, 329, 334, 335, Elk Area 2051	((Oct. 6-12)) Oct. 2-8	((Oct. 5-11)) Oct. 1-7	((Oct. 3-9)) Oct. 7-13	True spike bull
		Master Hunters Only: 371. Must wear hunter orange and/or hunter pink.	Aug. 1-31	Aug. 1-31	Aug. 1-31	Antlerless only
Western Washington	WM	407, ((448,)) 454, 564, 666, 684	((Oct. 6-12)) Oct. 2-8	((Oct. 5-11)) Oct. 1-7	((Oct. 3-9)) Oct. 7-13	Any elk
		448, 460, 466, 506, 510, 513, 516, 520, 524 ((except CLOSED in Elk Area 5066)), 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, 672, 673, 681	((Oct. 6-12)) Oct. 2-8	((Oct. 5-11)) Oct. 1-7	((Oct. 3-9)) Oct. 7-13	3 pt. min.
		501, 503, 504, 505, 652 (except Elk Area 6013 closed to antlerless), Elk Area 6014, 654, 663, 667, Elk Area 4601	((Oct. 6-12)) Oct. 2-8	((Oct. 5-11)) Oct. 1-7	((Oct. 3-9)) Oct. 7-13	3 pt. min. or antlerless
<b>Late Muzzleloader General Elk Seasons</b>						
Eastern Washington	EM	130 through 142	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Any elk
		203, 209 through 248, 250, 254 through 290, 373, 379, 381. Must wear hunter orange and/or hunter pink.	((Oct. 27 - Nov. 15)) Oct. 30 - Nov. 15	((Oct. 26 - Nov. 15)) Oct. 29 - Nov. 15	((Oct. 31 - Nov. 15)) Oct. 28 - Nov. 15	Any elk
		Master Hunters Only: Elk Areas 3911 and 3912. Must wear hunter orange and/or hunter pink.	Aug. 1 - Jan. 20, ((2019)) 2022	Aug. 1 - Jan. 20, ((2020)) 2023	Aug. 1 - Jan. 20, ((2021)) 2024	Antlerless only
		((Master Hunters Only: 371. Must wear hunter orange and/or hunter pink.			Aug. 1 - Oct. 15	Antlerless only))
		Master Hunters Only: 127, 130	Dec. 9-31	Dec. 9-31	Dec. 9-31	Antlerless only

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	((2018)) 2021 Dates	((2019)) 2022 Dates	((2020)) 2023 Dates	Legal Elk
Western Washington	WM	407	((Nov. 21 – Jan. 20, 2019)) Dec. 16-31	((Nov. 27 – Jan. 20, 2020)) Dec. 16-31	((Nov. 25 – Jan. 20, 2021)) Dec. 16-31	Any elk
		Elk Area 4601, 501, 503, 504, 505, 652 (except Elk Area 6013 closed to antlerless), 667	((Nov. 21 – Dec. 8)) Nov. 24 - Dec. 8	((Nov. 27 – Dec. 8)) Nov. 23 - Dec. 8	((Nov. 25 – Dec. 8)) Nov. 22 - Dec. 8	3 pt. min. or antlerless
		((578			Nov. 25-30	3 pt. min. or antlerless
		578			Dec. 1-8	3 pt. min.)
		((448,)) 454, 564, 666, 684, Elk Area 6014	((Nov. 21 – Dec. 15)) Nov. 24 - Dec. 15	((Nov. 27 – Dec. 15)) Nov. 23 - Dec. 15	((Nov. 25 – Dec. 15)) Nov. 22 - Dec. 15	Any elk
		568, 574, 578	((Nov. 21-30)) Nov. 24-30	((Nov. 27-30)) Nov. 23-30	((Nov. 25-30)) Nov. 22-30	3 pt. min.
		448, 601, 618, 651, 658	((Nov. 21 – Dec. 15)) Nov. 24 - Dec. 15	((Nov. 27 – Dec. 15)) Nov. 23 - Dec. 15	((Nov. 25 – Dec. 15)) Nov. 22 - Dec. 15	3 pt. min.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-415-050, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.020. WSR 19-20-078 (Order 19-245), § 220-415-050, filed 9/27/19, effective 10/28/19. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-415-050, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-415-050, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-415-050, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-28-358, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-059 (Order 15-98), § 232-28-358, filed 4/30/15, effective 5/31/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-358, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-28-358, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 12-11-005 (Order 12-70), § 232-28-358, filed 5/2/12, effective 6/2/12.]

## OTS-2873.2

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-415-060 ((2020)) 2021 Elk special permits.** It is unlawful to fail to comply with the bag, possession, and season limits de-

scribed 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, muzzle-loader, 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.

**Bag Limit:** One (1) elk per hunter during the license year except where otherwise permitted by department rule, even if permits are drawn for more than one elk hunt category. 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.

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Turnbull	EA, EF, EM	Any	((Oct. 3-12 and Nov. 14 - Dec. 3)) Oct. 2-11 and Nov. 13 - Dec. 2	Any bull	Elk Area 1015	1
Prescott	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 149	2
Blue Creek	EF	Any	((Sept. 21-25)) Sept. 27 - Oct. 1	Any bull	GMU 154	1
Blue Creek	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 154	8
Watershed	EA, EF, EM	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	3 pt. min.	GMU 157	25
Dayton	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 162, 163	2
((Ten-Ten	EF	Any	Sept. 21-25	Any bull	Elk Area 1010, GMU 163	4
Ten-Ten	EF	Any	Oct. 26 - Nov. 8	Any bull	Elk Area 1010, GMU 163	4))
Tucannon	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 166	5
Wenaha West	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	Elk Area 1008	5
Wenaha East	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	Elk Area 1009	4
Mountain View	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 172((EXCEPT Elk Area 1040))	5
((Ten-Forty	EF	Any	Oct. 26 - Nov. 8	Any bull	Elk Area 1040	4))
Lick Creek	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 175	2
Peola	EF	Any	((Sept. 21-25)) Sept. 27 - Oct. 1	Any bull	GMUs 178, 145	1
Peola	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMUs 178, 145	2
Couse	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 181	5
Mission	EF	Any	((Sept. 26 - Oct. 2)) Sept. 27 - Oct. 1	Any bull	GMU 251	4
Colockum	EF	Any	((Sept. 28 - Oct. 2)) Sept. 27 - Oct. 1	Any bull	GMUs 328, 329, 334	1

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Colockum	EF	Any	((Oct. 21 - Nov. 3)) Oct. 25 - Nov. 7	Any bull	GMUs 328, 329, 334	23
Teanaway	EF	Any	((Sept. 28 - Oct. 2)) Sept. 27 - Oct. 1	Any bull	GMU 335	2
Peaches Ridge	EF	Any	((Sept. 28 - Oct. 2)) Sept. 27 - Oct. 1	Any bull	GMUs 336, 346	2
Observatory	EF	Any	((Sept. 28 - Oct. 2)) Sept. 27 - Oct. 1	Any bull	GMUs 334, 340, 342	2
Little Naches	EF	Any	((Oct. 3-14)) Oct. 2-10	Any bull	GMU 346	3
Goose Prairie	EF	Any	((Sept. 28 - Oct. 2)) Sept. 27 - Oct. 1	Any bull	GMUs 352, 356	2
Bethel	EF	Any	((Sept. 28 - Oct. 2)) Sept. 27 - Oct. 1	Any bull	GMU 360	2
Rimrock	EF	Any	((Sept. 28 - Oct. 2)) Sept. 27 - Oct. 1	Any bull	GMU 364	2
Cowiche	EF	Any	((Sept. 28 - Oct. 2)) Sept. 27 - Oct. 1	Any bull	GMU 368	2
Alkali	EF	Any	Oct. 16 - Nov. 5	Any bull	GMUs 334, 371	25
Nooksack	WF	Any	((Oct. 3-29 and Dec. 14-29)) Oct. 2-28 and Dec. 13-28	Any bull	GMU 418	13
Green River	WF, WA, WM	Any	((Oct. 17-23)) TBD	Any bull	GMU 485	((40)) TBD
Wahkiakum	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	GMUs 506, 530	1
South Rainier	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	GMUs 510, 513	1
Packwood	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	GMU 516	1
Winston	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	GMU 520	1
Coweeman	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	GMU 550	1
Toutle	WF	Any	((Sept. 21-25 and Nov. 7-18)) Sept. 20-24 and Nov. 6-17	Any bull	GMU 556	2
Toutle	WF	Any	((Nov. 7-18)) Nov. 6-17	Any bull	GMU 556	((26)) 27
Lewis River	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	GMU 560	2
Siouxon	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	GMU 572	2
Carlton	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	Elk Area 5057	5
West Goat Rocks	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	Elk Area 5058	5
Upper Smith Creek	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	Elk Area 5064	1
Mount Whittier	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	Elk Area 5065	1
Norway Pass	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	Elk Area 5066	2
Mt. Adams	WF	Any	((Sept. 21-25)) Sept. 20-24	Any bull	Elk Area 5059	5
Mudflow	WF	Any	((Nov. 7-18)) Nov. 6-17	Any bull	Elk Area 5099	7
Peninsula	WF	Any	((Sept. 26-30)) Sept. 25-29	3 pt. min.	GMUs 602, 603, 607, 612, 615	4
Matheny	WF	Any	((Sept. 26-30)) Sept. 25-29	3 pt. min.	GMU 618	3

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Quinault	WF	Any	((Sept. 26-30)) Sept. 25-29	3 pt. min.	GMU 638	((5)) 4
Wynoochee	WF	Any	((Sept. 26-30)) Sept. 25-29	3 pt. min.	GMU 648	1
White River	WF	Any	((Sept. 26-30)) Sept. 25-29	Any bull	GMU 653	2
Prescott	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	GMU 149	1
Blue Creek	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	GMU 154	5
Dayton	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	GMUs 162, 163	1
<del>(Ten Ten</del>	EA	Any	Sept. 1-19	Any bull	Elk Area 1010, GMU 163	3))
Tucannon	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	GMU 166	2
Wenaha West	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	Elk Area 1008	2
Wenaha East	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	Elk Area 1009	2
Mountain View	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	GMU 172( <del>(, EXCEPT</del> Elk Area 1040))	4
<del>(Ten Forty</del>	EA	Any	Sept. 9-20	Any bull	Elk Area 1040	2))
Lick Creek	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	GMU 175	2
Peola	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	GMUs 178, 145	3
Couse	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	GMU 181	2
Colockum	EA	Any	((Sept. 12-24)) Sept. 11-23	Any bull	GMUs 328, 329, 334	15
Teanaway	EA	Any	((Sept. 12-24)) Sept. 11-23	Any bull	GMU 335	2
Peaches Ridge	EA	Any	((Sept. 12-24)) Sept. 11-23	Any bull	GMUs 336, 346	10
Observatory	EA	Any	((Sept. 12-24)) Sept. 11-23	Any bull	GMUs 334, 340, 342	19
Goose Prairie	EA	Any	((Sept. 12-24)) Sept. 11-23	Any bull	GMUs 352, 356	6
Bethel	EA	Any	((Sept. 12-24)) Sept. 11-23	Any bull	GMU 360	7
Rimrock	EA	Any	((Sept. 12-24)) Sept. 11-23	Any bull	GMU 364	20
Cowiche	EA	Any	((Sept. 12-24)) Sept. 11-23	Any bull	GMU 368	6
<u>Alkali</u>	<u>EA</u>	<u>Any</u>	Sept. 1-24	<u>Any elk</u>	<u>GMUs 334, 371</u>	<u>40</u>
Nooksack	WA	Any	((Aug. 24 - Sept. 12 and Jan. 1-19, 2021)) Aug. 23 - Sept. 11 and Jan. 1-19, 2022	Any bull	GMU 418	8
Toutle	WA	Any	((Sept. 12-24 and Dec. 1-15)) Sept. 11-23 and Dec. 1-15	Any bull	GMU 556	((20)) 21
Upper Smith Creek	WA	Any	((Sept. 13-19)) Sept. 12-18	Any bull	Elk Area 5064	1
Norway Pass	WA	Any	((Sept. 5-11)) Sept. 4-10	Any bull	Elk Area 5066	2
Mudflow	WA	Any	((Sept. 12-19 and Nov. 19-23)) Sept. 11-18 and Nov. 18-22	Any bull	Elk Area 5099	7
Peninsula	WA	Any	((Sept. 1-24)) Sept. 1-23	3 pt. min.	GMUs 602, 603, 607, 612, 615	2

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
White River	WA	Any	((Sept. 12-24 and Nov. 28-Dec. 13)) Sept. 11-23 and Nov. 27 - Dec. 12	Any bull	GMU 653	16
Prescott	EM	Any	((Sept. 28-Oct. 9)) Oct. 2-10	Any bull	GMU 149	1
Blue Creek	EM	Any	((Sept. 28-Oct. 9)) Oct. 2-10	Any bull	GMU 154	2
Dayton	EM	Any	((Sept. 28-Oct. 9)) Oct. 2-10	Any bull	GMU 162, 163	1
((Ten-Ten	EM	Any	Sept. 28-Oct. 9	Any bull	Elk Area 1010, GMU 163	4))
Tucannon	EM	Any	((Sept. 28-Oct. 9)) Oct. 2-10	Any bull	GMU 166	1
Wenaha West	EM	Any	((Sept. 28-Oct. 9)) Oct. 2-10	Any bull	Elk Area 1008	1
Wenaha East	EM	Any	((Sept. 28-Oct. 9)) Oct. 2-10	Any bull	Elk Area 1009	1
Mountain View	EM	Any	((Sept. 28-Oct. 9)) Oct. 2-10	Any bull	GMU 172, EXCEPT Elk Area 1040	2
((Ten-Forty	EM	Any	Sept. 28-Oct. 9	Any bull	Elk Area 1040	2))
Lick Creek	EM	Any	((Sept. 28-Oct. 9)) Oct. 2-10	Any bull	GMU 175	1
Peola	EM	Any	((Sept. 28-Oct. 9)) Oct. 2-10	Any bull	GMUs 178, 145	1
Couse	EM	Any	((Sept. 28-Oct. 9)) Oct. 2-10	Any bull	GMU 181	1
Mission	EM	Any	((Oct. 3-14)) Oct. 2-10	Any bull	GMU 251	4
Colockum	EM	Any	((Oct. 3-14)) Oct. 2-10	Any bull	GMUs 328, 329, 334	7
Teanaway	EM	Any	((Oct. 3-14)) Oct. 2-10	Any bull	GMU 335	1
Peaches Ridge	EM	Any	((Oct. 3-14)) Oct. 2-10	Any bull	GMUs 336, 346	4
Observatory	EM	Any	((Oct. 3-14)) Oct. 2-10	Any bull	GMUs 334, 340, 342	6
Goose Prairie	EM	Any	((Oct. 3-14)) Oct. 2-10	Any bull	GMUs 352, 356	2
Bethel	EM	Any	((Oct. 3-14)) Oct. 2-10	Any bull	GMU 360	2
Rimrock	EM	Any	((Oct. 3-14)) Oct. 2-10	Any bull	GMU 364	4
Cowiche	EM	Any	((Oct. 3-14)) Oct. 2-10	Any bull	GMU 368	2
<u>Alkali</u>	<u>EM</u>	<u>Any</u>	Sept. 25 - Oct. 15	<u>Any bull</u>	<u>GMUs 334, 371</u>	<u>10</u>
Nooksack	WM	Any	((Sept. 19-30 and Nov. 14-23, and Nov. 29-Dec. 6)) Sept. 18-29 and Nov. 13-22, and Nov. 28 - Dec. 5	Any bull	GMU 418	8
Toutle	WM	Any	((Oct. 3-9)) Oct. 2-8	Any bull	GMU 556	((9)) 11
Mount Whittier	WM	Any	((Sept. 13-19)) Sept. 12-18	Any bull	Elk Area 5065	1
Norway Pass	WM	Any	((Sept. 13-19)) Sept. 12-18	Any bull	Elk Area 5066	2
Mudflow	WM	Any	((Oct. 3-13)) Oct. 2-12	Any bull	Elk Area 5099	7
Peninsula	WM	Any	((Sept. 26-Oct. 2)) Sept. 25 - Oct. 1	3 pt. min.	GMUs 602, 603, 607, 612, 615	2

<b>Bulls</b>						
<b>Hunt Name</b>	<b>Weapon/Tag</b>	<b>Hunters</b>	<b>Hunt Dates</b>	<b>Special Restrictions</b>	<b>Boundary</b>	<b>Permits</b>
Turnbull	EF	Any	((Dec. 8-13)) Dec. 7-12	Spike bull only	Elk Area 1015	1
((Ten-Forty	EF	Any	Oct. 31 - Nov. 8	Spike bull only	Elk Area 1040	2))
Grande Ronde	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 186	1
Mission	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 251	4
Peshastin	EF	Any	Feb. 8-17, 2022	Any bull	Elk Area 2033	4
Teanaway	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 335	4
Peaches Ridge	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMUs 336, 346	15
Observatory	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMUs 334, 340, 342	14
Goose Prairie	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMUs 352, 356	7
Bethel	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 360	7
Rimrock	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 364	33
Cowiche	EF	Any	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMU 368	5
((Alkali	EF	Any	Oct. 12-30	Any bull	GMUs 334, 371	15))
((Skagit River)) Sauk	WF	Any	((Oct. 3 - Nov. 5)) Oct. 2 - Nov. 4	Any bull	((Elk Area 4941)) GMU 437	6
Upper Smith Creek	WF	Any	Oct. 17-23	Any bull	Elk Area 5064	1
Mount Whittier	WF	Any	Oct. 17-23	Any bull	Elk Area 5065	1
Norway Pass	WF	Any	Oct. 17-23	Any bull	Elk Area 5066	3
Olympic	WF	Any	((Nov. 1-18)) Nov. 1-17	3 pt. min.	GMU 621, EXCEPT for Elk Area 6071	5
Skokomish	WF	Any	((Nov. 1-18)) Nov. 1-17	3 pt. min.	GMU 636	2
White River	WF	Any	((Oct. 17 - Nov. 11)) Oct. 16 - Nov. 10	Any bull	GMU 653	35
Turnbull	EA	Any	((Sept. 12-24)) Sept. 11-23	Spike bull only	Elk Area 1015	1
((Ten-Forty	EA	Any	Sept. 1-8	Spike bull only	Elk Area 1040	2))
Grande Ronde	EA	Any	((Sept. 1-19)) Sept. 6-23	Any bull	GMU 186	1
((Alkali	EA	Any	Sept. 1-20	Any Elk	GMUs 334, 371	10))
((Skagit River)) Sauk	WA	Any	((Aug. 24 - Sept. 12 and Jan. 1-7, 2021)) Aug. 23 - Sept. 11 and Jan. 1-7, 2022	Any bull	((Elk Area 4941)) GMU 437	9
Upper Smith Creek	WA	Any	Oct. 1-7	Any bull	Elk Area 5064	2
Mount Whittier	WA	Any	Oct. 1-7	Any bull	Elk Area 5065	1
Norway Pass	WA	Any	Oct. 1-7	Any bull	Elk Area 5066	3
Lewis River	WA	Any	((Nov. 25 - Dec. 8)) Nov. 24 - Dec. 8	3 pt. min.	GMU 560	5
Siouxon	WA	Any	((Nov. 25 - Dec. 8)) Nov. 24 - Dec. 8	3 pt. min.	GMU 572	5
Olympic	WA	Any	((Sept. 1-24)) Sept. 1-23 and Dec. 1-15	3 pt. min.	GMU 621, EXCEPT Elk Area 6071	1
Skokomish	WA	Any	((Sept. 1-24)) Sept. 1-23 and Dec. 1-15	3 pt. min.	GMU 636	1
Turnbull	EM	Any	((Nov. 28 - Dec. 3)) Nov. 27 - Dec. 2	Spike bull only	Elk Area 1015	1
((Ten-Forty	EM	Any	Oct. 3-9	Spike bull only	Elk Area 1040	2))
Grande Ronde	EM	Any	((Sept. 28 - Oct. 9)) Oct. 2-10	Any bull	GMU 186	1

<b>Bulls</b>						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
((Alkali))	EM	Any	Sept. 21 - Oct. 11	Any bull	GMUs 334, 371	15))
((Skagit River)) Sauk	WM	Any	((Sept. 19-30 and Nov. 30 - Dec. 9 and Jan. 9-20, 2021) Sept. 18-29 and Nov. 29 - Dec. 8 and Jan. 8-19, 2022	Any bull	((Elk Area 4941)) GMU 437	6
Upper Smith Creek	WM	Any	Oct. 9-15	Any bull	Elk Area 5064	2
Mount Whittier	WM	Any	Oct. 9-15	Any bull	Elk Area 5065	1
Norway Pass	WM	Any	Oct. 9-15	Any bull	Elk Area 5066	3
Yale	WM	Any	((Nov. 25 - Dec. 15)) Nov. 24 - Dec. 15	3 pt. min.	GMU 554	((15)) 5
Olympic	WM	Any	((Sept. 26 - Oct. 9)) Sept. 25 - Oct. 8	3 pt. min.	GMU 621, EXCEPT for Elk Area 6071	2
Skokomish	WM	Any	((Sept. 26 - Oct. 9)) Sept. 25 - Oct. 8	3 pt. min.	GMU 636	1
White River	WM	Any	((Sept. 26 - Oct. 9)) Sept. 25 - Oct. 8	Any bull	GMU 653	7

<b>Antlerless Elk</b>						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
North Half	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMUs 101, 105, 204	10
Douglas	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMU 108	5
Aladdin	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMU 111	10
Selkirk	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMU 113	10
49 Degrees North	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7 and Dec. 16-31	Antlerless	GMU 117	10
Huckleberry	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7 and Dec. 16-31	Antlerless	GMU 121	10
Turnbull	EF	Any	((Nov. 14-19)) Nov. 13-18	Antlerless	Elk Area 1015	5
Turnbull	EF	Any	((Dec. 8-13)) Dec. 7-12	Antlerless	Elk Area 1015	5
Mayview-Peola	EF	Any	((Oct. 17-25)) Oct. 16-24	Antlerless	GMUs 145, 178	10
Mayview-Peola	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMUs 145, 178	((20)) 10
Prescott	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMU 149	20
Blue Creek	EF	Any	((Oct. 17-25)) Oct. 16-24	Antlerless	GMU 154	5
Blue Creek	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMU 154	5
Marengo	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMU 163	10
Mountain View	EF	Any	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	Elk Area 1013	((40)) 5
Couse	EF	Any	((Oct. 17-25)) Oct. 16-24	Antlerless	Elk Area 1081	((15)) 10
Couse	EF	Any	((Oct. 31 - Nov. 13)) Oct. 30 - Nov. 7	Antlerless	Elk Area 1081	((30)) 25
Malaga	EF	Any	((Sept. 7-18)) Sept. 6-17	Antlerless	Elk Area 2032	20
Malaga	EF	Any	((Nov. 3 - Dec. 31)) Nov. 1 - Dec. 31	Antlerless	Elk Area 2032	55
<u>Peshastin</u>	<u>EF</u>	<u>Any</u>	<u>Dec. 15, 2021 - Feb. 8, 2022</u>	<u>Antlerless</u>	<u>Elk Area 2033</u>	<u>20</u>



Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Colockum	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMUs 328, 329	<del>((50))</del> <u>40</u>
<del>((West Bar</del>	EF	<del>Any</del>	<del>Oct. 31 - Nov. 3</del>	<del>Antlerless</del>	<del>GMU 330</del>	<del>5))</del>
West Bar	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMU 330	5
Teanaway	EF	Any	<del>((Nov. 4-8))</del> <u>Oct. 30 - Nov. 7</u>	Antlerless	GMU 335	25
Taneum	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMU 336	<del>((25))</del> <u>20</u>
Manastash	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMU 340	<del>((25))</del> <u>20</u>
Umtanum	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMU 342	<del>((25))</del> <u>20</u>
Little Naches	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMU 346	<del>((30))</del> <u>20</u>
Nile	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMU 352	10
Bumping	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMU 356	15
Bethel	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMU 360	10
Rimrock	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMU 364	15
Cowiche	EF	Any	<del>((Nov. 4-8))</del> <u>Nov. 3-7</u>	Antlerless	GMU 368	15
Alkali <u>A</u>	EF	Any	<del>((Oct. 12-30))</del> <u>Oct. 16 - Nov. 5</u>	Antlerless	GMU 371	<del>((25))</del> <u>45</u>
<del>((North Bend</del>	WF	<del>Any</del>	<del>Nov. 7-18</del>	<del>Antlerless</del>	<del>Elk Area 4604</del>	<del>5))</del>
<u>Alkali B</u>	<u>EF</u>	<u>Any</u>	<u>Nov. 6-24</u>	<u>Antlerless</u>	<u>GMU 371</u>	<u>45</u>
Green River	WF, WA, WM	Any	<del>((Oct. 17-23))</del> <u>TBD</u>	Antlerless	GMU 485	<del>((12))</del> <u>TBD</u>
Mossyrock	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 505	20
Willapa Hills	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 506	20
Winston	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 520	10
Margaret	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 524 <del>((except CLOSED in Elk Area 5066))</del>	5
Ryderwood	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 530	15
Coweeman	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 550	10
Toutle	WF	Any	Nov. 20-30	Antlerless	GMU 556	5
Lewis River	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 560	15
Washougal	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 568	10
Siouxon	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 572	10
Wind River	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 574	15
West Klickitat	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	GMU 578	30
Norway Pass	WF	Any	Oct. 17-23	Antlerless	Elk Area 5066	3
Mudflow	WF	Any	<del>((Nov. 7-18))</del> <u>Nov. 6-17</u>	Antlerless	Elk Area 5099	3
Mallis	WF	Any	Dec. 16-31	Antlerless	Elk Area 6010	10
Mallis	WF	Any	Jan. 1-20, <del>((2021))</del> <u>2022</u>	Antlerless	Elk Area 6010	20
Puyallup	WF	Any	Jan. 1-20, <del>((2021))</del> <u>2022</u>	Antlerless	Elk Area 6014	10

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Puyallup	WF	Any	Jan. 21 - Feb. 10, <del>((2021))</del> 2022	Antlerless	Elk Area 6014	10
Puyallup	WF	Any	Feb. 11-28, <del>((2021))</del> 2022	Antlerless	Elk Area 6014	10
Joyce	<del>WF</del>	<del>Any</del>	<del>Dec. 16-31</del>	<del>Antlerless</del>	<del>Elk Area 6030</del>	<del>5</del>
Hanaford	WF	Any	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	Elk Area 6069	5
Williams Creek	WF	Any	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMU 673	50
Long Beach	WF	Any	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMU 684	<del>((6))</del> 4
Turnbull	EA	Any	<del>((Sept. 12-24))</del> Sept. 11-23	Antlerless	Elk Area 1015	12
Malaga	EA	Any	<del>((Aug. 30 - Sept. 5))</del> Aug. 29 - Sept. 4	Antlerless	Elk Area 2032	20
<u>Colockum</u>	<u>EA</u>	<u>Any</u>	<u>Sept. 11-23</u>	<u>Antlerless</u>	<u>GMUs 328, 329</u>	<u>75</u>
<u>Colockum</u>	<u>EA</u>	<u>Any</u>	<u>Nov. 25 - Dec. 8</u>	<u>Antlerless</u>	<u>GMU 328</u>	<u>20</u>
<u>Taneum</u>	<u>EA</u>	<u>Any</u>	<u>Sept. 11-23</u>	<u>Antlerless</u>	<u>GMU 336</u>	<u>60</u>
<u>Manastash</u>	<u>EA</u>	<u>Any</u>	<u>Sept. 11-23</u>	<u>Antlerless</u>	<u>GMU 340</u>	<u>60</u>
<u>Umtanum</u>	<u>EA</u>	<u>Any</u>	<u>Nov. 25 - Dec. 8</u>	<u>Antlerless</u>	<u>GMU 342</u>	<u>60</u>
<u>Nile</u>	<u>EA</u>	<u>Any</u>	<u>Sept. 11-23</u>	<u>Antlerless</u>	<u>GMU 352</u>	<u>50</u>
<u>Bumping</u>	<u>EA</u>	<u>Any</u>	<u>Sept. 11-23</u>	<u>Antlerless</u>	<u>GMU 356</u>	<u>50</u>
<u>Rimrock</u>	<u>EA</u>	<u>Any</u>	<u>Sept. 11-23</u>	<u>Antlerless</u>	<u>GMU 364</u>	<u>60</u>
<u>Cowiche</u>	<u>EA</u>	<u>Any</u>	<u>Nov. 25 - Dec. 8</u>	<u>Antlerless</u>	<u>Elk Area 3681</u>	<u>50</u>
Margaret	WA	Any	<del>((Sept. 12-24))</del> Sept. 11-23 and Dec. 1-15	Antlerless	GMU 524 <del>((except CLOSED in Elk Area 5066))</del>	5
Toutle	WA	Any	<del>((Sept. 12-24))</del> Sept. 11-23 and Dec. 1-15	Antlerless	GMU 556	10
Norway Pass	WA	Any	Oct. 1-7	Antlerless	Elk Area 5066	3
Mudflow	WA	Any	<del>((Sept. 5-11 and Nov. 19-23))</del> Sept. 4-10 and Nov. 18-22	Antlerless	Elk Area 5099	5
Lewis River	WA	Any	<del>((Nov. 25 - Dec. 8))</del> Nov. 24 - Dec. 8	Antlerless	GMU 560	5
Siouxon	WA	Any	<del>((Nov. 25 - Dec. 8))</del> Nov. 24 - Dec. 8	Antlerless	GMU 572	3
Wynoochee	WA	Any	<del>((Nov. 25 - Dec. 15))</del> Nov. 24 - Dec. 15	Antlerless	GMU 648	<del>((100))</del> 95
North Half	EM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMUs 101, 105, 204	10
Douglas	EM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 108	5
Aladdin	EM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 111	10
Selkirk	EM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 113	10
49 Degrees North	EM	Any	<del>((Oct. 3-9))</del> Oct. 2-8 and Dec. 16-31	Antlerless	GMU 117	20
Huckleberry	EM	Any	<del>((Oct. 3-9))</del> Oct. 2-8 and Dec. 16-31	Antlerless	GMU 121	10
Turnbull	EM	Any	<del>((Nov. 28 - Dec. 3))</del> Nov. 27 - Dec. 2	Antlerless	Elk Area 1015	8
Turnbull	EM	Any	<del>((Dec. 15-20))</del> Dec. 14-19	Antlerless	Elk Area 1015	8
Blue Creek	EM	Any	Dec. 9, <del>((2020))</del> 2021 - Jan. 20, <del>((2021))</del> 2022	Antlerless	GMU 154	15
Mountain View	EM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	Elk Area 1013	<del>((20))</del> 5
Mayview-Peola	EM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMUs 145, 178	<del>((20))</del> 10

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Couse	EM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	Elk Area 1081	10
Couse	EM	Any	Dec. 1, <del>((2020))</del> 2021 - Jan. 20, <del>((2024))</del> 2022	Antlerless	Elk Area 1081 and Elk Area 1075	35
Malaga	EM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	Elk Area 2032	45
Colockum	EM	Any	<del>((Oct. 3-11))</del> Oct. 2-10	Antlerless	GMUs 328, 329	35
<del>((West Bar</del>	<del>EM</del>	<del>Any</del>	<del>Oct. 3-11</del>	<del>Antlerless</del>	<del>GMU 330</del>	<del>5))</del>
Teanaway	EM	Any	<del>((Oct. 3-14))</del> Oct. 2-10	Antlerless	GMU 335	20
Taneum	EM	Any	<del>((Oct. 3-14))</del> Oct. 2-10	Antlerless	GMU 336	20
Manastash	EM	Any	<del>((Oct. 3-14))</del> Oct. 2-10	Antlerless	GMU 340	20
Umtanum	EM	Any	<del>((Oct. 3-14))</del> Oct. 2-10	Antlerless	GMU 342	20
Nile	EM	Any	<del>((Oct. 3-14))</del> Oct. 2-10	Antlerless	GMU 352	10
Bumping	EM	Any	<del>((Oct. 3-14))</del> Oct. 2-10	Antlerless	GMU 356	10
Bethel	EM	Any	<del>((Oct. 3-14))</del> Oct. 2-10	Antlerless	GMU 360	10
Cowiche	EM	Any	<del>((Oct. 3-14))</del> Oct. 2-10	Antlerless	GMU 368	10
Alkali	EM	Any	<del>((Sept. 21 - Oct. 11))</del> Sept. 25 - Oct. 15	Antlerless	GMU 371	<del>((20))</del> 45
Willapa Hills	WM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 506	15
Mudflow	WM	Any	<del>((Oct. 3-13))</del> Oct. 2-12	Antlerless	Elk Area 5099	4
Winston	WM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 520	5
Margaret	WM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 524 <del>((except CLOSED in Elk Area 5066))</del>	5
Ryderwood	WM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 530	10
Coweeman	WM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 550	10
Yale	WM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 554	<del>((40))</del> 5
Yale	WM	Any	<del>((Nov. 25 - Dec. 15))</del> Nov. 24 - Dec. 15	Antlerless	GMU 554	<del>((40))</del> 5
Toutle	WM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 556	10
Lewis River	WM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 560	5
Washougal	WM	Any	<del>((Nov. 25 - Dec. 8))</del> Nov. 24 - Dec. 8	Antlerless	GMU 568	10
Siouxon	WM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMU 572	5
Wind River	WM	Any	<del>((Nov. 25 - Dec. 8))</del> Nov. 24 - Dec. 8	Antlerless	GMU 574	20
<u>West Klickitat</u>	<u>WM</u>	<u>Any</u>	<u>Nov. 24 - Dec. 8</u>	<u>Antlerless</u>	<u>GMU 578</u>	<u>75</u>
Mount Whittier	WM	Any	Oct. 9-15	Antlerless	Elk Area 5065	1
Norway Pass	WM	Any	Oct. 9-15	Antlerless	Elk Area 5066	2
Mallis	WM	Any	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	Elk Area 6010	10
Mashel	WM	Any	Jan. 1-15, <del>((2024))</del> 2022	Antlerless	Elk Area 6054	20
North River	WM	Any	<del>((Nov. 19 - Dec. 15))</del> Nov. 24 - Dec. 15	Antlerless	GMU 658	20

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Forks( <del>5</del> )	WF, WM, WA	Any	Jan. 1-31, ((2021)) <u>2022</u>	Antlerless	Elk Area 6612	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	(( <del>Nov. 21-26</del> )) <u>Nov. 20-25</u>	Antlerless	Elk Area 1015	5
Turnbull	EF	Youth	(( <del>Nov. 21-26</del> )) <u>Nov. 20-25</u>	Spike bull only	Elk Area 1015	1
Aladdin	EF	Youth	(( <del>Oct. 31 - Nov. 8</del> )) <u>Oct. 30 - Nov. 7</u>	Antlerless	GMU 111	5
Selkirk	EF	Youth	(( <del>Oct. 31 - Nov. 8</del> )) <u>Oct. 30 - Nov. 7</u>	Antlerless	GMU 113	5
49 Degrees North	EF	Youth	(( <del>Oct. 31 - Nov. 8</del> )) <u>Oct. 30 - Nov. 7 and Dec. 16-31</u>	Antlerless	GMU 117	5
Mayview-Peola	EF	Youth	(( <del>Oct. 31 - Nov. 8</del> )) <u>Oct. 30 - Nov. 7</u>	Antlerless	GMUs 145, 178	5
Blue Creek	EF	Youth	(( <del>Oct. 31 - Nov. 8</del> )) <u>Oct. 30 - Nov. 7</u>	Antlerless	GMU 154	3
(( <del>Ten-Ten</del>	EF	Youth	<u>Oct. 31 - Nov. 8</u>	Antlerless	Elk Area 1010	3
<del>Ten-Forty</del>	EF	Youth	<u>Oct. 17-25</u>	Antlerless	Elk Area 1040	3))
Couse	EF	Youth	(( <del>Oct. 31 - Nov. 8</del> )) <u>Oct. 30 - Nov. 7</u>	Antlerless	Elk Area 1081	10
Malaga	EF	Youth	(( <del>Nov. 2-13</del> )) <u>Nov. 1-12</u>	Antlerless	Elk Area 2032	10
(( <del>Coloekum</del>	EF	Youth	<u>Nov. 4-11</u>	Antlerless	GMUs 328, 329, 335	20))
Yakima North	EF	Youth	(( <del>Nov. 4-11</del> )) <u>Nov. 3-11</u>	Antlerless	GMUs 336, 340, 342, 346	10
Yakima Central	EF	Youth	(( <del>Nov. 4-11</del> )) <u>Nov. 3-11</u>	Antlerless	GMUs 352, 356, 360	5
Yakima South	EF	Youth	(( <del>Nov. 4-11</del> )) <u>Nov. 3-11</u>	Antlerless	GMUs 364, 368	5
Alkali	EF	Youth	(( <del>Dec. 14, 2020 - Jan. 3, 2021</del> )) <u>Dec. 18, 2021 - Jan. 3, 2022</u>	Antlerless	GMU 371	20
<u>Yakima Early</u>	<u>EA</u>	<u>Youth</u>	<u>Sept. 11-23</u>	<u>Antlerless</u>	<u>GMUs 336, 340, 352, 356, 364</u>	<u>20</u>
<u>Yakima Late</u>	<u>EA</u>	<u>Youth</u>	<u>Nov. 25 - Dec. 8</u>	<u>Antlerless</u>	<u>GMUs 342, 368</u>	<u>20</u>
(( <del>Coloekum</del>	EM	Youth	<u>Oct. 3-11</u>	Antlerless	GMUs 328, 329, 335	10))
Yakima North	EM	Youth	(( <del>Oct. 3-11</del> )) <u>Oct. 2-10</u>	Antlerless	GMUs 336, 340, 342, 346	10
Yakima Central	EM	Youth	(( <del>Oct. 3-11</del> )) <u>Oct. 2-10</u>	Antlerless	GMUs 352, 356, 360	10
Yakima South	EM	Youth	(( <del>Oct. 3-11</del> )) <u>Oct. 2-10</u>	Antlerless	GMUs 364, 368	10
Alkali	EM	Youth	(( <del>Nov. 21 - Dec. 13</del> )) <u>Nov. 25 - Dec. 17</u>	Antlerless	GMU 371	10
(( <del>North Bend</del>	WF, WM, WA	Youth	<u>Nov. 7-18</u>	Antlerless	Elk Area 4601	5))
(( <del>Skagit River</del> ) <u>Sauk</u>	WF, WM, WA	Youth	(( <del>Nov. 7-29 and Dec. 14-29</del> )) <u>Nov. 6-28 and Dec. 13-28</u>	Antlerless	(( <del>Elk Area 4941</del> ) <u>GMU 437</u>	5
Mudflow	WF, WM, WA	Youth	(( <del>Nov. 21-30</del> )) <u>Nov. 23-30</u>	Any bull	Elk Area 5099	5
Mudflow	WF, WM, WA	Youth	(( <del>Oct. 24 - Nov. 1</del> )) <u>Oct. 23-31</u>	Antlerless	Elk Area 5099	5
Coweeman	WF	Youth	(( <del>Nov. 7-18</del> )) <u>Nov. 6-17</u>	Antlerless	GMU 550	10
Toutle	WF	Youth	<u>Nov. 20-30</u>	Antlerless	GMU 556	10
Lewis River	WF	Youth	(( <del>Nov. 7-18</del> )) <u>Nov. 6-17</u>	Antlerless	GMU 560	5

<b>Youth - Only youth hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.</b>						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Wind River	WF	Youth	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMU 574	5
West Klickitat	WF	Youth	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMU 578	10
Region 5	WF, WM	Youth with mentor	Aug. 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Designated Areas in Region 5	10 <sup>HC</sup>
Peninsula	WF	Youth	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMUs 602, 607, 612, 615	4
Clearwater	WF	Youth	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMU 615	5
Matheny	WF	Youth	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMU 618	5
Wynoochee	WF	Youth	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMU 648	10
North River	WF	Youth	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMU 658	5
Williams Creek	WF	Youth	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMU 673	10
Mallis	WF	Youth	Dec. 16, <del>((2020))</del> 2021 - Jan. 20, <del>((2021))</del> 2022	Antlerless	Elk Area 6010	10
Peninsula	WA	Youth	<del>((Sept. 12-24))</del> Sept. 11-23	Antlerless	GMUs 602, 607, 612, 615	2
Peninsula	WM	Youth	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMUs 602, 607, 612, 615	2
Forks( <del>5</del> )	WF, WM, WA	Youth	Dec. 16-31	Antlerless	Elk Area 6612	10*
Region 6	WF	Youth with mentor	Aug. 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Designated Areas in Region 6	7 <sup>HC</sup>

<b>65+ Senior - Only hunters 65 and older may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.</b>						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Northeast	EF	65+	<del>((Oct. 31 - Nov. 8))</del> Oct. 30 - Nov. 7 and Dec. 16-31	Antlerless	GMUs 113, 117	10
Prescott	EF	65+	<del>((Oct. 31 - Nov. 8))</del> Oct. 30 - Nov. 7	Antlerless	GMU 149	3
Blue Creek	EF	65+	<del>((Oct. 31 - Nov. 8))</del> Oct. 30 - Nov. 7	Antlerless	GMU 154	1
Marengo	EF	65+	<del>((Oct. 31 - Nov. 8))</del> Oct. 30 - Nov. 7	Antlerless	GMU 163	1
Peola	EF	65+	<del>((Oct. 31 - Nov. 8))</del> Oct. 30 - Nov. 7	Antlerless	GMU 178	<del>((3))</del> 2
Malaga	EF	65+	<del>((Nov. 2-13))</del> Nov. 1-12	Antlerless	Elk Area 2032	10
<del>((Coloekum</del>	EF	65+	Nov. 4-11	Antlerless	GMUs 328, 329, 335	4))
Yakima North	EF	65+	<del>((Nov. 4-11))</del> Nov. 3-11	Antlerless	GMUs 336, 340, 342, 346	10
Yakima Central	EF	65+	<del>((Nov. 4-11))</del> Nov. 3-11	Antlerless	GMUs 352, 356, 360	5
Yakima South	EF	65+	<del>((Nov. 4-11))</del> Nov. 3-11	Antlerless	GMUs 364, 368	5
Alkali	EF	65+	<del>((Oct. 11-30))</del> Oct. 16 - Nov. 5	Antlerless	GMU 371	10
<del>((North Bend</del>	WF, WM, WA	65+	Nov. 7-18	Antlerless	Elk Area 4601	5))
Yakima Early	EA	65+	Sept. 11-23	Antlerless	GMUs 336, 340, 352, 356, 364	10
Yakima Late	EA	65+	Nov. 25 - Dec. 8	Antlerless	GMUs 342, 368	10
<del>((Coloekum</del>	EM	65+	Oct. 3-11	Antlerless	GMUs 328, 329, 335	5))
Yakima North	EM	65+	<del>((Oct. 3-11))</del> Oct. 2-10	Antlerless	GMUs 336, 340, 342, 346	5
Yakima Central	EM	65+	<del>((Oct. 3-11))</del> Oct. 2-10	Antlerless	GMUs 352, 356, 360	5

<b>65+ Senior - Only hunters 65 and older may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.</b>						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Ryderwood	WF	65+	((Nov. 7-18)) Nov. 6-17	Antlerless	GMU 530	5
Willapa Hills	WF	65+	((Nov. 7-18)) Nov. 6-17	Antlerless	GMU 506	5
((Skagit River)) Sauk	WF, WM, WA	65+	((Nov. 7-29 and Dec. 14-29)) Nov. 6-28 and Dec. 13-28	Antlerless	((Elk Area 4941)) GMU 437	5
Peninsula	WF	65+	((Nov. 7-18)) Nov. 6-17	Antlerless	GMUs 602, 607, 612, 615	3
((Centralia Mine	WF	65+	Sept. 5-6	Antlerless	Elk Area 6011	5))
Hanaford	WF, WM, WA	65+	Jan. 1-15, ((2021)) 2022	Antlerless	Elk Area 6069	5
Hanaford	WF, WM, WA	65+	Jan. 16-31, ((2021)) 2022	Antlerless	Elk Area 6069	5
Peninsula	WA	65+	((Sept. 12-24)) Sept. 11-23	Antlerless	GMUs 602, 607, 612, 615	1
Peninsula	WM	65+	((Oct. 3-9)) Oct. 2-8	Antlerless	GMUs 602, 607, 612, 615	1
Forks(€))	WF, WM, WA	65+	Dec. 16-31	Antlerless	Elk Area 6612	10*

<b>Hunters with Disabilities - Only hunters with disabilities may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.</b>						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Northeast	EF	Hunters w/ Disabilities	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7 and Dec. 16-31	Antlerless	GMUs 113, 117	4
Turnbull	EF, EM, EA	Hunters w/ Disabilities	((Oct. 7-12)) Oct. 6-11	Antlerless	Elk Area 1015	5
Prescott	EF	Hunters w/ Disabilities	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMU 149	3
Blue Creek	EF	Hunters w/ Disabilities	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMU 154	1
Dayton	EF	Hunters w/ Disabilities	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMU 163	1
Peola	EF	Hunters w/ Disabilities	((Oct. 31 - Nov. 8)) Oct. 30 - Nov. 7	Antlerless	GMU 178	((3)) 2
Observatory	EF, EM, EA	Hunters w/ Disabilities	((Oct. 26 - Nov. 8)) Oct. 25 - Nov. 7	Any bull	GMUs 334, 340, 342	((3)) 2
Little Naches	EF, EM, EA	Hunters w/ Disabilities	((Oct. 3-11)) Oct. 2-10	Any bull	GMU 346	((3)) 2
Malaga	EF, EM, EA	Hunters w/ Disabilities	((Sept. 7-18)) Sept. 6-17	Antlerless	Elk Area 2032	10
((Coloekum	EF, EM, EA	Hunters w/ Disabilities	Nov. 4-11	Antlerless	GMUs 328, 329, 335	10))
Yakima North	EF, EM, EA	Hunters w/ Disabilities	((Nov. 4-11)) Nov. 3-11	Antlerless	GMUs 336, 340, 342, 346	10
Yakima Central	EF, EM, EA	Hunters w/ Disabilities	((Nov. 4-11)) Nov. 3-11	Antlerless	GMUs 352, 356, 360	5
Yakima South	EF, EM, EA	Hunters w/ Disabilities	((Nov. 4-11)) Nov. 3-11	Antlerless	GMUs 364, 368	5
Alkali	EF, EM, EA	Hunters w/ Disabilities	((Oct. 11-30)) Oct. 16 - Nov. 5	Any ((bull)) elk	GMUs 334, 371	5
Corral Canyon	EF, EM, EA	Hunters w/ Disabilities	((Sept. 22-29)) Sept. 25 - Oct. 3	Any elk	Elk Area 3721	2
((North Bend	WF, WM, WA	Hunters w/ Disabilities	Nov. 7-18	Antlerless	Elk Area 4601	5))
((Skagit River)) Sauk	WF, WM, WA	Hunters w/ Disabilities	((Nov. 7-29 and Dec. 14-29)) Nov. 6-28 and Dec. 13-28	Antlerless	((Elk Area 4941)) GMU 437	5
Mudflow	WF, WM, WA	Hunters w/ Disabilities	Oct. 14-20	Antlerless	Elk Area 5099	5

<b>Hunters with Disabilities - Only hunters with disabilities may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.</b>						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Mudflow	WF, WM, WA	Hunters w/ Disabilities	Sept. 22-28	Any bull	Elk Area 5099	5
Washougal	WF	Hunters w/ Disabilities	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMU 568	5
Region 5	WF, WM	Hunters w/ Disabilities	Aug. 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Designated Areas in Region 5	5 <sup>HC</sup>
<del>((Centralia Mine</del>	<del>WF</del>	<del>Hunters w/ Disabilities</del>	<del>Oct. 10-11</del>	<del>Antlerless</del>	<del>Designated Areas in Elk Area 6011</del>	<del>5))</del>
Peninsula	WF	Hunters w/ Disabilities	<del>((Nov. 7-18))</del> Nov. 6-17	Antlerless	GMUs 602, 607, 612, 615	3
Peninsula	WM	Hunters w/ Disabilities	<del>((Oct. 3-9))</del> Oct. 2-8	Antlerless	GMUs 602, 607, 612, 615	1
Peninsula	WA	Hunters w/ Disabilities	<del>((Sept. 12-24))</del> Sept. 11-23	Antlerless	GMUs 602, 607, 612, 615	1

<b>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.</b>							
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	<del>((Dec. 22-31))</del> Dec. 21-31	Antlerless	Elk Area 1015	5
Region 1	EF, EA, EM/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Region 1	20 <sup>HC</sup>
Region 2	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Designated Areas in Region 2	10 <sup>HC</sup>
<del>((Fairview</del>	<del>Any elk tag/2nd elk tag</del>	<del>Master Hunter elk tag required</del>	<del>Master Hunter</del>	<del>Oct. 26, 2020 - Mar. 31, 2021</del>	<del>Antlerless</del>	<del>Designated Areas in GMUs 328-368</del>	<del>20<sup>HC</sup>)</del>
Region 3	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Designated Areas in Region 3	20 <sup>HC</sup>
Rattlesnake Hills	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Designated Areas in GMU 372	20 <sup>HC</sup>
Region 4 North	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	July 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Designated Areas in Whatcom and Skagit counties	13 <sup>HC</sup>
Region 4 South	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	July 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Designated Areas in King and Snohomish counties	10 <sup>HC</sup>
Pumice Plains	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Oct. 9-15	Antlerless	Elk Area 5063	2
Pumice Plains	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Oct. 17-23	Antlerless	Elk Area 5063	3
<del>((Trout Lake**</del>	<del>Any elk tag/2nd elk tag</del>	<del>Master Hunter elk tag required</del>	<del>Master Hunter</del>	<del>Dec. 15-31</del>	<del>Antlerless</del>	<del>Elk Area 5062</del>	<del>5</del>
Trout Lake**	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Jan. 1-15, 2021	Antlerless	Elk Area 5062	5
Trout Lake**	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Jan. 16-30, 2021	Antlerless	Elk Area 5062	5))
Region 5	Any western elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Aug. 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Designated Areas in Region 5	20 <sup>HC</sup>
Long Beach	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	July 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	GMU 684	5
Region 6	WF, WA, WM/2nd elk tag	Master Hunter elk tag required	Master Hunter	July 1, <del>((2020))</del> 2021 - Mar. 31, <del>((2021))</del> 2022	Antlerless	Designated Areas in Region 6	30 <sup>HC</sup>
Region 5 Northwest	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Dec. 1, 2021 - Feb. 28, 2022	Antlerless	GMUs 501, 503, 504, 505, 506 (except CLOSED in Elk Area 6010), 520, 524, 530, 550	15**

**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
<u>Region 5 Southeast</u>	<u>Any elk tag/2nd elk tag</u>	<u>Master Hunter elk tag required</u>	<u>Master Hunter</u>	<u>Dec. 1, 2021 - Feb. 28, 2022</u>	<u>Antlerless</u>	<u>GMUs 554, 560, 564, 568, 572, 574, 578 (except CLOSED in Elk Area 5062), 388, 382</u>	<u>10**</u>
<u>Region 6 Willapa Hills</u>	<u>Any elk tag/2nd elk tag</u>	<u>Master Hunter elk tag required</u>	<u>Master Hunter</u>	<u>Dec. 1, 2021 - Feb. 28, 2022</u>	<u>Antlerless</u>	<u>GMUs 658, 660, 663, 672 (except CLOSED in Elk Area 6010), 673 (except CLOSED in Elk Area 6010), 681</u>	<u>15**</u>

\* (Muzzleloader only, scopes allowed.)

\*\* May only hunt on privately owned lands. Must use only archery or legal shotgun (10 or 12 gauge; slugs only).

§) Must use only archery, muzzleloader, or legal shotgun (10 or 12 gauge; slugs only).

\*\* Hunters are expected to target elk displaying clinical signs of elk hoof disease such as limping, lameness, or hoof abnormalities.

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"> <li>- Special elk permits will be allocated through a random drawing to those hunter education instructors who qualify.</li> <li>- 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 and/or hunter pink is required during modern firearm seasons.</li> <li>- 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.</li> <li>- Permittees may purchase a second license for use with the permit hunt only.</li> <li>- Qualified hunter education instructors may only receive one incentive permit each year.</li> </ul>				
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 bull	GMUs 336-368	1
Region 4		Any elk	GMUs 454, 460	1
Region 5		Any elk	382, 388 and all 500 series GMUs EXCEPT GMU 522	1
Region 6		Any elk	GMUs 618, 638-648, 654, 658, 663, 672, 699	1

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-415-060, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.020. WSR 19-20-078 (Order 19-245), § 220-415-060, filed 9/27/19, effective 10/28/19. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-415-060, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-415-060, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-415-060, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-28-360, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-059 (Order 15-98), § 232-28-360, filed 4/30/15, effective 5/31/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-360, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order



13-94), § 232-28-360, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 12-11-005 (Order 12-70), § 232-28-360, filed 5/2/12, effective 6/2/12.]

## OTS-2874.1

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-415-070 ((2020)) 2021 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:**

(i) **Any antlered bull moose category:** An individual may only harvest one moose under the "any antlered bull moose" or "any moose" category during his or her lifetime. Applications will not be accepted from hunters having previously harvested a moose in the "any moose" or "any antlered bull moose" category.

(ii) **Antlerless only, youth antlerless, over-65 antlerless, disabled-antlerless, hunter-education antlerless, auction moose, raffle moose:** Anyone may apply.

(b) **Bag Limit:** One moose except where otherwise permitted by department rule, even if permits are drawn for more than one moose hunt category.

(c) **Weapon Restrictions:** Permit holders may use any legal weapon.

(d) **Submitting moose teeth:** Successful moose hunters must submit an incisor tooth from the lower jaw, either in person at a WDFW office, or via the postage-paid envelope supplied, no later than sixty days after harvest.

(e) **Any antlered bull moose seasons:** Open only to the taking of moose with visible antlers (bull calves illegal).

Hunt Name	((Notes))	Permit Season	GMU or boundary	Permits
<b>Any antlered bull moose</b>				
Kettle Range-East Okanogan 101, 105, 204		Oct. 1 - Nov. 30	GMUs 101, 105, 204	10
Douglas A - Early		Oct. 1-31	GMU 108	((3)) 4
Douglas A - Late		Nov. 1-30	GMU 108	((3)) 4
Aladdin A - Early		Oct. 1-31	GMU 111	3
Aladdin A - Late		Nov. 1-30	GMU 111	3
Selkirk 113		Oct. 1 - Nov. 30	GMU 113	15
49 Degrees North A - Early		Oct. 1-31	GMU 117	12
49 Degrees North A - Late		Nov. 1-30	GMU 117	12
Huckleberry A - Early		Oct. 1-31	GMU 121	10
Huckleberry A - Late		Nov. 1-30	GMU 121	10
Spokane West A		Oct. 1 - Nov. 30	GMU 124 w of Hwy 395	2

Hunt Name	((Notes))	Permit Season	GMU or boundary	Permits
Mt Spokane South A		Oct. 1 - Nov. 30	Moose Area 1 (within 124)	8
Mt Spokane North A		Oct. 1 - Nov. 30	Moose Area 2 (within 124)	8
Hangman		Oct. 1 - Nov. 30	GMU 127 & 130	4
<b>Antlerless only -</b>				
Douglas 108 B		Oct. 1 - Nov. 30	GMU 108	2
Aladdin 111 B		Oct. 1 - Nov. 30	GMU 111	2
49 Degrees North B		Oct. 1 - Nov. 30	GMU 117	((4)) 2
Huckleberry B		Oct. 1 - Nov. 30	GMU 121	((10)) 8
Spokane West B		Oct. 1 - Nov. 30	GMU 124 w of Hwy 395	2
Mt Spokane South B		Oct. 1 - Nov. 30	Moose Area 1 (within 124)	2
Mt Spokane North B		Oct. 1 - Nov. 30	Moose Area 2 (within 124)	2
Mica Peak		Oct. 1 - Nov. 30	GMU 127	2
Cheney B		Oct. 1 - Nov. 30	GMU 130	2
<b>Youth Only - Antlerless</b>	((a))			
Mt Spokane South Y		Oct. 1 - Nov. 30	Moose Area 1 (within 124)	1
<b>65 Year and over - Antlerless</b>	((e))			
49 Degrees North V		Oct. 1 - Nov. 30	GMU 117	((2)) 1
Huckleberry V		Oct. 1 - Nov. 30	GMU 121	2
<b>Disabled hunter - Antlerless</b>	((b))			
49 Degrees North D		Oct. 1 - Nov. 30	GMU 117	((3)) 1
Mt Spokane North D		Oct. 1 - Nov. 30	Moose Area 2 (within 124)	1
<b>((Hunter Education Antlerless</b>	d			
			GMU 101,105,108, 111,113,117,121	4))

~~(<sup>a</sup>Applicants must be eligible to purchase a youth moose permit application. An adult must accompany the youth hunter during the hunt.~~

~~<sup>b</sup>Applicants must possess a Disabled Hunter Permit.~~

~~<sup>c</sup>Applicants must be eligible to purchase a 65 years of age or older permit application.~~

~~<sup>d</sup>Applicants must be a certified hunter education instructor who meets program defined eligibility criteria.)~~

Note: Moose Area 3 (Parker Lake) is closed to all moose hunters, except those with a Parker Lake special permit. ~~((Special permits (both archery and muzzleloader) for Moose Area 3 are temporarily suspended for hunting season 2019 due to local land uses that conflict with hunting (i.e., no permits will be offered in 2019). If reopened in future years, applicants should take note that this special hunt is authorized under an agreement with the U.S. Air Force Survival School on a trial basis and will be evaluated based on student safety each year for continuation.~~

~~HELI~~ Only qualifying hunter education instructors may apply.))

(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.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-415-070, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-415-070, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-415-070, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-415-070, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-048 (Order 15-101), § 232-28-273, filed 4/29/15, effective 5/30/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-273, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-28-273, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 12-11-005 (Order 12-70), § 232-28-273, filed 5/2/12, effective 6/2/12; WSR 11-11-013 (Order 11-86), § 232-28-273, filed 5/6/11, effective 6/6/11. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240, 77.32.070, 77.32.530. WSR 10-10-061 (Order 10-94), § 232-28-273, filed 4/30/10, effective 5/31/10. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240. WSR 09-09-083 (Order 09-53), § 232-28-273, filed 4/15/09, effective 5/16/09. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210. WSR 08-09-090 (Order 08-78), § 232-28-273, filed 4/18/08, effective 5/19/08; WSR 07-11-017 (Order 07-62), § 232-28-273, filed 5/3/07, effective 6/3/07. Statutory Authority: RCW 77.12.047. WSR 06-11-032 (Order 06-92), § 232-28-273, filed 5/8/06, effective 6/8/06; WSR

05-11-022 (Order 05-89), § 232-28-273, filed 5/10/05, effective 6/10/05. Statutory Authority: RCW 77.12.047 and 77.12.020. WSR 04-11-036 (Order 04-98), § 232-28-273, filed 5/12/04, effective 6/12/04. Statutory Authority: RCW 77.12.047. WSR 03-13-047 (Order 03-129), § 232-28-273, filed 6/12/03, effective 7/13/03. Statutory Authority: RCW 77.12.047, 77.12.655, 77.12.020. WSR 02-11-069 (Order 02-98), § 232-28-273, filed 5/10/02, effective 6/10/02. Statutory Authority: RCW 77.12.040, 77.12.020, 77.32.070, 77.32.530. WSR 01-10-048 (Order 01-69), § 232-28-273, filed 4/26/01, effective 5/27/01. Statutory Authority: RCW 77.12.040, 77.12.010, 77.12.020, 77.12.770, 77.12.780. WSR 00-11-137 (Order 00-50), § 232-28-273, filed 5/23/00, effective 6/23/00. Statutory Authority: RCW 77.12.040. WSR 99-10-102 (Order 99-40), § 232-28-273, filed 5/5/99, effective 6/5/99; WSR 98-10-005 (Order 98-58), § 232-28-273, filed 4/22/98, effective 5/23/98.]

**OTS-2901.1**

AMENDATORY SECTION (Amending WSR 19-15-028, filed 7/10/19, effective 8/10/19)

**WAC 220-415-090 ((2019-2020)) Fall black bear hunting seasons and regulations.** It is unlawful to fail to comply with the provisions below. A violation of this section is punishable under RCW 77.15.410, 77.15.245, or 77.15.280.

<b>((Black Bear Management Unit</b>	<b>Season</b>	<b>Hunt Area</b>
Coastal	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMUs 501, 504, 506, 530, 601, 602, 603, 607-621, 636-651, 658-663, 672-684
Puget Sound	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMUs 407, 454, 624, 627, 633, 652, 666, 667
North Cascades	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMUs 418, 426-450, 460
South Cascades	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMUs 466, 485, 503, 505, 510-520, 524, 550-574, 653, 654
Okanogan	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMUs 203, 209-243

<b>((Black Bear Management Unit</b>	<b>Season</b>	<b>Hunt Area</b>
East Cascades	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMUs 244-247, 249-251, 328, 329-368, 382, 388, 578
Northeastern A	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMUs 101-121, 204
Northeastern B	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMUs 124-130
Blue Mountains	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMUs 145-154, 162-186
Columbia Basin	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMUs 133, 136, 139, 142, 248, 254, 260-290, 371-381
Long Island	Aug. 1 - Nov. 15, 2019 Aug. 1 - Nov. 15, 2020	GMU 699))

**Fall black bear season dates:** August 1 to November 15.

**Bag Limit:** Two (2) black bear per annual hunting season.

**Area Restriction:** GMUs 157, 450, and 522 are closed to fall bear hunting. Special deer permit required to hunt black bear in GMU 485. Hunters that choose to hunt in GMUs located in grizzly bear recovery areas, as identified by the department, must successfully complete the annual WDFW online bear identification test or equivalent test from another state and carry proof of successful completion.

**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.

**Other Requirements:** Hunters that choose to hunt in GMUs located in grizzly bear recovery areas as identified by the department must successfully complete the annual WDFW online bear identification test with a passing score (80% or higher) or carry proof that they have passed an equivalent test from another state. The WDFW test may be taken repeatedly until a passing score is achieved. All hunters must carry proof of passing a bear identification test while hunting in the GMUs identified by the department.

**Submitting Biological Samples and Bear Teeth:** Successful bear hunters must comply with harvest reporting and submission of biological samples including the black bear premolar tooth located behind the canine

tooth of the upper jaw. Failure to comply with the submission of biological samples is a misdemeanor pursuant to RCW 77.15.280.

[Statutory Authority: RCW 77.04.090, 77.06.130, 77.15.568, 77.08.010, 77.65.510, 88.65.515, and 77.65.520. WSR 19-15-028 (Order 19-148), § 220-415-090, filed 7/10/19, effective 8/10/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-415-090, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-415-090, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-066 (Order 15-99), § 232-28-288, filed 5/1/15, effective 6/1/15. Statutory Authority: RCW 77.12.047. WSR 12-12-006 (Order 12-90), § 232-28-288, filed 5/23/12, effective 6/23/12. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240, 77.32.070, 77.32.530. WSR 10-10-061 (Order 10-94), § 232-28-288, filed 4/30/10, effective 5/31/10.]

**OTS-2895.2**

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-415-120 ((2020)) 2021 Bighorn sheep seasons ((and)), permit quotas, and areas.** (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 ram during his or her lifetime. However, this restriction is waived for hunters who have previously harvested a bighorn sheep under a ewe-only, juvenile ram, raffle, or auction permit, as well as for applications for a ewe-only, juvenile ram, raffle, or auction permit.

(b) **Bag Limit:** One (1) bighorn sheep except where otherwise permitted by department rule, even if permits are drawn for more than one bighorn sheep hunt category.

Hunt Name	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
<b>Any ram (((male)-bighorn-sheep-only))</b>				
Vulcan Mountain	Sept. 15 - Oct. 10	Sheep Unit 2	Any Legal Weapon	<u>1</u>
Selah Butte	Nov. 1-30	Sheep Unit 4	Any Legal Weapon	<u>2</u>
Umtanum	Oct. 1-31	Sheep Unit 5	Any Legal Weapon	<u>2</u>
Cleman Mountain	Oct. 1-31	Sheep Unit 7	Any Legal Weapon	<u>4</u>
Lincoln Cliffs ((A))	Sept. 15 - Oct. 10	Sheep Unit 12	Any Legal Weapon	2
Quilomene	Oct. 1-31	Sheep Unit 13	Any Legal Weapon	<u>5</u>

Hunt Name	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
<del>(Mt. Hull A</del>	<del>Sept. 15–Oct. 10</del>	<del>Sheep Unit 10</del>	<del>Any Legal Weapon</del>	
Swakane	Sept. 15 - Oct. 10	Sheep Unit 14	Any Legal Weapon	2
<u>Manson</u>	<u>Nov. 9-30</u>	<u>Sheep Unit 16</u>	<u>Any Legal Weapon</u>	<u>2</u>
Chelan Butte A	Sept. 15 - Oct. 10	Sheep Unit 18	Any Legal Weapon	2
Chelan Butte B	Oct. 11 - Nov. 15	Sheep Unit 18	Any Legal Weapon	2
<del>(Manson</del>	<del>Nov. 9 – Nov. 30</del>	<del>Sheep Unit 16</del>	<del>Any Legal Weapon</del>	<del>2</del>
Selah Butte	Nov. 9 – Nov. 30	Sheep Unit 4	Any Legal Weapon	3
Umtanum	Sept. 15 – Oct. 9	Sheep Unit 5	Any Legal Weapon	3
Cleman Mountain A	Sept. 15 – Oct. 9	Sheep Unit 7	Any Legal Weapon	5
Quilomene	Sept. 15 – Oct. 9	Sheep Unit 13	Any Legal Weapon	5))
<u>Wenaha</u>	<u>Sept. 15 - Oct. 10</u>	<u>GMU 169</u>	<u>Any Legal Weapon</u>	<u>1</u>
<u>Mountain View</u>	<u>Sept. 15 - Oct. 10</u>	<u>GMU 172</u>	<u>Any Legal Weapon</u>	<u>1</u>
<b>Adult ewe (((female) bighorn sheep only))</b>				
<del>(Lincoln Cliffs Whitestone Unit</del>	<del>Oct. 1-10</del>	<del>Sheep Unit 12 west of Mount View Rd<sup>d</sup></del>	<del>Adult ewe only Any Legal Weapon</del>	<del>1</del>
Mt. Hull B	Oct. 1-10	Sheep Unit 10	Adult ewe only Any Legal Weapon	
Mt. Hull C (youth hunter) <sup>a</sup>	Oct. 1-10	Sheep Unit 10	Adult ewe only Any Legal Weapon	
Chelan Butte C	Sept. 15 – Oct. 10	Sheep Unit 18	Adult ewe only Any Legal Weapon	4
Chelan Butte D (disabled hunter) <sup>b</sup>	Oct. 11-31	Sheep Unit 18	Adult ewe only Any Legal Weapon	3
Cleman Mountain B	Oct. 10-31	Sheep Unit 7	Adult ewe only Any Legal Weapon	10))
Selah Butte North	Sept. 14 - Oct. 12	Sheep Unit 4A	Adult ewe	4
<del>(Selah Butte North (youth hunter)</del>	<del>Sept. 12 – Oct. 12</del>	<del>Sheep Unit 4A</del>	<del>Adult ewe</del>	<del>2))</del>
Mount Baldy	Sept. 14 - Oct. 12	Sheep Unit 4B	Adult ewe	4
<del>(Mount Baldy (youth hunter)</del>	<del>Sept. 12 – Oct. 12</del>	<del>Sheep Unit 4B</del>	<del>Adult ewe</del>	<del>2))</del>
Selah Butte South	Sept. 14 - Oct. 12	Sheep Unit 4C	Adult ewe	4
<del>(Selah Butte South (youth hunter)</del>	<del>Sept. 12 – Oct. 12</del>	<del>Sheep Unit 4C</del>	<del>Adult ewe</del>	<del>1))</del>
Umtanum North	Nov. 9-22	Sheep Unit 5A	Adult ewe	5
<del>(Umtanum North (youth hunter)</del>	<del>Nov. 9-29</del>	<del>Sheep Unit 5A</del>	<del>Adult ewe</del>	<del>1))</del>
Umtanum South <u>A</u>	Nov. 9-22	Sheep Unit 5B	Adult ewe	5
Umtanum South <u>B</u>	Nov. 23 - Dec. 6	Sheep Unit 5B	Adult ewe	5
<del>(Umtanum South (youth hunter)</del>	<del>Nov. 9-29</del>	<del>Sheep Unit 5B</del>	<del>Adult ewe</del>	<del>2))</del>
<u>Cleman Mountain A</u>	<u>Oct. 11-31</u>	<u>Sheep Unit 7</u>	<u>Adult ewe only Any Legal Weapon</u>	<u>10</u>
Cleman Mountain ((C)) <u>B</u>	<del>(Nov. 9-29))</del> <u>Nov. 8-28</u>	Sheep Unit 7	Adult ewe only Any Legal Weapon	8
<del>(Cleman Mountain D (youth hunter)<sup>a</sup></del>	<del>Nov. 9-29</del>	<del>Sheep Unit 7</del>	<del>Adult ewe only Any Legal Weapon</del>	<del>2))</del>
<u>Lincoln Cliffs Whitestone Unit</u>	<u>Oct. 1-10</u>	<u>Sheep Unit 12 west of Mount View Rd</u>	<u>Adult ewe only Any Legal Weapon</u>	<u>1</u>

Hunt Name	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
<u>Chelan Butte</u>	<u>Sept. 15 - Oct. 10</u>	<u>Sheep Unit 18</u>	<u>Adult ewe only</u> <u>Any Legal Weapon</u>	4
<b>Juvenile ram<sup>a</sup> (((male) bighorn sheep only))</b>				
<del>((Chelan Butte E (disabled hunter)<sup>b</sup></del>	<del>Oct. 11-31</del>	<del>Sheep Unit 18</del>	<del>Any Legal Weapon</del> <del>Juvenile ram<sup>c</sup></del>	<del>2))</del>
Selah Butte North	Sept. 14 - Oct. 12	Sheep Unit 4A	Juvenile ram( <sup>(c)</sup> ) <u>only<sup>a</sup></u> <u>Any Legal Weapon</u>	1
Mount Baldy	Sept. 14 - Oct. 12	Sheep Unit 4B	Juvenile ram( <sup>(c)</sup> ) <u>only<sup>a</sup></u> <u>Any Legal Weapon</u>	2
Selah Butte South	Sept. 14 - Oct. 12	Sheep Unit 4C	Juvenile ram( <sup>(c)</sup> ) <u>only<sup>a</sup></u> <u>Any Legal Weapon</u>	2
Umtanum North	Nov. 9-22	Sheep Unit 5A	Juvenile ram( <sup>(c)</sup> ) <u>only<sup>a</sup></u> <u>Any Legal Weapon</u>	1
Umtanum South	Nov. 9-22	Sheep Unit 5B	Juvenile ram( <sup>(c)</sup> ) <u>only<sup>a</sup></u> <u>Any Legal Weapon</u>	1
<b>Youth</b>				
<u>Selah Butte North</u>	<u>Sept. 12 - Oct. 12</u>	<u>Sheep Unit 4A</u>	<u>Adult ewe only</u> <u>Any Legal Weapon</u>	<u>2</u>
<u>Mount Baldy</u>	<u>Sept. 12 - Oct. 12</u>	<u>Sheep Unit 4B</u>	<u>Adult ewe only</u> <u>Any Legal Weapon</u>	<u>2</u>
<u>Selah Butte South</u>	<u>Sept. 12 - Oct. 12</u>	<u>Sheep Unit 4C</u>	<u>Adult ewe only</u> <u>Any Legal Weapon</u>	<u>1</u>
<u>Umtanum North</u>	<u>Nov. 9-29</u>	<u>Sheep Unit 5A</u>	<u>Adult ewe only</u> <u>Any Legal Weapon</u>	<u>1</u>
<u>Umtanum South</u>	<u>Nov. 9-29</u>	<u>Sheep Unit 5B</u>	<u>Adult ewe only</u> <u>Any Legal Weapon</u>	<u>2</u>
<u>Cleman Mountain</u>	<u>Nov. 8-28</u>	<u>Sheep Unit 7</u>	<u>Adult ewe only</u> <u>Any Legal Weapon</u>	<u>2</u>
<b>Hunters with Disabilities</b>				
<u>Chelan Butte A</u>	<u>Oct. 11-31</u>	<u>Sheep Unit 18</u>	<u>Adult ewe only</u> <u>Any Legal Weapon</u>	<u>3</u>
<u>Chelan Butte B</u>	<u>Oct. 11-31</u>	<u>Sheep Unit 18</u>	<u>Juvenile ram <u>only<sup>a</sup></u></u> <u>Any Legal Weapon</u>	<u>2</u>

See subsection (3) of this section Bighorn Sheep Units for detailed legal descriptions of these hunt area boundaries.

<sup>a</sup> (~~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.~~

<sup>b</sup> ~~Applicants must possess a Disabled Hunter Permit.~~

<sup>c</sup>) A juvenile ram is defined as a male bighorn sheep having at least one "unbroomed" horn that does not extend past an imaginary line beginning at the point on the animal's forehead where the front of the horn base adjoins the skull, and continuing downwards and in a posterior direction through the posterior edge of the eye. All reference points are based on viewing the ram directly from a ninety degree angle from which the head is facing. A "broomed" horn is defined as a sheep horn that has been broken, splintered, frayed or rubbed in the wild, thus shortening its length and disrupting its natural taper. (~~This hunt contributes to a program designed to eliminate or greatly reduce prevalence of pneumonia in this herd. As such, hunters will be required to retain lungs and head for submission within ten calendar~~



~~days to the Washington department of fish and wildlife regional or district office for veterinary sampling.)~~

(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 GMU 340 east of the Yakima River.

(c) **Sheep Unit 4A Selah Butte North:** Permit Area: That part of GMU 340 east of the Yakima River and north of Lmuma Creek.

(d) **Sheep Unit 4B Mount Baldy:** Permit Area: That part of GMU 340 east of the Yakima River, south of Lmuma Creek and north of Burbank Creek.

(e) **Sheep Unit 4C Selah Butte South:** Permit Area: That part of GMU 340 east of the Yakima River and south of Burbank Creek.

(f) **Sheep Unit 5 Umtanum:** Permit Area: Those portions of GMU 340 west of the Yakima River and GMU 342 north of Wenas Creek.

(g) **Sheep Unit 5A Umtanum North:** Permit Area: Beginning at the Powerline Crossing the Yakima River in Section 11 of T17N, R18E; then south down the Yakima River to Roza Creek; then west up Roza Creek to the powerline; then north along the powerline to the point of beginning.

(h) **Sheep Unit 5B Umtanum South:** Permit Area: Beginning where Roza Creek enters the Yakima River, then down the Yakima River to the powerline crossing in Section 17 of T14N, R19E; then north on the powerline to Roza Creek; then east down Roza Creek to the point of beginning.

(i) **Sheep Unit 7 Cleman Mountain:** Permit Area: GMU 346 and that part of GMU 342 south of Wenas Creek.

(j) **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.

(k) **Sheep Unit 12 Lincoln Cliffs:** Permit Area: That part of Lincoln County north of Highway 2.

(l) **Sheep Unit 13 Quilomene:** Permit Area: GMUs 329, 330, and that part of 251 east of Squilchuck Creek and south of Colockum Creek.

(m) **Sheep Unit 14 Swakane:** Permit Area: GMU 250.

(n) **Sheep Unit 15 Tieton:** Permit Area: GMU 360.

(o) **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.

(p) **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 Antoine Creek, W up Antoine 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 Purttteman Creek Rd) to Purttteman Gulch, S into Purttteman 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.

(q) **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.

(r) **Whitestone Unit:** Starting at the intersection of Mount View Rd and US Highway 2; W on US Highway 2 to the Lincoln County Line; N on the Lincoln County Line to the Lincoln County Line in the Columbia River; E up the Columbia River to Halverson Canyon; S and W up Halverson Canyon to Mount View Rd; S on Mount View Rd to US Highway 2 and the point of the beginning.

(s) **Lincoln Unit:** Starting at the intersection of Mount View Rd and US Highway 2; E on US Highway 2 to the Lincoln County Line; N on the Lincoln County Line to the Lincoln County Line in the Spokane River; W down the Spokane River to the Columbia River; W down the Columbia River to Halverson Canyon; S and W up Halverson Canyon to Mount View Rd; S on Mount View Rd to US Highway 2 and the point of the beginning.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-415-120, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-415-120, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210,

77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-415-120, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-415-120, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-28-622, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-048 (Order 15-101), § 232-28-622, filed 4/29/15, effective 5/30/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-622, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-28-622, filed 5/16/13, effective 6/16/13.]

### OTS-2875.1

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-415-130 ((2020)) 2021 Mountain goat seasons ((and)), permit quotas, and areas.** (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:**

(i) **Mountain goat special permit category:** 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. However, these restrictions are waived for hunters who have previously harvested a mountain goat under an auction, raffle, or conflict reduction permit, as well as for applications for an auction, raffle, or conflict reduction permit.

(ii) **Conflict reduction special permit category:** Anyone may apply.

(b) **Bag Limit:**

(i) **Mountain goat special permit category:** One (1) adult goat of either sex with horns 4 inches or longer, except where otherwise permitted by department rule even if permits are drawn for more than one mountain goat hunt category.

(ii) **Conflict reduction special permit category:** Two (2) goats of either sex. No minimum horn length or age requirements.

(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 inspection 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).

(d) Applicants drawn for a permit may only purchase their license after successfully completing the WDFW mountain goat gender identification training (online or at a participating WDFW office). However, this requirement is waived for applicants drawn for a permit in the conflict reduction special permit category.

Goat Hunt Area Name (Number)	Permit Season	Special Restrictions	Permits
<b><u>Mountain goat special permits</u></b>			
North Lake Chelan (2-1)	Sept. <del>((15))</del> <u>1</u> - Nov. 30 <del>((a))</del>	Any Legal Weapon	2
South Lake Chelan (2-3)	Sept. <del>((15))</del> <u>1</u> - Nov. 30 <del>((a))</del>	Any Legal Weapon	1
Naches Pass (3-6)	Sept. <del>((15))</del> <u>1</u> - Nov. 30	Any Legal Weapon	<del>((2))</del> <u>1</u>
Bumping River (3-7)	Sept. <del>((15))</del> <u>1</u> - Nov. 30 <del>((a))</del>	Any Legal Weapon	<del>((2))</del> <u>1</u>
Boulder River North (4-8a)	Sept. <del>((15))</del> <u>1</u> - Nov. 30 <del>((a))</del>	Any Legal Weapon	1
Chowder Ridge (4-3)	Sept. <del>((15))</del> <u>1</u> - Nov. 30 <del>((a))</del>	Any Legal Weapon	1
Lincoln Peak (4-4)	Sept. <del>((15))</del> <u>1</u> - Nov. 30 <del>((a))</del>	Any Legal Weapon	2
Avalanche Gorge (4-7)	Sept. <del>((15))</del> <u>1</u> - Nov. 30 <del>((a))</del>	Any Legal Weapon	3
Goat Rocks West (5-4)	Sept. <del>((15))</del> <u>1</u> - Nov. 30 <del>((a))</del>	Any Legal Weapon	<del>((2))</del> <u>1</u>
Goat Rocks East (5-5)	Sept. <del>((15))</del> <u>1</u> - Nov. 30 <del>((a))</del>	Any Legal Weapon	2
Mt. Margaret Backcountry (5-6)	Oct. 1 - Nov. 30	Any Legal Weapon	1
Mt. St. Helens South (5-7)	Oct. 1 - Nov. 30	Any Legal Weapon	1
<b><u>Conflict reduction special permits</u></b>			
<u>East Olympic Mountains A (6-1)<sup>a</sup></u>	<u>Sept. 1-26</u>	<u>Any Legal Weapon</u>	<u>5</u>
<u>East Olympic Mountains B (6-1)<sup>a</sup></u>	<u>Sept. 27 - Oct. 22</u>	<u>Any Legal Weapon</u>	<u>10</u>
<u>East Olympic Mountains C (6-1)<sup>a</sup></u>	<u>Oct. 23 - Nov. 30</u>	<u>Any Legal Weapon</u>	<u>10</u>

<sup>a</sup> (~~Permit holders hunting with archery equipment may start hunting September 1.~~) The conflict reduction special permit category is reinstated. Points previously accrued for the conflict reduction special permits will apply. 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:

**Chelan North 2-1** (~~Permit Area~~): Beginning at the mouth of Fish Creek on Lake Chelan (Moore Point); then NE up Fish Creek and USFS Trail 1259 to the Sawtooth crest near Deephole Spring; then SE along the Sawtooth crest, which separates Chelan and Okanogan counties, to Horsethief Basin and the headwaters of Safety Harbor Creek; then S along Safety Harbor Creek to Lake Chelan, then NW 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 N along the Pacific Crest Trail to Naches Pass; then E to USFS Road 19 and continuing to State Highway 410; then W 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 W along Cabin Creek to the headwaters near Snowshoe Butte; then S along the Cascade Crest separating the Green and Yakima River drainage to Pyramid Peak; then SE along the North Fork, Little Naches, and Naches River to the Yakima River; then N along the Yakima River to the mouth of Cabin Creek and point of beginning.

**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 Kulshan 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.

**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).

~~((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), then E along the USFS Boulder River Wilderness boundary to Squire Creek, then southward along the Squire Creek to Squire Creek Pass, then SW up Squire Creek Pass to the headwaters of Copper Creek, then SE down Copper Creek to the unnamed tributary to Copper Creek which heads W up to Windy Pass, then W up said tributary to its headwaters in Windy Pass, then W across Windy Pass to the headwaters of Windy Creek, then W down Windy Creek to the USFS Boulder River Wilderness boundary, then N along the USFS Boulder River Wilderness boundary to the Boulder River trailhead on USFS Rd 2010 and the point of the beginning.

**Goat Rocks West 5-4:** (~~((Lewis County)-)~~) 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 the beginning.

**Goat Rocks East 5-5:** (~~((Yakima County)-)~~) GMU 364

~~((Permit Area 6-1: East Olympic Mountains Unit~~  
Beginning at the intersection of Lake Cushman Rd and Jorsted Creek Rd (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 (USFS Rd 24) and the point of beginning.

~~Permit Area ---))~~ **Mt. Margaret Backcountry 5-6** (~~((Skamania and Lewis counties)-)~~): Beginning at the junction of USFS 99 Rd and USFS 26 Rd; S on USFS 99 Rd to junction of USFS 99 Rd and USFS Trail 227 at Independence Pass trailhead; N on USFS Trail 227 to junction of USFS Trail 227 and USFS Trail 1; W on USFS Trail 1 to junction of USFS Trail 1 and USFS Trail 230; NW on USFS Trail 230 to junction of USFS Trail 230 and USFS Trail 211; NE 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 USFS Rd 2612; E on USFS 2612 to the junction of USFS Rd 2612 and USFS Rd 26; S on USFS

Rd 26 to the junction of USFS Rd 26 and USFS Rd 99 and point of beginning.

~~((Permit Area --))~~ **Mt. St. Helens South 5-7** ~~((Skamania and Cowlitz counties)(awaiting JT input))~~: Beginning at the junction of USFS Trail 234 and USFS Rd 83; W on USFS Rd 83 to the junction of USFS Rd 83 and USFS Rd 81; NW on USFS Rd 81 to the junction of USFS Rd 81 and USFS Rd 8123; N on USFS Rd 8123 to USFS Trail 238 at Blue Lake; N on USFS Trail 238 to USFS Trail 216; N on USFS Trail 216 to the South Fork Toutle River; Up the South Fork Toutle River to Mt. St. Helens crater's edge; E along Mt. St. Helens crater to Ape Canyon Creek; Down Ape Canyon Creek to USFS Trail 216; E on USFS Trail 216 to USFS Trail 234; SE on USFS Trail 234 to USFS Rd 83 and point of beginning.

**East Olympic Mountains 6-1**: GMUs 621, 636, and 638.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-415-130, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-415-130, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-415-130, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), amended and re-codified as § 220-415-130, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-048 (Order 15-101), § 232-28-623, filed 4/29/15, effective 5/30/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-623, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-28-623, filed 5/16/13, effective 6/16/13.]

## OTS-2902.2

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-416-010 ((2018-2019, 2019-2020, 2020-2021)) 2021-2022, 2022-2023, 2023-2024 Small game and other wildlife seasons and regulations.** A valid small game license is required to hunt all species listed below, except forest grouse, coyote, and crow may be hunted with a valid big game or small game license. Hunters must comply with ((the bag, possession, and season limits described in)) official established hunting hours for each species and the provisions of this section. Failure to ((do so)) comply with this section 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 LIMIT: 4 grouse per day, 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 during the current license year.~~
- ~~(2) BOBCAT~~
- ~~(a) BAG AND POSSESSION LIMITS: No limit.~~
- ~~(b) SEASON DATES: Sept. 1 – Mar. 15 during the current license year.~~
- ~~(c) RESTRICTION: It is unlawful to hunt bobcat with dogs. Night hunting for bobcat is prohibited in GMUs that fall within the lynx management zones identified by the department.~~
- ~~(3) RACCOON~~
- ~~(a) BAG AND POSSESSION LIMITS: No limit.~~
- ~~(b) OPEN AREA: Statewide.~~
- ~~(c) SEASON DATES: Sept. 1 – Mar. 15 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.~~
- ~~(c) SEASON DATES: Sept. 1 – Mar. 15 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 – Mar. 15 during the current license year.~~
- ~~(7) CROWS~~
- ~~(a) BAG AND POSSESSION LIMITS: No limit.~~
- ~~(b) SEASON DATES: Sept. 1 – Dec. 31 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 6-7, 2019;~~
- ~~(B) April 4-5, 2020;~~
- ~~(C) April 3-4, 2021; and~~
- ~~(D) April 2-3, 2022.~~
- ~~(b) SPRING SEASON~~
- ~~(i) LEGAL BIRD: Male turkeys and turkeys with visible beards only.~~
- ~~(ii) SEASON DATES: April 15 – May 31 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 GENERAL SEASON~~
- ~~(i) LEGAL HUNTER: Open to all hunters with a valid turkey tag.~~
- ~~(ii) OPEN AREA: GMUs 101-154 and 162-186, 382, 388, 568-578.~~



~~(iii) SEASON DATES:~~

- ~~(A) Sept. 1 - Dec. 31, 2018, (GMUs 101-154 and 162-186);~~
- ~~(B) Sept. 22 - Oct. 12, 2018, (GMUs 382, 388, 568-578);~~
- ~~(C) Sept. 1 - Dec. 31, 2019, (GMUs 101-154 and 162-186);~~
- ~~(D) Sept. 28 - Oct. 11, 2019, (GMUs 382, 388, 568-578);~~
- ~~(E) Sept. 1 - Dec. 31, 2020, (GMUs 101-154 and 162-186);~~
- ~~(F) Sept. 26 - Oct. 16, 2020, (GMUs 382, 388, 568-578).~~

~~(iv) BAG LIMIT: Four (4) turkeys during the fall general season with the following area restrictions:~~

Game Management Units (GMUs)	Legal Bird and Limit
382, 388, 568-578	One (1) either sex turkey
101-154 and 162-186	Two (2) beardless plus two (2) either sex turkey

~~(d) )~~

**SMALL GAME AND OTHER ANIMAL SEASONS**

(1) LEGAL HUNTER: Open to all hunters with a valid license.

Species	Area	Dates	Daily Bag Limit	Possession Limit	Restrictions
Bobcat	Statewide	Sept. 1 - Mar. 15	No limit.	No limit.	It is unlawful to hunt bobcat with dogs. Night hunting for bobcat is prohibited in GMUs that fall within the lynx management zones identified by the department.
Raccoon	Statewide	Sept. 1 - Mar. 15	No limit.	No limit.	
Fox	Statewide, EXCEPT closed within the exterior boundaries of the Mount Baker-Snoqualmie, Okanogan, Wenatchee, and Gifford Pinchot National Forests.	Sept. 1 - Mar. 15	No limit.	No limit.	
Coyote	Statewide	Year-round	No limit.	No limit.	It is unlawful to hunt coyote with dogs.
Cottontail rabbit and snowshoe hare	Statewide	Sept. 1 - Mar. 15	5 cottontails or snowshoe hares, straight or mixed bag.	15 cottontails or snowshoe hares, straight or mixed bag.	
Jackrabbit	Closed statewide				

**UPLAND BIRD SEASONS**

(2) YOUTH SEASON DATES: Open only to youth hunters accompanied by an adult 18 years of age or older.

Species	2021-22 Dates	2022-23 Dates	2023-24 Dates	Daily Bag Limit	Possession Limit
<b>Eastern Washington:</b>					
Ring-necked pheasant	Sept. 18-19	Sept. 17-18	Sept. 16-17	3 cock pheasants	6 cock pheasants
Chukar	Sept. 18-19	Sept. 17-18	Sept. 16-17	6 chukar	12 chukar

<u>Species</u>	<u>2021-22 Dates</u>	<u>2022-23 Dates</u>	<u>2023-24 Dates</u>	<u>Daily Bag Limit</u>	<u>Possession Limit</u>
<u>Gray (Hungarian) partridge</u>	<u>Sept. 18-19</u>	<u>Sept. 17-18</u>	<u>Sept. 16-17</u>	<u>6 gray partridges</u>	<u>12 gray partridges</u>
<u>California (valley) quail and northern bobwhite</u>	<u>Sept. 18-19</u>	<u>Sept. 17-18</u>	<u>Sept. 16-17</u>	<u>10 California (valley) quail or northern bobwhite, straight or mixed bag.</u>	<u>20 California (valley) quail or northern bobwhite, straight or mixed bag.</u>
<b><u>Western Washington:</u></b>					
<u>Ring-necked pheasant</u>	<u>Sept. 18-19</u>	<u>Sept. 17-18</u>	<u>Sept. 16-17</u>	<u>2 pheasants of either sex</u>	<u>4 pheasants of either sex</u>

(3) HUNTERS SIXTY-FIVE YEARS OF AGE OR OLDER AND HUNTERS WITH DISABILITIES SEASON DATES:

<u>Species</u>	<u>2021-22 Dates</u>	<u>2022-23 Dates</u>	<u>2023-24 Dates</u>	<u>Daily Bag Limit</u>	<u>Possession Limit</u>
<b><u>Eastern Washington:</u></b>					
<u>Ring-necked pheasant</u>	<u>Sept. 20-24</u>	<u>Sept. 19-23</u>	<u>Sept. 18-22</u>	<u>3 cock pheasants</u>	<u>15 cock pheasants</u>
<b><u>Western Washington:</u></b>					
<u>Ring-necked pheasant</u>	<u>Sept. 20-24</u>	<u>Sept. 19-23</u>	<u>Sept. 18-22</u>	<u>2 pheasants of either sex</u>	<u>10 pheasants of either sex</u>

(4) REGULAR SEASON DATES: Western Washington ring-necked pheasant hunting hours: 8:00 a.m. to 4:00 p.m.

<u>Species</u>	<u>2021-22 Dates</u>	<u>2022-23 Dates</u>	<u>2023-24 Dates</u>	<u>Daily Bag Limit</u>	<u>Possession Limit</u>
<b><u>Eastern Washington:</u></b>					
<u>Ring-necked pheasant</u>	<u>Oct. 23 - Jan. 17</u>	<u>Oct. 22 - Jan. 16</u>	<u>Oct. 21 - Jan. 15</u>	<u>3 cock pheasants</u>	<u>15 cock pheasants</u>
<u>Chukar</u>	<u>Oct. 2 - Jan. 31</u>	<u>Oct. 1 - Jan. 31</u>	<u>Oct. 7 - Jan. 31</u>	<u>6 chukar</u>	<u>18 chukar</u>
<u>Gray (Hungarian) partridge</u>	<u>Oct. 2 - Jan. 17</u>	<u>Oct. 1 - Jan. 16</u>	<u>Oct. 7 - Jan. 15</u>	<u>6 gray partridges</u>	<u>18 gray partridges</u>
<u>California (valley) quail and northern bobwhite</u>	<u>Oct. 2 - Jan. 17</u>	<u>Oct. 1 - Jan. 16</u>	<u>Oct. 7 - Jan. 15</u>	<u>10 California (valley) quail or northern bobwhite, straight or mixed bag.</u>	<u>30 California (valley) quail or northern bobwhite, straight or mixed bag.</u>
<u>Mountain quail</u>	<u>Closed throughout Eastern Washington</u>				
<b><u>Western Washington:</u></b>					
<u>Ring-necked pheasant (see subsection (4) of this section)</u>	<u>Sept. 25 - Nov. 30</u>	<u>Sept. 24 - Nov. 30</u>	<u>Sept. 23 - Nov. 30</u>	<u>2 pheasants of either sex</u>	<u>15 pheasants of either sex</u>
<u>California (valley) quail and northern bobwhite</u>	<u>Sept. 25 - Nov. 30</u>	<u>Sept. 24 - Nov. 30</u>	<u>Sept. 23 - Nov. 30</u>	<u>10 California (valley) quail or northern bobwhite, straight or mixed bag.</u>	<u>30 California (valley) quail or northern bobwhite, straight or mixed bag.</u>
<u>Mountain quail</u>	<u>Sept. 25 - Nov. 30</u>	<u>Sept. 24 - Nov. 30</u>	<u>Sept. 23 - Nov. 30</u>	<u>2 mountain quail</u>	<u>4 mountain quail</u>

(5) EXTENDED WESTERN WASHINGTON PHEASANT SEASON:

(a) Hunting hours and locations: 8:00 a.m. to 4:00 p.m. only at the following release sites: Belfair, Mason Lake, JBLM, Kosmos, Lincoln Creek, Scatter Creek, Skookumchuck, and all Whidbey Island.

(b) The department may not release pheasants during the extended season.

<u>Species</u>	<u>2021-22 Dates</u>	<u>2022-23 Dates</u>	<u>2023-24 Dates</u>	<u>Daily Bag Limit</u>	<u>Possession Limit</u>
<b>Western Washington:</b>					
Ring-necked pheasant (see subsection (5)(a) of this section)	<u>Dec. 1-15</u>	<u>Dec. 1-15</u>	<u>Dec. 1-15</u>	<u>2 pheasants of either sex</u>	<u>15 pheasants of either sex</u>

(6) SPECIAL RESTRICTIONS FOR WESTERN WASHINGTON PHEASANT HUNTERS:

(a) Western Washington pheasant hunters must choose to hunt only on odd-numbered or even-numbered weekend days from 8:00 to 10:00 a.m. at all units of Lake Terrell, Tennant Lake, Snoqualmie, Skookumchuck, and Scatter Creek Wildlife Areas, and all hunting sites on Whidbey Island.

(b) Hunters must indicate their choice of odd-numbered or even-numbered weekend days on the Western Washington Pheasant Permit by choosing "odd" or "even."

(c) Hunters who select the three-day option, hunters possessing a valid disabled hunter permit, hunters 65 years of age or older, and youth hunters may hunt in the morning on both odd-numbered and even-numbered weekend days.

(d) 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.

**WILD TURKEY SEASONS**

(7) TURKEY SPRING SEASONS:

(a) LEGAL HUNTER: Open to all hunters with a valid turkey tag, EXCEPT youth dates are open only to youth hunters accompanied by an adult 18 years of age or older.

(b) HUNTING METHOD RESTRICTION: It is unlawful to hunt turkeys with rifles during the spring season.

<u>Hunter</u>	<u>Area</u>	<u>2021-22 Dates</u>	<u>2022-23 Dates</u>	<u>2023-24 Dates</u>	<u>2024-25 Dates</u>	<u>Bag Limit</u>	<u>Legal Bird</u>
Youth	Statewide	<u>April 3-4, 2021</u>	<u>April 1-7, 2022</u>	<u>April 1-7, 2023</u>	<u>April 1-7, 2024</u>	The combined spring/youth season limit is 3 birds. Only 2 turkeys may be killed in Eastern Washington, except 3 may be killed in Spokane County and only 1 may be killed in Kittitas or Yakima counties. One turkey may be killed per year in Western Washington outside of Klickitat County. Two turkeys may be killed in Klickitat County.	Male turkeys and turkeys with visible beards only.
Any	Statewide	<u>April 15 - May 31</u>	<u>April 15 - May 31</u>	<u>April 15 - May 31</u>	<u>April 15 - May 31</u>		

(8) FALL TURKEY GENERAL SEASONS:

(a) LEGAL HUNTER: Open to all hunters with a valid turkey tag.

(b) HUNTING METHOD RESTRICTION: It is unlawful to hunt turkeys with rifles during the fall season EXCEPT rimfire rifles may be used from October 15 - November 15.

<u>Game Management Unit (GMU)</u>	<u>2021 Dates</u>	<u>2022 Dates</u>	<u>2023 Dates</u>	<u>Legal Bird and Limit</u>	
<u>101-154 and 162-186</u>	<u>Sept. 1 - Dec. 31</u>	<u>Sept. 1 - Dec. 31</u>	<u>Sept. 1 - Dec. 31</u>	<u>4 turkeys during the fall general season with the following area restrictions:</u>	<u>2 beardless plus 2 either sex turkey</u>
<u>382, 388, 568-578</u>	<u>Sept. 1 - Dec. 31</u>	<u>Sept. 1 - Dec. 31</u>	<u>Sept. 1 - Dec. 31</u>		<u>1 either sex turkey</u>
<u>203-290</u>	<u>Sept. 1 - Dec. 31</u>	<u>Sept. 1 - Dec. 31</u>	<u>Sept. 1 - Dec. 31</u>		<u>1 either sex turkey</u>

(9) FALL TURKEY PERMIT SEASONS:

~~((i)) LEGAL BIRD: Either sex.~~

~~(ii)) (a) LEGAL HUNTER: All hunters who are selected in the fall turkey special permit drawing and who also possess a valid turkey tag.~~

<u>(Hunt Name)</u>	<u>Permit Season Dates</u>	<u>Special Restrictions</u>	<u>Boundary Description</u>	<u>Permits</u>	<u>Bag Limit*</u>
<u>Methow</u>	<u>Nov. 15 - Dec. 15, 2018, 2019, 2020</u>	<u>Either sex</u>	<u>GMUs 218-231 and 242</u>	<u>50</u>	<u>1</u>
<u>Teanaway</u>	<u>Nov. 15 - Dec. 15, 2018, 2019, 2020</u>	<u>Either sex</u>	<u>GMU 335</u>	<u>50</u>	<u>1))</u>

<u>Hunt Name</u>	<u>Boundary Description</u>	<u>Permit Season Dates</u>	<u>Legal Bird</u>	<u>Bag Limit*</u>	<u>Permits</u>
<u>Teanaway</u>	<u>GMU 335</u>	<u>Nov. 15 - Dec. 15, 2021, 2022, 2023</u>	<u>Either sex</u>	<u>1</u>	<u>50</u>

\*BAG LIMIT: During the fall permit hunting seasons.

~~((e)) (10) HUNTER EDUCATION INSTRUCTOR INCENTIVE TURKEY PERMITS:~~

~~((i)) (a) LEGAL BIRD: Male turkeys and turkeys with visible beards only.~~

~~((ii)) (b) LEGAL HUNTER: Qualified hunter education instructors who are selected through a random drawing. Hunter education instructors qualify if the instructor is certified and has been in active status for a minimum of 3 consecutive years, inclusive of the year prior to the permit drawing.~~

~~((iii)) (c) OPEN AREA: Statewide.~~

~~((iv)) (d) SEASON DATES: April 1 - May 31 during the current license year.~~

~~((v)) (e) PERMITS: 4 individuals will be drawn for this permit per year.~~

~~((vi)) (f) BAG LIMIT: 1 male turkey or turkey with visible beard in addition to other spring season turkey harvest.~~

~~((f)) (11) OFFICIAL HUNTING HOURS FOR WILD TURKEY: 1/2 hour before sunrise to sunset during spring and fall seasons.~~

~~((g)) (12) SPECIAL RULES FOR WILD TURKEY:~~

~~((i)) (a) It is unlawful to hunt turkey unless the hunter possesses a valid turkey tag.~~

~~((ii)) (b) It is unlawful to hunt turkeys with dogs.~~

~~((iii)) (c) 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, 2018;~~

~~(ii) Sept. 21-22, 2019; and~~

~~(iii) Sept. 19-20, 2020.~~

~~(c) HUNTERS SIXTY-FIVE YEARS OF AGE OR OLDER AND HUNTERS WITH DISABILITIES SEASON DATES:~~

~~(i) Sept. 24-28, 2018;~~

~~(ii) Sept. 23-27, 2019; and~~

~~(iii) Sept. 21-25, 2020.~~

~~(d) REGULAR SEASON DATES:~~

~~(i) Oct. 20, 2018 — Jan. 21, 2019;~~

~~(ii) Oct. 19, 2019 — Jan. 20, 2020; and~~

~~(iii) Oct. 24, 2020 — Jan. 18, 2021.~~

~~(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, 2018;~~

~~(ii) Sept. 28-29, 2019; and~~

~~(iii) Sept. 26-27, 2020.~~

~~(c) REGULAR SEASON DATES:~~

~~(i) Oct. 6, 2018 — Jan. 21, 2019;~~

~~(ii) Oct. 5, 2019 — Jan. 20, 2020; and~~

~~(iii) Oct. 3, 2020 — Jan. 18, 2021.~~

~~(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, 2018;~~

~~(ii) Sept. 28-29, 2019; and~~

~~(iii) Sept. 26-27, 2020.~~

~~(c) REGULAR SEASON DATES:~~

~~(i) Oct. 6, 2018 — Jan. 21, 2019;~~

~~(ii) Oct. 5, 2019 — Jan. 20, 2020; and~~

~~(iii) Oct. 3, 2020 — Jan. 18, 2021.~~

~~(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, 2018;~~

~~(ii) Sept. 28-29, 2019; and~~

~~(iii) Sept. 26-27, 2020.~~

~~(c) REGULAR SEASON DATES:~~

~~(i) Oct. 6, 2018 — Jan. 21, 2019;~~

~~(ii) Oct. 5, 2019 — Jan. 20, 2020; and~~

~~(iii) Oct. 3, 2020 — Jan. 18, 2021.~~

**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, 2018;~~

~~(ii) Sept. 21-22, 2019; and~~

~~(iii) Sept. 19-20, 2020.~~

~~(c) HUNTERS SIXTY-FIVE YEARS OF AGE OR OLDER AND HUNTERS WITH DISABILITIES SEASON DATES:~~

- ~~(i) Sept. 24-28, 2018;~~
- ~~(ii) Sept. 23-27, 2019; and~~
- ~~(iii) Sept. 21-25, 2020.~~

~~(d) REGULAR SEASON DATES: 8:00 a.m. to 4:00 p.m.~~

- ~~(i) Sept. 29 - Nov. 30, 2018;~~
- ~~(ii) Sept. 28 - Nov. 30, 2019; and~~
- ~~(iii) Sept. 26 - Nov. 30, 2020.~~

~~(e) EXTENDED SEASON DATES:~~

- ~~(i) Dec. 1-15, 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 may 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 possessing a valid disabled hunter permit, 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 - Nov. 30, 2018;~~
- ~~(ii) Sept. 28 - Nov. 30, 2019; and~~
- ~~(iii) Sept. 26 - Nov. 30, 2020.~~

~~(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 - Nov. 30, 2018;~~
- ~~(ii) Sept. 28 - Nov. 30, 2019; and~~
- ~~(iii) Sept. 26 - Nov. 30, 2020.)~~

**OTHER BIRD SEASONS**

(13) LEGAL HUNTER: Open to all hunters with a valid license.

<b>Species</b>	<b>Area</b>	<b>Dates</b>	<b>Daily Bag Limit</b>	<b>Possession Limit</b>
Forest Grouse (Dusky, Sooty, Ruffed, and Spruce)	Statewide	Sept. 15 - Jan. 15	4 grouse per day, to include not more than 3 Dusky or Sooty Grouse (combined), 3 Spruce Grouse, and 3 Ruffed Grouse.	12 grouse, to include not more than 9 Dusky or Sooty Grouse (combined), 9 Spruce Grouse, and 9 Ruffed Grouse.
Crow	Statewide	Sept. 1 - Dec. 31	No limit.	No limit.
Ptarmigan, Sage, and Sharp-tailed Grouse	Closed statewide			

**FALCONRY SEASONS ( (+ ) )**~~((19))~~ (14) **UPLAND GAME BIRD AND FOREST GROUSE - FALCONRY:**

(a) Hunters must have a valid license for the species being hunted and a valid falconer's permit.

(b) **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))~~) dusky, sooty, ruffed, spruce) per day; and
  - (vi) Possession limit is twice the daily bag limit.
- ~~((b))~~ (c) **OPEN AREA:** Statewide.
- ~~((e))~~ (d) **SEASON DATES:** Aug. 1 - Mar. 15 during the current license year.

~~((20))~~ (15) **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 - Feb. 15 during the current license year.
- ~~((21))~~ (16) **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 - Mar. 15 during the current license year.

**OTHER SEASONS ( (+ ) )**~~((22))~~ (17) **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 220-450-010 and 220-416-110).
- (b) **OPEN AREA:** Statewide.
- (c) **SEASON DATES:** Aug. 1 - Mar. 31 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 Two - Martha Lake Access Area (170 acres): One mile northeast of the town of George, southeast of the South Frontage Road along Interstate 90 and north of Baseline Road.
  - (iii) Region Three - Wenas Wildlife Area;
- ~~((iii))~~ (iv) Region Four - Skagit Wildlife Area, Lake Terrell Wildlife Area, and Snoqualmie Wildlife Area;
- ~~((iv))~~ (v) Region Five - Shillapoo/Vancouver Lake Wildlife Area;

~~((v))~~ (vi) Region Six - Scatter Creek Wildlife Area, Fort Lewis Military Base.

~~((23))~~ (18) **YAKAMA INDIAN RESERVATION:**

The ~~((2018-2019, 2019-2020, and 2020-2021))~~ 2021-2022, 2022-2023, and 2023-2024 upland bird seasons within the Yakama Indian Reservation are the same as the season established by the Yakama Indian Nation.

~~((24))~~ (19) **COLVILLE INDIAN RESERVATION:**

The ~~((2018-2019, 2019-2020, and 2020-2021))~~ 2021-2022, 2022-2023, and 2023-2024 upland bird seasons within the Colville Indian Reservation are the same as the season established by the Colville Indian Tribe.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-416-010, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-416-010, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-416-010, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-28-342, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-033 (Order 15-95), § 232-28-342, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.047, 77.12.240, and 77.32.070. WSR 14-10-019 (Order 14-95), § 232-28-342, filed 4/25/14, effective 5/26/14; WSR 13-11-078 (Order 13-94), § 232-28-342, filed 5/16/13, effective 6/16/13. Statutory Authority: RCW 77.12.047. WSR 12-11-005 (Order 12-70), § 232-28-342, filed 5/2/12, effective 6/2/12. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240, 77.32.070, 77.32.530. WSR 10-10-061 (Order 10-94), § 232-28-342, filed 4/30/10, effective 5/31/10. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240. WSR 09-09-083 (Order 09-53), § 232-28-342, filed 4/15/09, effective 5/16/09. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210. WSR 08-09-090 (Order 08-78), § 232-28-342, filed 4/18/08, effective 5/19/08. Statutory Authority: RCW 77.12.047. WSR 06-11-031 (Order 06-91), § 232-28-342, filed 5/8/06, effective 6/8/06.]

## OTS-2905.2

AMENDATORY SECTION (Amending WSR 20-12-080, filed 6/1/20, effective 7/2/20)

**WAC 220-416-060 ((2020-2021)) 2021-2022 Migratory gamebird 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.



**DUCKS**

**Statewide:** Oct. (~~17-25, 2020, and Oct. 28, 2020 - Jan. 31, 2021~~) 16-24, 2021, and Oct. 27, 2021 - Jan. 30, 2022; except scaup season closed Oct. (~~17 - Nov. 6, 2020~~) 16 - Nov. 5, 2021.

Special youth hunting days open only to hunters 15 years of age or under (must be accompanied by an adult at least 18 years old who is not hunting): Sept. (~~26, 2020, and Feb. 6, 2021~~) 25, 2021, and Feb. 5, 2022, in Western Washington (West Zone); Oct. (~~3, 2020, and Feb. 6, 2021~~) 2, 2021, and Feb. 5, 2022, in Eastern Washington (East Zone).

Special veterans and active military personnel hunting day open only to hunters as defined in Section 3 of 16 U.S. Code Sec. 704 as amended by the John D. Dingell, Jr. Conservation, Management, and Recreation Act. Active duty military includes members of the National Guard and Reserves on active duty (other than for training). Veterans must have served in the active military, naval, or air service, and discharged or released under Honorable conditions: Feb. (~~6, 2021~~) 5, 2022, in Western Washington (West Zone) and Eastern Washington (East Zone). Hunters must have one of the following, or a copy of, during the hunt: DD214, Veteran Benefit Card, Retired Active Military I.D., or Active Duty I.D. card.

Daily Bag Limit: 7 ducks, to include not more than 2 hen mallard, 1 pintail, 2 scaup, 2 canvasback, and 2 redhead statewide; and to include not more than 1 harlequin, 2 scoter, 2 long-tailed duck, and 2 goldeneye in Western Washington.

Possession Limit for Regular Season: 21 ducks, to include not more than 6 hen mallard, 3 pintail, 6 scaup, 6 canvasback, and 6 redhead statewide; and to include not more than 1 harlequin, 6 scoter, 6 long-tailed duck, and 6 goldeneye in Western Washington.

Possession Limit for Youth, Veterans and Active Military Personnel Hunting Days: Same as Daily Bag Limit.

Season Limit: 1 harlequin in Western Washington.

**AUTHORIZATION AND HARVEST RECORD CARD REQUIRED TO HUNT SEA DUCKS**

Hunters must possess a special (~~2020-2021~~) 2021-2022 hunting authorization and harvest record card for sea ducks when hunting harlequin, scoter, long-tailed duck, and goldeneye in Western Washington. A hunter who has not previously possessed a sea duck harvest report card must submit an application form to Washington state department of fish and wildlife (WDFW). Immediately after taking a sea duck into possession, hunters must record in ink the information required on the harvest record card.

**COOT (Mudhen)**

Same areas and dates (including youth, veterans and active military personnel hunting days) as the duck season.

Daily Bag Limit: 25 coots.

Possession Limit: 75 coots.

Possession Limit for Youth, Veterans and Active Military Personnel Hunting Days: Same as Daily Bag Limit.

**SNIPE**

Same areas and dates (except youth, veterans and active military personnel hunting days) as the duck season.

Daily Bag Limit: 8 snipe.

Possession Limit: 24 snipe.

**GEESE (except Brant)**

Special youth hunting days open only to hunters 15 years of age or under (must be accompanied by an adult at least 18 years old who is not hunting): Sept. (~~26, 2020, and Feb. 6, 2021~~) 25, 2021, and Feb. 5, 2022, in Western Washington (West Zone); Oct. (~~3, 2020, and Feb. 6, 2021~~) 2, 2021, and Feb. 5, 2022, in Eastern Washington (East Zone).

Special veterans and active military personnel hunting day open only to hunters as defined in Section 3 of 16 U.S. Code Sec. 704 as amended by the John D. Dingell, Jr. Conservation, Management, and Recreation Act. Active duty military includes members of the National Guard and Reserves on active duty (other than for training). Veterans must have served in the active military, naval, or air service, and discharged or released under Honorable conditions: Feb. (~~6, 2021~~) 5, 2022, in Western Washington (West Zone) and Eastern Washington (East Zone). Hunters must have one of the following, or a copy of, during the hunt: DD214, Veteran Benefit Card, Retired Active Military I.D., or Active Duty I.D. card.

Daily Bag Limit for September dates: 4 Canada geese and 10 white-fronted geese.

Daily Bag Limit for February date: 4 Canada geese (except dusky Canada geese which are closed to harvest), 10 white-fronted geese, and (~~6~~) 10 white geese (snow, Ross', blue).

Possession Limit for Youth, Veterans and Active Military Personnel Hunting Days: Same as Daily Bag Limit.

**Western Washington Goose Seasons**

Goose Management Area 1: (~~Island, Skagit, and Snohomish counties~~) Skagit and Whatcom counties, and that portion of Snohomish County west of Interstate 5.

September Canada Goose Season

Sept. (~~5-10, 2020~~) 4-9, 2021.

Daily Bag Limit: 5 Canada geese.

Possession Limit: 15 Canada geese.

Regular Season

Oct. (~~17 - Nov. 29, and Dec. 12, 2020 - Jan. 31, 2021~~) 16 - Nov. 28, and Dec. 11, 2021 - Jan. 30, 2022, for Canada and white-fronted geese (except brant).

Oct. (~~17 - Nov. 29, and Dec. 12, 2020 - Jan. 31, 2021, and Feb. 13-23, 2021~~) 16 - Nov. 28, and Dec. 11, 2021 - Jan. 30, 2022, and Feb. 12-22, 2022, for snow, Ross', and blue geese (collectively referred to as white geese). During Feb. (~~13-23, 2021~~) 12-22, 2022, in Skagit, Whatcom and Snohomish counties, specified WDFW lands including Fir Island Farm Game Reserve, Island Unit, Johnson DeBay's Slough Swan Reserve and Hunt Unit, Leque Island Unit, Samish Unit, Samish River Unit, South Padilla Bay Unit, and Skagit Headquarters Unit of the Skagit Wildlife Area, and all units of the Whatcom Wildlife Area are closed to goose hunting in Goose Management Area 1. (~~During Feb.~~

~~13-23, 2021, in Snohomish County, that portion east of Interstate 5 is closed to goose hunting in Goose Management Area 1.)~~

Daily Bag Limit: 4 Canada geese, 10 white-fronted geese, and ~~((6))~~ 10 white geese (snow, Ross', blue). During Feb. 12-22, 2022: 20 white geese.

Possession Limit: 12 Canada geese, 30 white-fronted geese, and ~~((18))~~ 30 white geese (snow, Ross', blue). During Feb. 12-22, 2022: 60 white geese.

**AUTHORIZATION AND HARVEST RECORD CARD REQUIRED TO HUNT SNOW GESE**

Hunters must possess a special ~~((2020-2021))~~ 2021-2022 migratory bird hunting authorization and harvest record card for snow geese when hunting snow, Ross', and blue geese in Goose Management Area 1. A hunter who has not previously possessed a snow goose harvest report card must submit an application form to Washington state department of fish and wildlife (WDFW). Immediately after taking a snow, Ross', or blue goose into possession, hunters must record in ink the information required on the harvest record card.

**SKAGIT COUNTY AND WHATCOM COUNTY SPECIAL RESTRICTIONS**

It is unlawful to discharge a firearm for the purpose of hunting waterfowl within 100 feet of any paved public road on Fir Island in Skagit County or to discharge a firearm for the purpose of hunting snow geese within 100 feet of any paved public road in other areas of Skagit County or Whatcom County.

While hunting snow geese, if a hunter is convicted of (a) trespass; (b) shooting from, across, or along the maintained part of any public highway; (c) discharging a firearm for the purpose of hunting waterfowl within 100 feet of any paved public road on Fir Island in Skagit County or discharging a firearm within 100 feet of any paved public road for the purpose of hunting snow geese in other areas of Skagit County or Whatcom County; or (d) exceeding the daily bag limit for geese, authorization will be invalidated for the remainder of the current snow goose season and an authorization will not be issued for the subsequent snow goose season.

**Goose Management Area 2 - Coast:** Pacific County and the portion of Grays Harbor County west of highway 101.

September Canada Goose Season

Sept. ~~((5-13, 2020))~~ 4-12, 2021.

Daily Bag Limit: 5 Canada geese, except 15 Canada geese in Pacific County.

Possession Limit: 15 Canada geese, except 45 Canada geese in Pacific County.

Regular Season

Open in all areas from 30 minutes after the start of official hunting hours to 30 minutes before the end of official hunting hours, 7 days per week during Oct. ~~((17-Nov. 1, 2020))~~ 16-31, 2021; Saturdays, Sundays, and Wednesdays only, Nov. ((4-Dec. 6, 2020, and Dec. 23, 2020 - Jan. 24, 2021, and Feb. 13-24, 2021)) 3 - Dec. 5, 2021, and Dec. 22, 2021 - Jan. 23, 2022, and Feb. 12-23, 2022. During Feb. ~~((13-24, 2021))~~ 12-23, 2022, U.S. Fish and Wildlife Service National

Wildlife Refuges (NWRs) and WDFW Wildlife Areas are closed to goose hunting in Goose Management Area 2 - Coast.

Bag Limits for Goose Management Area 2 - Coast:

Daily Bag Limit: 4 Canada geese (except dusky Canada geese which are closed to harvest), 10 white-fronted geese, and ((6)) 10 white geese (snow, Ross', blue).

Possession Limit: 12 Canada geese (except dusky Canada geese which are closed to harvest), 30 white-fronted geese, and ((18)) 30 white geese (snow, Ross', blue).

Dusky Canada geese: SEASON CLOSED.

**Goose Management Area 2 - Inland:** Clark, Cowlitz, Wahkiakum counties and the portion of Grays Harbor County east of highway 101.

September Canada Goose Season

Sept. ((5-13, 2020)) 4-12, 2021.

Daily Bag Limit: 5 Canada geese.

Possession Limit: 15 Canada geese.

Regular Season

Open in all areas except Ridgefield NWR from 30 minutes after the start of official hunting hours to 30 minutes before the end of official hunting hours, 7 days per week during Oct. ((17-Nov. 1, 2020)) 16-31, 2021; Saturdays, Sundays, and Wednesdays only, Nov. ((25, 2020 - Jan. 17, 2021, and Feb. 13 - Mar. 10, 2021)) 24, 2021 - Jan. 16, 2022, and Feb. 12 - Mar. 9, 2022. During Feb. ((13 - Mar. 10, 2021)) 12 - Mar. 9, 2022, U.S. Fish and Wildlife Service National Wildlife Refuges (NWRs) and WDFW Wildlife Areas are closed to goose hunting in Goose Management Area 2 - Inland. Ridgefield NWR open from 30 minutes after the start of official hunting hours to 30 minutes before the end of official hunting hours, Tuesdays, Thursdays, and Saturdays only, Oct. ((17 - Nov. 1, 2020, and Nov. 25, 2020 - Jan. 16, 2021)) 16-31, 2021, and Nov. 24, 2021 - Jan. 15, 2022.

Bag Limits for Goose Management Area 2 - Inland:

Daily Bag Limit: 4 Canada geese (except dusky Canada geese which are closed to harvest), 10 white-fronted geese, and ((6)) 10 white geese (snow, Ross', blue).

Possession Limit: 12 Canada geese (except dusky Canada geese which are closed to harvest), 30 white-fronted geese, and ((18)) 30 white geese (snow, Ross', blue).

Dusky Canada geese: SEASON CLOSED.

**Special Provisions for Goose Management Area 2 Coast and Inland Regular Season only:**

A dusky Canada goose is defined as a dark-breasted (as shown in the Munsell color chart 10 YR, 5 or less) Canada goose with a culmen (bill) length of 40-50 mm.

Hunters must possess a valid special ((2020-2021)) 2021-2022 migratory bird hunting authorization and harvest record card for geese when hunting all goose species in Goose Management Area 2 Coast and Inland. New hunters and those who did not maintain a valid 2019-2020 authorization must review goose identification training materials and score a

minimum of 80% on a goose identification test to receive authorization. Hunters who fail a test must wait 28 days before retesting, and will not be issued a reciprocal authorization until that time. Immediately after taking a goose into possession, hunters must record in ink the information required on the harvest record card.

It is unlawful for hunters in Goose Management Area 2 Coast and Inland to fail to comply with the directions of authorized department personnel related to the collection of goose subspecies information pursuant to RCW 77.12.071. A person who prevents department personnel from collecting samples of tissue or other bodily parts is subject to prosecution under RCW 77.15.360 Unlawful interfering in department operations—Penalty. If a hunter takes a dusky Canada goose or does not comply with requirements listed above regarding WDFW collection of subspecies information, authorization will be invalidated by the department and the hunter will not be able to hunt geese in Goose Management Area 2 Coast and Inland for the remainder of the season. It is unlawful to fail to comply with all provisions listed above for Goose Management Area 2 Coast and Inland. Taking one dusky Canada goose is punishable as an infraction under RCW 77.15.160 (5)(b). Other violations of Area 2 goose hunting rules are punishable as an infraction under RCW 77.15.160 (2)(e) or as a misdemeanor or gross misdemeanor under RCW 77.15.400 unlawful hunting of wild birds, depending on the circumstances of the violation.

### **Goose Management Area 3**

Includes all parts of Western Washington not included in Goose Management Areas 1 and 2.

September Canada Goose Season

Sept. (~~(5-10, 2020)~~) 4-9, 2021.

Daily Bag Limit: 5 Canada geese.

Possession Limit: 15 Canada geese.

Regular Season

Oct. (~~(17-29, and Nov. 7, 2020 – Jan. 31, 2021)~~) 16-28, 2021, and Nov. 6, 2021 – Jan. 30, 2022.

Daily Bag Limit: 4 Canada geese (except dusky Canada geese which are closed to harvest), 10 white-fronted geese, and (~~(6)~~) 10 white geese (snow, Ross', blue).

Possession Limit: 12 Canada geese (except dusky Canada geese which are closed to harvest), 30 white-fronted geese, and (~~(18)~~) 30 white geese (snow, Ross', blue).

### **Eastern Washington Goose Seasons**

September Canada Goose Season (Eastern Washington)

Sept. (~~(5-6, 2020)~~) 4-5, 2021.

Daily Bag Limit: 5 Canada geese.

Possession Limit: 10 Canada geese.

### **Goose Management Area 4**

Adams, Benton, Chelan, Douglas, Franklin, Grant, Kittitas, Lincoln, Okanogan, Spokane, and Walla Walla counties.

Saturdays, Sundays, and Wednesdays only during Oct. (~~(17, 2020 – Jan. 24, 2021)~~) 16, 2021 – Jan. 23, 2022; additionally, to accommodate opportunity during recognized holiday periods, the 2020-2021 season will include: Nov. (~~(26 and 27, 2020; Dec. 24, 25, 28, 29, and 31, 2020, and Jan. 1 and 18, 2021; and every day Jan. 25–31, 2021)~~) 11, 25, and 26, 2021; Dec. 24, 27, 28, 30, and 31, 2021, and Jan. 17, 2022; and every day Jan. 24–30, 2022, for Canada geese and white-fronted geese.

Saturdays, Sundays, and Wednesdays only during Nov. (~~(7, 2020 – Jan. 24, 2021)~~) 6, 2021 – Jan. 23, 2022; additionally, to accommodate opportunity during recognized holiday periods, the 2019-2020 season will include: Nov. (~~(26 and 27, 2020; Dec. 24, 25, 28, 29, and 31, 2020, and Jan. 1 and 18, 2021; every day Jan. 25–31, 2021, and Feb. 13 – Mar. 3, 2021)~~) 11, 25, and 26, 2021; Dec. 24, 27, 28, 30, and 31, 2021, and Jan. 17, 2022; and every day Jan. 24–30, 2022, and Feb. 12 – Mar. 2, 2022, for snow, Ross', and blue phase geese (collectively referred to as white geese).

### Goose Management Area 5

Includes all parts of Eastern Washington not included in Goose Management Area 4.

Oct. (~~(17 – Nov. 2, 2020, and every day from Nov. 7, 2020 – Jan. 31, 2021)~~) 16 – Nov. 1, 2021, and every day from Nov. 6, 2021 – Jan. 30, 2022.

Bag Limits for all Eastern Washington Goose Management Areas during regular seasons:

Daily Bag Limit: 4 Canada geese, 10 white-fronted geese, and (~~(6)~~) 10 white geese (snow, Ross', blue). During Feb. 12 – Mar. 2, 2022, in GMA4: 20 white geese.

Possession Limit: 12 Canada geese, 30 white-fronted geese, and (~~(18)~~) 30 white geese (snow, Ross', blue). During Feb. 12 – Mar. 2, 2022, in GMA4: 60 white geese.

### BRANT

Open in Skagit County only on the following dates:

Jan. (~~(16 and 23, 2021)~~) 15 and 22, 2022, with additional days provided.

If the 2020-2021 brant population in Skagit County is greater than 6,000 (as determined by aerial survey), the brant season in Skagit County will be open on the following dates: Jan. (~~(16, 17, 20, 23, 24, 27, 30, and 31, 2021)~~) 15, 16, 19, 22, 23, 26, 29, and 30, 2022.

If the 2020-2021 brant population in Skagit County is 3,000-6,000 (as determined by aerial survey), the brant season in Skagit County will be open only on selected dates.

If the 2020-2021 brant population in Skagit County is below 3,000 (as determined by aerial survey), the brant season in Skagit County will be closed.

Open in Clallam and Whatcom counties only on the following dates: Jan. (~~(16, 20, and 23, 2021)~~) 15, 19, and 22, 2022.

Open in Pacific County only on the following dates: Jan. (~~(9, 10, 12, 14, 16, 17, 19, 21, 23, 24, 26, 28, 30, and 31, 2021)~~) 8, 9, 11, 13, 15, 16, 18, 20, 22, 23, 25, 27, 29, and 30, 2022, but may be adjusted

pending the most recent 3-year running average results of the Pacific flyway winter brant survey.

Special youth, open to hunters 15 years of age or under (must be accompanied by an adult at least 18 years old who is not hunting), veterans and active military personnel hunting day, open to hunters as defined in Section 3 of 16 U.S. Code Sec. 704 as amended by the John D. Dingell, Jr. Conservation, Management, and Recreation Act. Active duty military includes members of the National Guard and Reserves on active duty (other than for training). Veterans must have served in the active military, naval, or air service, and discharged or released under Honorable conditions: Feb. (~~6, 2021~~) 5, 2022. Hunters must have one of the following, or a copy of, during the hunt: DD214, Veteran Benefit Card, Retired Active Military I.D., or Active Duty I.D. card.

**AUTHORIZATION AND HARVEST RECORD CARD REQUIRED TO HUNT BRANT**

Hunters must possess a special (~~(2020-2021)~~) 2021-2022 migratory bird hunting authorization and harvest record card for brant when hunting brant. A hunter who has not previously possessed a brant harvest report card must submit an application form to Washington state department of fish and wildlife (WDFW). Immediately after taking a brant into possession, hunters must record in ink the information required on the harvest record card.

Bag Limits for Clallam, Skagit, Pacific and Whatcom counties:

Daily Bag Limit: 2 brant.

Possession Limit: 6 brant.

Special youth, veterans and active military personnel hunting day.

Daily Bag and Possession Limit: 2 brant.

**SWANS**

Season closed statewide.

**MOURNING DOVE**

Sept. 1 - Oct. 30, (~~(2020)~~) 2021, statewide.

Daily Bag Limit: 15 mourning doves.

Possession Limit: 45 mourning doves.

**BAND-TAILED PIGEON**

Sept. 15-23, (~~(2020)~~) 2021, statewide.

Daily Bag Limit: 2 band-tailed pigeons.

Possession Limit: 6 band-tailed pigeons.

**AUTHORIZATION AND HARVEST RECORD CARD REQUIRED TO HUNT BAND-TAILED PIGEONS**

Hunters must possess a special (~~(2020-2021)~~) 2021-2022 migratory bird hunting authorization and harvest record card for band-tailed pigeons when hunting band-tailed pigeons. A hunter who has not previously possessed a band-tailed pigeon harvest report card must submit an application form to Washington state department of fish and wildlife (WDFW). Immediately after taking a band-tailed pigeon into possession, hunters must record in ink the information required on the harvest record card.

**FALCONRY SEASONS****DUCKS, COOTS, SNIPE, GEESE, AND MOURNING DOVES (EXCEPT BRANT) (Falconry)**

Same season dates for each species in each area as listed above.

Daily Bag Limit: 3, straight or mixed bag, including ducks, coots, snipe, geese, and mourning doves during established seasons.

Possession Limit: 3 times the daily bag limit.

**DUCKS, COOTS, CANADA GEESE, WHITE-FRONTED GEESE, WHITE GEESE AND BRANT****(Extended Falconry)**

Sept. (~~26, 2020 and Feb. 6, 2021~~) 25, 2021, and Feb. 5, 2022, in Western Washington (West Zone).

Oct. (~~3, 2020 and Feb. 6, 2021~~) 2, 2021, and Feb. 5, 2022, in Eastern Washington (East Zone).

Daily Bag Limit: 3, straight or mixed bag, including allowable species specified under youth, veterans and active military personnel dates.

Possession Limit: Same as the Daily Bag Limit.

**MOURNING DOVE (Extended Falconry)**

Oct. 31 - Dec. 16, (~~2020~~) 2021.

Daily Bag Limit: 3, straight or mixed bag, including ducks, coots, snipe, and geese during established seasons.

Possession Limit: 3 times the daily bag limit.

**HIP REQUIREMENTS:**

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. Youth hunters are required to complete a HIP survey and possess a Washington migratory bird permit (free for youth) as evidence of compliance with this requirement when hunting migratory game birds.

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 20-12-080 (Order 20-76), § 220-416-060, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 19-10-011 (Order 19-79), § 220-416-060, filed 4/19/19, effective 5/20/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.020, 77.12.040, 77.12.047, 77.12.150, 77.12.210, 77.12.240, 77.12.320, 77.12.570, 77.12.800, 77.15.245, 77.32.007, 77.32.050, 77.32.070, 77.32.090, 77.32.370, and 77.32.530. WSR 18-11-061 (Order 18-76), § 220-416-060, filed 5/11/18, effective 6/11/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090. WSR 17-10-076 (Order 17-10), amended and recodified as § 220-416-060, filed 5/3/17, effective 6/3/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-28-436, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.32.070. WSR 15-18-032 (Order 15-275), § 232-28-436, filed 8/25/15, effective 9/25/15; WSR 14-17-081 (Order 14-213), § 232-28-436, filed



8/18/14, effective 9/18/14. Statutory Authority: RCW 77.12.047, 77.12.240, 77.32.070. WSR 13-17-083 (Order 13-186), § 232-28-436, filed 8/19/13, effective 9/19/13. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.32.070, and C.F.R. Title 50, Part 20; Migratory Bird Treaty Act. WSR 12-18-001 (Order 12-191), § 232-28-436, filed 8/22/12, effective 9/22/12.]

## OTS-2892.1

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-416-070 Columbia, Snake, and Yakima River waterfowl, coot, and snipe closures.** It is unlawful to hunt migratory waterfowl, coot, and snipe on or within the following described areas:

(1) Waters and land below the mean high water mark of Bachelor Island Slough of the Columbia River. 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)

(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 U.S. Highway 97 bridge at Maryhill (Klickitat County).

(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)

(4) The Columbia River and those lands lying within one-quarter mile of the Columbia River between the old Hanford townsite (~~((Wooden Tower))~~) power line crossing in Section 24, T13N, R27E, to Vernita Bridge (Highway 24). (Benton, Franklin, and Grant counties)

(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)

(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 5 at Levey Park Recreation Area and the Corps of Engineers windmill at Charbonneau Habitat Management Unit. (Franklin and Walla Walla counties)

~~((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))~~

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-416-070, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.12.800, 77.32.090, and 77.32.155. WSR 16-12-087, § 232-16-740, filed 5/31/16, effective 7/1/16. Statutory Authority: RCW 77.04.012,

77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-034 (Order 15-96), § 232-16-740, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.047. WSR 05-17-098 (Order 05-174), § 232-16-740, filed 8/15/05, effective 9/15/05; WSR 04-17-061 (Order 04-207), § 232-16-740, filed 8/11/04, effective 9/11/04; WSR 03-16-087 (Order 03-175), § 232-16-740, filed 8/5/03, effective 9/5/03. Statutory Authority: RCW 77.12.040. WSR 97-18-023 (Order 97-163), § 232-16-740, filed 8/25/97, effective 9/25/97. Statutory Authority: RCW 77.12.040 and 77.12.010. WSR 96-18-005 (Order 96-123), § 232-16-740, filed 8/22/96, effective 9/22/96.]

## OTS-2906.2

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-416-080** (~~(Lynch Cove and Union River hunting area restriction (Mason County).)~~) **Regulated access area restrictions for waterfowl, coot, and snipe hunting.** It is unlawful to hunt migratory waterfowl, coot, and snipe within the following regulated access areas managed by the department, except under the following restrictions:

- (1) Dungeness (North Olympic Wildlife Area - Dungeness Unit):
  - (a) Allowed in hunting zones or sites designated by the department.
  - (b) Open only on select days of the week designated by the department during approved migratory waterfowl, coot, and snipe season dates.
- (2) Elk River (Johns River Wildlife Area - Elk River Unit, south of State Route 105):
  - (a) Open every day during approved September Canada goose season dates in Goose Management Area 2 - Coast.
  - (b) Open only on Saturdays, Sundays, and Wednesdays during approved migratory waterfowl, coot, and snipe season dates.
- (3) Frenchman (Columbia Basin Wildlife Area - Desert Unit, southwest of Moses Lake at T17, R27E Sections 8 and 9):
  - (a) Open every day during approved migratory waterfowl, coot, and snipe season dates.
  - (b) All visitors using the area must register and park in the parking lot and parking sites designated by the department.
  - (c) All vehicles are not allowed into the parking lot before 4:00 a.m.
- (4) Lynch Cove and Union River (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.; in areas south of State Route 300 and NE North Shore Road, and areas north of State Routes 3 and 106): (~~(It is unlawful to hunt waterfowl, coot, or snipe in Lynch Cove and the Union River except in blinds designated by the department.)~~)
  - (a) Allowed in hunting zones or sites designated by the department.
  - (b) Open every day during approved migratory waterfowl, coot, and snipe season dates.
- (5) Mesa Lake (Sunnyside-Snake River Wildlife Area - Mesa Lake Unit):

(a) Open every day during approved migratory waterfowl, coot, and snipe season dates.

(b) All visitors using the area must register and park in parking lots (Lanford and Sheffield Roads) and parking sites designated by the department during approved season dates.

(6) North Potholes (Columbia Basin Wildlife Area - Potholes Unit, west of Moses Lake at T19, R27, S33 and S34):

(a) Open every day during migratory waterfowl, coot, and snipe season dates.

(b) All visitors using the area must register and park in the parking lot and parking sites designated by the department.

(c) All vehicles are not allowed in the parking lot before 4:00 a.m.

(7) Samish River (Skagit Wildlife Area - Samish River Unit):

(a) Allowed in hunting zones or sites designated by the department.

(b) Open every day during approved migratory waterfowl, coot, and snipe season dates.

(c) All visitors using the area must first register and park in the parking sites designated by the department, in order to access the designated hunting zone.

(8) South Padilla Bay (Skagit Wildlife Area - South Padilla Bay Unit):

(a) Allowed in hunting zones or sites designated by the department.

(b) Open every day during approved migratory waterfowl, coot, and snipe season dates.

(c) All visitors using the area must first register and park in the parking sites designated by the department.

(9) Winchester (Columbia Basin Wildlife Area - Desert Unit, west of Moses Lake at T18N, R25E Section 13, and T18N, R26E Section 18):

(a) Open only on Saturdays, Sundays, and Wednesdays during approved migratory waterfowl, coot, and snipe season dates, and all approved goose hunting dates in Goose Management Area 4 (closed to all access during nonhunt days).

(b) All visitors using the area must register and park in the parking lot and parking sites designated by the department.

(c) All vehicles are not allowed in the parking lot before 4:00 a.m.

(10) Windmill Ranch (Sunnyside-Snake River Wildlife Area - Windmill Ranch Unit):

(a) Open every day during approved migratory waterfowl, coot, and snipe season dates.

(b) All visitors using the area must register and park in parking lots (Marion or Colonial Roads) and parking sites designated by the department during approved season dates.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-416-080, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-034 (Order 15-96), § 232-16-750, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.040 and 77.12.010. WSR 96-18-006 (Order 96-124), § 232-16-750, filed 8/22/96, effective 9/22/96.]

OTS-2903.2

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-417-010 Trapping seasons and regulations.** (1) Statewide trapping seasons:

SPECIES	SEASON DATES	RESTRICTIONS
Badger, Beaver, Bobcat, <del>((Marten,))</del> Mink, Muskrat, Raccoon, Red Fox, River Otter, and Weasel	Nov. 1 - Mar. 31 during the current license year	
<u>Marten</u>	<u>Nov. 1 - Mar. 31 during the current license year</u>	<u>CLOSED in Clallam, Jefferson, Mason, and Gray's Harbor counties.</u>
<u>Eastern cottontail, Nuttall's cottontail, and snowshoe hare</u>	<u>Nov. 1 - Mar. 31 during the current license year</u>	<u>Daily bag limit: 5 mixed bag. Possession limit: 15 mixed bag.</u>

(2) Participation requirements:

(a) A valid Washington state trapper's license is required.

(b) To be issued your first Washington state trapping license an individual must pass the Washington state trapper education exam.

~~((b))~~ (c) Licensed trappers must comply with reporting requirements in WAC 220-417-020.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), amended and recodified as § 220-417-010, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-033 (Order 15-95), § 232-28-516, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.047, 77.12.020, 77.12.570, 77.12.210, 77.12.150, 77.12.240. WSR 09-09-083 (Order 09-53), § 232-28-516, filed 4/15/09, effective 5/16/09.]

OTS-1163.4

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-417-030 Wild animal trapping.** (1) The trapping season authorizes the taking of furbearing animals for their hides and pelts only. Eastern cottontail, Nuttall's cottontail, and snowshoe hare may be harvested for consumption. Furbearers may not be taken from the wild and held alive for sale or personal use without a special permit 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 without a special permit from the director.

(b) Unless kill traps are checked and animals removed within seventy-two hours.

(c) Unless animals captured in restraining traps (any nonkilling set) are removed within twenty-four hours of capture.

(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.

For purposes of this section, the meat of animals classified as furbearing animals in WAC 220-400-020 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.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), amended and recodified as § 220-417-030, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, and 77.12.240. WSR 15-10-033 (Order 15-95), § 232-12-141, filed 4/28/15, effective 5/29/15. Statutory Authority: RCW 77.12.040, 77.12.020, 77.32.070, 77.32.530. WSR 01-10-048 (Order 01-69), § 232-12-141, filed 4/26/01, effective 5/27/01. Statutory Authority: RCW 77.12.040. WSR 00-20-032 (Order 00-197), § 232-12-141, filed 9/27/00, effective 10/28/00; WSR 99-17-034 (Order 99-118), § 232-12-141, filed 8/11/99, effective 9/11/99; WSR 98-01-207 (Order 97-253), § 232-12-141, filed 12/23/97, effective 10/1/98; WSR 92-18-083 (Order 563), § 232-12-141, filed 9/2/92, effective 10/3/92; WSR 90-19-097 (Order 460), § 232-12-141, filed 9/19/90, effective 10/20/90; WSR 87-15-082 (Order 293), § 232-12-141, filed 7/20/87; WSR 81-12-029 (Order 165), § 232-12-141, filed 6/1/81. Formerly WAC 232-12-310.]

## WSR 21-05-037

## PROPOSED RULES

## HEALTH CARE AUTHORITY

[Filed February 11, 2021, 11:35 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 20-22-041.

Title of Rule and Other Identifying Information: WAC 182-501-0135 Patient review and coordination.

Hearing Location(s): On March 23, 2021, at 10:00 a.m. As the Governor's Safe Start plan progresses, it is yet unknown whether by the date of this public hearing restrictions of meeting in public places will be eased. To continue to be safe, this hearing is being scheduled as a virtual only hearing. This will not be an in-person hearing and there is not a physical location available. To attend, you must register prior to the virtual public hearing (March 23, 2021, 10:00 a.m. Pacific Time), <https://attendee.gotowebinar.com/register/3340410196417463307>, Webinar ID 747-864-883. After registering, you will receive a confirmation email containing the information about joining the webinar.

Date of Intended Adoption: Not sooner than March 24, 2021.

Submit Written Comments to: Health Care Authority (HCA), Rules Coordinator, P.O. Box 42716, Olympia, WA 98504-2716, email [arc@hca.wa.gov](mailto:arc@hca.wa.gov), fax 360-586-9727, by March 23, 2021.

Assistance for Persons with Disabilities: Contact Amber Lougheed, phone 360-725-1349, fax 360-586-9727, telecommunication[s] relay service 711, email [amber.lougheed@hca.wa.gov](mailto:amber.lougheed@hca.wa.gov), by March 5, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The agency is revising this section to clarify that a client with private full coverage insurance is not reviewed or placed into the patient review and coordination (PRC) program unless the client does not have pharmacy coverage. In this situation, if the client qualifies for PRC and is placed into the PRC program, the restriction is only to a pharmacy.

Reasons Supporting Proposal: See purpose.

Statutory Authority for Adoption: RCW 41.05.021, 41.05.160.

Statute Being Implemented: RCW 41.05.021, 41.05.160.

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

Name of Proponent: HCA, governmental.

Name of Agency Personnel Responsible for Drafting: Michael Williams, P.O. Box 42716, Olympia, WA 98504-2716, 360-725-1346; Implementation and Enforcement: Suzanne Cunningham, P.O. Box 45530, Olympia, WA 98504-2716, 360-725-1679.

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

A cost-benefit analysis is not required under RCW 34.05.328. RCW 34.05.328 does not apply to HCA rules unless requested by the joint administrative rules review committee or applied voluntarily.

The proposed rule does not impose more-than-minor costs on businesses. Following is a summary of the agency's analysis showing how costs were calculated. These rules do not impose a disproportionate cost impact on small businesses or nonprofits.

February 11, 2021

Wendy Barcus

Rules Coordinator

OTS-2774.1

AMENDATORY SECTION (Amending WSR 18-08-075, filed 4/3/18, effective 5/4/18)

**WAC 182-501-0135 Patient review and coordination (PRC).** (1) **Patient review and coordination (PRC)** is a health and safety program that coordinates care and ensures clients enrolled in PRC use services appropriately and in accordance with agency rules and policies.

(a) PRC applies to medical assistance fee-for-service and managed care clients.

(b) PRC is authorized under federal medicaid law by 42 U.S.C. 1396n (a) (2) and 42 C.F.R. 431.54.

(2) **Definitions.** Definitions found in chapter 182-500 WAC and WAC 182-526-0010 apply to this section. The following definitions apply to this section only:

**"Appropriate use"** - Use of health care services that are safe and effective for a client's health care needs.

**"Assigned provider"** - An agency-enrolled health care provider or one participating with an agency-contracted managed care organization (MCO) who agrees to be assigned as a primary provider and coordinator of services for a fee-for-service or managed care client in the PRC program. Assigned providers can include a primary care provider (PCP), a pharmacy, a prescriber of controlled substances, and a hospital for nonemergency services.

**"At-risk"** - A term used to describe one or more of the following:

(a) A client with a medical history of:

(i) Seeking and obtaining health care services at a frequency or amount that is not medically necessary; or

(ii) Potential life-threatening events or life-threatening conditions that required or may require medical intervention.

(b) Behaviors or practices that could jeopardize a client's medical treatment or health including, but not limited to:

(i) Indications of forging or altering prescriptions;

(ii) Referrals from medical personnel, social services personnel, or MCO personnel about inappropriate behaviors or practices that place the client at risk;

(iii) Noncompliance with medical or drug and alcohol treatment;

(iv) Paying cash for medical services that result in a controlled substance prescription or paying cash for controlled substances;

(v) Arrests for diverting controlled substance prescriptions;

(vi) Positive urine drug screen for illicit street drugs or non-prescribed controlled substances;

(vii) Negative urine drug screen for prescribed controlled substances; or

(viii) Unauthorized use of a client's services card for an unauthorized purpose.

**"Care management"** - Services provided to clients with multiple health, behavioral, and social needs to improve care coordination, client education, and client self-management skills.

**"Conflicting"** - Drugs or health care services that are incompatible or unsuitable for use together because of undesirable chemical or physiological effects.

**"Contraindicated"** - A medical treatment, procedure, or medication that is inadvisable or not recommended or warranted.

**"Duplicative"** - Applies to the use of the same or similar drugs and health care services without due medical justification. Example: A client receives health care services from two or more providers for the same or similar condition(s) in an overlapping time frame, or the client receives two or more similarly acting drugs in an overlapping time frame, which could result in a harmful drug interaction or an adverse reaction.

**"Emergency department information exchange (EDIE)"** - An internet-delivered service that enables health care providers to better identify and treat high users of the emergency department and special needs patients. When patients enter the emergency room, EDIE can proactively alert health care providers through different venues such as fax, phone, email, or integration with a facility's current electronic medical records.

**"Emergency medical condition"** - See WAC 182-500-0030.

**"Emergency services"** - See 42 C.F.R. 447.53.

**"Just cause"** - A legitimate reason to justify the action taken, including but not limited to, protecting the health and safety of the client.

**"Managed care client"** - A medical assistance client enrolled in, and receiving health care services from, an agency-contracted managed care organization (MCO).

**"Prescriber of controlled substances"** - Any of the following health care professionals who, within their scope of professional practice, are licensed to prescribe and administer controlled substances (see chapter 69.50 RCW, Uniform Controlled Substance Act) for a legitimate medical purpose:

- (a) A physician under chapter 18.71 RCW;
- (b) A physician assistant under chapter 18.71A RCW;
- (c) An osteopathic physician under chapter 18.57 RCW;
- (d) An osteopathic physician assistant under chapter 18.57A RCW;

and

(e) An advanced registered nurse practitioner under chapter 18.79 RCW.

**"Primary care provider" or "PCP"** - A person licensed or certified under Title 18 RCW including, but not limited to, a physician, an advanced registered nurse practitioner (ARNP), or a physician assistant (PA) who supervises, coordinates, and provides health care services to a client, initiates referrals for specialty and ancillary care, and maintains the client's continuity of care.

(3) **Clients selected for PRC review.** The agency or MCO selects a client for PRC review when either or both of the following occur:

- (a) A usage review report indicates the client has not used health care services appropriately; or
- (b) Medical providers, social service agencies, or other concerned parties have provided direct referrals to the agency or MCO.

(4) **Clients not selected for PRC review.** Clients who have comprehensive, private medical insurance (not casualty) are not reviewed or placed into the PRC program unless the client does not have pharmacy coverage included as a benefit under the private insurance policy. In this situation, if the client qualifies for PRC and is placed into the PRC program, the restriction is only to a pharmacy.

(5) **When a fee-for-service client is selected for PRC review,** the prior authorization process as defined in WAC 182-500-0085 may be required:

- (a) Prior to or during a PRC review; or
- (b) When the client is currently in the PRC program.



((+5)) (6) **Review for placement in the PRC program.** When the agency or MCO selects a client for PRC review, the agency or MCO staff, with clinical oversight, reviews either the client's medical history or billing history, or both, to determine if the client has used health care services at a frequency or amount that is not medically necessary (42 C.F.R. 431.54(e)).

((+6)) (7) **Usage guidelines for PRC placement.** Agency or MCO staff use the following usage guidelines to initiate review for PRC placement. A client may be placed in the PRC program when either the client's medical history or billing history, or both, documents any of the following:

(a) Any two or more of the following conditions occurred in a period of ninety consecutive calendar days in the previous twelve months. The client:

(i) Received services from four or more different providers, including physicians, ARNPs, and PAs not located in the same clinic or practice;

(ii) Had prescriptions filled by four or more different pharmacies;

(iii) Received ten or more prescriptions;

(iv) Had prescriptions written by four or more different prescribers not located in the same clinic or practice;

(v) Received similar services in the same day not located in the same clinic or practice; or

(vi) Had ten or more office visits;

(b) Any one of the following occurred within a period of ninety consecutive calendar days in the previous twelve months. The client:

(i) Made two or more emergency department visits;

(ii) Exhibits "at-risk" usage patterns;

(iii) Made repeated and documented efforts to seek health care services that are not medically necessary; or

(iv) Was counseled at least once by a health care provider, or an agency or MCO staff member with clinical oversight, about the appropriate use of health care services;

(c) The client received prescriptions for controlled substances from two or more different prescribers not located in the same clinic or practice in any one month within the ninety-day review period; or

(d) The client has either a medical history or billing history, or both, that demonstrates a pattern of the following at any time in the previous twelve months:

(i) Using health care services in a manner that is duplicative, excessive, or contraindicated; or

(ii) Seeking conflicting health care services, drugs, or supplies that are not within acceptable medical practice.

((+7)) (8) **PRC review results.** As a result of the PRC review, the agency or MCO may take any of the following steps:

(a) Determine that no action is needed and close the client's file;

(b) Send the client and, if applicable, the client's authorized representative a one-time only written notice of concern with information on specific findings and notice of potential placement in the PRC program; or

(c) Determine that the usage guidelines for PRC placement establish that the client has used health care services at an amount or frequency that is not medically necessary, in which case the agency or MCO will take one or more of the following actions:

(i) Refer the client for education on appropriate use of health care services;

(ii) Refer the client to other support services or agencies; or

(iii) Place the client into the PRC program for an initial placement period of no less than twenty-four months. For clients younger than eighteen years of age, the MCO must get agency approval prior to placing the client into the PRC program.

~~((8))~~ **(9) Initial placement in the PRC program.** When a client is initially placed in the PRC program:

(a) The agency or MCO places the client for no less than twenty-four months with one or more of the following types of health care providers:

(i) Primary care provider (PCP);

(ii) Pharmacy for all prescriptions;

(iii) Prescriber of controlled substances;

(iv) Hospital for nonemergency services unless referred by the assigned PCP or a specialist. A client may receive covered emergency services from any hospital; or

(v) Another qualified provider type, as determined by agency or MCO program staff on a case-by-case basis.

(b) The managed care client will remain in the same MCO for no less than twelve months unless:

(i) The client moves to a residence outside the MCO's service area and the MCO is not available in the new location; or

(ii) The client's assigned PCP no longer participates with the MCO and is available in another MCO, and the client wishes to remain with the current provider;

(iii) The client is in a voluntary enrollment program or a voluntary enrollment county;

(iv) The client is in the address confidentiality program (ACP), indicated by P.O. Box 257, Olympia, WA 98507; or

(v) The client is an American Indian/Alaska native.

(c) A managed care client placed in the PRC program must remain in the PRC program for no less than twenty-four months regardless of whether the client changes MCOs or becomes a fee-for-service client.

~~((9))~~ **(10) Notifying the client about placement in the PRC program.** When the client is initially placed in the PRC program, the agency or the MCO sends the client and, if applicable, the client's authorized representative, a written notice that:

(a) Informs the client of the reason for the PRC program placement;

(b) Directs the client to respond to the agency or MCO within ten calendar days of the date of the written notice;

(c) Directs the client to take the following actions:

(i) Select providers, subject to agency or MCO approval;

(ii) Submit additional health care information, justifying the client's use of health care services; or

(iii) Request assistance, if needed, from the agency or MCO program staff.

(d) Informs the client of administrative hearing or appeal rights (see subsection ~~((14))~~ **(15)** of this section).

(e) Informs the client that if a response is not received within ten calendar days of the date of the written notice, the client will be assigned a provider(s) by the agency or MCO.

~~((10))~~ **(11) Selection and role of assigned provider.** A client will have a limited choice of providers.

(a) The following providers are not available:

- (i) A provider who is being reviewed by the agency or licensing authority regarding quality of care;
  - (ii) A provider who has been suspended or disqualified from participating as an agency-enrolled or MCO-contracted provider; or
  - (iii) A provider whose business license is suspended or revoked by the licensing authority.
- (b) For a client placed in the PRC program, the assigned:
- (i) Provider(s) must be located in the client's local geographic area, in the client's selected MCO, and be reasonably accessible to the client.
  - (ii) PCP supervises and coordinates health care services for the client, including continuity of care and referrals to specialists when necessary.
    - (A) The PCP:
      - (I) Provides the plan of care for clients that have documented use of the emergency department for a reason that is not deemed to be an emergency medical condition;
      - (II) Files the plan of care with each emergency department that the client is using or with the emergency department information exchange;
      - (III) Makes referrals to substance abuse treatment for clients who are using the emergency department for substance abuse issues; and
      - (IV) Makes referrals to mental health treatment for clients who are using the emergency department for mental health treatment issues.
    - (B) The assigned PCP must be one of the following:
      - (I) A physician;
      - (II) An advanced registered nurse practitioner (ARNP); or
      - (III) A licensed physician assistant (PA), practicing with a supervising physician.
    - (iii) Prescriber of controlled substances prescribes all controlled substances for the client;
    - (iv) Pharmacy fills all prescriptions for the client; and
    - (v) Hospital provides all hospital nonemergency services.
- (c) A client placed in the PRC program must remain with the assigned providers for twelve months after the assignments are made, unless:
- (i) The client moves to a residence outside the provider's geographic area;
  - (ii) The provider moves out of the client's local geographic area and is no longer reasonably accessible to the client;
  - (iii) The provider refuses to continue to serve the client;
  - (iv) The client did not select the provider. The client may request to change an assigned provider once within thirty calendar days of the assignment;
  - (v) The client's assigned PCP no longer participates with the MCO. In this case, the client may select a new provider from the list of available providers in the MCO or follow the assigned provider to the new MCO; or
  - (vi) The client is in the address confidentiality program (ACP), indicated by P.O. Box 257, Olympia, WA 98507.
- (d) When an assigned prescribing provider no longer contracts with the agency or the MCO:
- (i) All prescriptions from the provider are invalid thirty calendar days following the date the contract ends;
  - (ii) All prescriptions from the provider are subject to applicable prescription drugs (outpatient) rules in chapter 182-530 WAC or appropriate MCO rules; and

(iii) The client must choose or be assigned another provider according to the requirements in this section.

~~((11))~~ **(12) PRC placement.**

(a) The initial PRC placement is no less than twenty-four consecutive months.

(b) The second PRC placement is no less than an additional thirty-six consecutive months.

(c) Each subsequent PRC placement is no less than seventy-two consecutive months.

~~((12))~~ **(13) Agency or MCO review of a PRC placement period.** The agency or MCO reviews a client's use of health care services prior to the end of each PRC placement period described in subsection ~~((11))~~ **(12)** of this section using the guidelines in subsection ~~((6))~~ **(7)** of this section.

(a) The agency or MCO assigns the next PRC placement if the usage guidelines for PRC placement in subsection ~~((6))~~ **(7)** of this section apply to the client.

(b) When the agency or MCO assigns a subsequent PRC placement, the agency or MCO sends the client and, if applicable, the client's authorized representative, a written notice informing the client:

(i) Of the reason for the subsequent PRC program placement;

(ii) Of the length of the subsequent PRC placement;

(iii) That the current providers assigned to the client continue to be assigned to the client during the subsequent PRC placement;

(iv) That all PRC program rules continue to apply;

~~((14))~~ **(15)** of this section); and

(vi) Of the rules that support the decision.

(c) The agency may remove a client from PRC placement if the client:

(i) Successfully completes a treatment program that is provided by a ~~((chemical dependency))~~ **substance use disorder (SUD)** service provider certified by the agency under chapter ~~((388-805))~~ **182-538D** WAC;

(ii) Submits documentation of completion of the approved treatment program to the agency; and

(iii) Maintains appropriate use of health care services within the usage guidelines described in subsection ~~((6))~~ **(7)** of this section for six consecutive months after the date the treatment ends.

(d) The agency or MCO determines the appropriate placement for a client who has been placed back into the program.

(e) A client will remain placed in the PRC program regardless of change in eligibility program type or change in address.

~~((13))~~ **(14) Client financial responsibility.** A client placed in the PRC program may be billed by a provider and held financially responsible for nonemergency health care services obtained from a non-pharmacy provider when the provider is not an assigned or appropriately referred provider as described in subsection ~~((10))~~ **(11)** of this section. See WAC 182-502-0160.

~~((14))~~ **(15) Right to administrative hearing or appeal.**

(a) A fee-for-service client who disagrees with an agency decision regarding placement or continued placement in the PRC program has the right to an administrative hearing regarding this placement. A client must request an administrative hearing from the agency within ninety days of the written notice of placement or continued placement to exercise this right.

(b) A managed care client who disagrees with an MCO decision regarding placement or continued placement in the PRC program has a

right to appeal this decision in the same manner as an adverse benefit determination under WAC 182-538-110.

(i) An appeal must be filed with the MCO within sixty calendar days of the written notice of the MCO's decision.

(ii) A client must exhaust the right to appeal through the MCO prior to requesting an administrative hearing.

(iii) A client who disagrees with the resolution of the appeal by the MCO may request an administrative hearing.

(iv) A client may exercise the right to an administrative hearing by filing a request within one hundred twenty calendar days from the written notice of resolution of the appeal by the MCO.

(c) A client enrolled in an MCO cannot change MCOs until the MCO appeal and any administrative hearing process has been completed and a final order entered.

(d) The agency conducts an administrative hearing according to chapter 182-526 WAC.

(e) A client who requests an administrative hearing or appeal within ten calendar days from the date of the written notice of an initial PRC placement will not be placed in the PRC program until ordered by an administrative law judge (ALJ) or review judge.

(f) A client who requests an administrative hearing or appeal more than ten calendar days from the date of the written notice of initial PRC placement will remain placed in the PRC program until a final administrative order is entered that orders the client's removal from the program.

(g) A client who requests an administrative hearing or appeal in all other cases and who has already been assigned providers will remain placed in the PRC program unless a final administrative order is entered that orders the client's removal from the program.

(h) An ALJ may rule the client be placed in the PRC program prior to the date the record is closed and prior to the date the initial order is issued based on a showing of just cause.

[Statutory Authority: RCW 41.05.021, 41.05.160. WSR 18-08-075, § 182-501-0135, filed 4/3/18, effective 5/4/18. Statutory Authority: RCW 41.05.021 and 2011 1st sp.s. c 50. WSR 13-05-006, § 182-501-0135, filed 2/6/13, effective 3/9/13. WSR 11-14-075, recodified as § 182-501-0135, filed 6/30/11, effective 7/1/11. Statutory Authority: RCW 74.08.090. WSR 10-19-057, § 388-501-0135, filed 9/14/10, effective 10/15/10. Statutory Authority: RCW 74.08.090 and 42 C.F.R. 431.51, 431.54(e) and 456.1; 42 U.S.C. 1396n. WSR 08-05-010, § 388-501-0135, filed 2/7/08, effective 3/9/08. Statutory Authority: RCW 74.08.090, 74.09.520, 74.04.055, and 42 C.F.R. 431.54. WSR 06-14-062, § 388-501-0135, filed 6/30/06, effective 7/31/06. Statutory Authority: RCW 74.08.090, 74.04.055, and 42 C.F.R. Subpart B 431.51, 431.54 (e) and (3), and 456.1. WSR 04-01-099, § 388-501-0135, filed 12/16/03, effective 1/16/04. Statutory Authority: RCW 74.08.090. WSR 01-02-076, § 388-501-0135, filed 12/29/00, effective 1/29/01. Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057 and 74.08.090. WSR 98-16-044, § 388-501-0135, filed 7/31/98, effective 9/1/98. Statutory Authority: RCW 74.08.090 and 74.09.522. WSR 97-03-038, § 388-501-0135, filed 1/9/97, effective 2/9/97. Statutory Authority: RCW 74.08.090. WSR 94-10-065 (Order 3732), § 388-501-0135, filed 5/3/94, effective 6/3/94. Formerly WAC 388-81-100.]

**WSR 21-05-038**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Filed February 11, 2021, 12:11 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 20-21-057 on October 14, 2020.

Title of Rule and Other Identifying Information: WAC 220-200-100 Wildlife classified as protected shall not be hunted or fished, and 220-610-010 Wildlife classified as endangered species.

Hearing Location(s): On March 25-27, 2021, at 8:00 a.m., webinar. This meeting will take place by webinar. The public may participate in the meeting. Visit our website at <http://wdfw.wa.gov/about/commission/meetings> or contact the commission office at 360-902-2267 or [commission@dfw.wa.gov](mailto:commission@dfw.wa.gov) for instruction on how to join the meeting.

Date of Intended Adoption: April 22-24, 2021.

Submit Written Comments to: Wildlife Program, P.O. Box 43200, Olympia, WA 98504, email [Rules.Coordinator@dfw.wa.gov](mailto:Rules.Coordinator@dfw.wa.gov), fax 360-902-2162, <https://www.surveymonkey.com/r/86HJTCJ>, SEPA comments <https://wdfw.wa.gov/licenses/environmental/sepa/open-comments>, by March 11, 2021.

Assistance for Persons with Disabilities: Contact Title VI/ADA compliance coordinator, phone 360-902-2349, TTY 711, email [Title6@dfw.wa.gov](mailto:Title6@dfw.wa.gov), for more information see <https://wdfw.wa.gov/accessibility/requests-accommodation>, by March 18, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The purpose of this rule proposal is to classify the "greater" sage-grouse as endangered in the state of Washington under WAC 220-610-010. Anticipated effects include the additional recognition and prioritization of the conservation need and actions around greater sage-grouse. If the status change is approved, "greater" sage-grouse will be removed from WAC 220-200-100 Wildlife classified as protected shall not be hunted or fished, and added to WAC 220-610-010 Wildlife classified as endangered species.

Also, in WAC 220-610-010 Wildlife classified as endangered species, administrative changes such as capitalization to species names have been made for consistency.

Reasons Supporting Proposal: Greater sage-grouse in Washington were listed as threatened in 1998 with a recovery plan completed in 2004. The state-wide population estimate, based on lek counts, was six hundred seventy-six birds in 2019. Preliminary data for 2020 suggested that the population in Lincoln County declined from thirteen to ten, the population on the Joint Base Lewis-McChord (JBLM) - Yakima Training Center (YTC) declined from seventy-eight to sixty-five, while the population in Douglas County increased from five hundred eighty-five to six hundred fifty-three, for a statewide total of seven hundred seventy. Subsequent to those counts, the habitat of all three populations were affected by wildfires. Preliminary assessments suggest that the Douglas County population will be reduced by ~50% due to loss of sagebrush on half the occupied habitat, and mortalities primarily from high predation due to lack of cover. The struggling Lincoln County population will probably be extirpated.

The potential for wildfires to eliminate sagebrush (*Artemisia* spp.) on extensive areas has been the greatest ongoing threat to sage-grouse in Washington, as we have seen in 2020. However, with the con-

tinued decline, all of Washington's populations are now likely suffering from problems with genetic health and fitness related to small population size. Uncertainty about the long-term maintenance of habitat that depends on Farm Bill programs (CRP/SAFE) is also a major concern. Other major management issues include habitat that is fragmented by roads, agriculture, development and degraded by past wildfires, historical excessive livestock grazing, fencing, electrical transmission lines, and exotic vegetation. Sage-grouse may suffer mortality rates above historical levels as a result of collisions with fences, powerlines, vehicles, and higher populations of some generalist predators, especially ravens and coyotes.

The Washington department of fish and wildlife (WDFW) and several partner organizations are working on habitat and other aspects of sage-grouse recovery. Without these efforts, the sage-grouse would likely decline to extinction in Washington. In Spring 2020, sage-grouse had not yet declined to population levels indicated in the 2004 state recovery plan for up-listing (<650 birds); however, that was before the devastating fires of September, and the threshold assumed that the Douglas County and JBLM-YTC populations were connected, which now appears unjustified. Due in part to their polygynous mating system, the effective size of the three populations are ~107 birds for Douglas County and ten birds for JBLM-YTC. Extinction of the Lincoln County population is all but certain, and of the JBLM-YTC within a decade or so is likely unless they can be increased substantially. The hope of any reintroductions in the future is tempered by the recent failure of the reintroduction project by the Yakama Nation, the probable failure of the Lincoln County population, and the continued loss of habitat in suitable conditions by wildland fire.

Concurrent with this troubling decline, genomic analysis has indicated that Washington's population is more distinct than the bi-state population that was proposed for listing as a threatened "Distinct Population Segment" under the Endangered Species Act (USFWS 2019). For these reasons, it is recommended the sage-grouse be up-listed to endangered in Washington.

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

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

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

Name of Proponent: WDFW, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Eric Gardner, 1111 Washington Street S.E., Olympia, WA 98501, 360-902-2515; Enforcement: Steve Bear, 1111 Washington Street S.E., Olympia, WA 98501, 360-902-2373.

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

A cost-benefit analysis is not required under RCW 34.05.328. The proposed periodic status review for the greater sage grouse does not require a cost-benefit analysis per RCW 34.05.328.

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

Is exempt under RCW 19.85.025(3) as the rules relate only to internal governmental operations that are not subject to violation by a nongovernment party; and rules only correct typographical errors, make address or name changes, or clarify language of a rule without changing its effect.

February 11, 2021  
 Annie Szvetcz  
 Rules Coordinator

**OTS-2911.1**

AMENDATORY SECTION (Amending WSR 18-17-153, filed 8/21/18, effective 9/21/18)

**WAC 220-200-100 Wildlife classified as protected shall not be hunted or fished.** Protected wildlife are designated into three subcategories: Threatened, sensitive, and other.

(1) Threatened species are any wildlife species native to the state of Washington that are likely to become endangered within the foreseeable future throughout a significant portion of their range within the state without cooperative management or removal of threats. Protected wildlife designated as threatened include:

Common Name	Scientific Name
western gray squirrel	<i>Sciurus griseus</i>
sea otter	<i>Enhydra lutris</i>
ferruginous hawk	<i>Buteo regalis</i>
green sea turtle	<i>Chelonia mydas</i>
<del>((greater sage grouse</del>	<del><i>Centrocercus urophasianus</i></del>
Mazama pocket gopher	<i>Thomomys mazama</i>
American white pelican	<i>Pelecanus erythrorhynchos</i>

(2) Sensitive species are any wildlife species native to the state of Washington that are vulnerable or declining and are likely to become endangered or threatened in a significant portion of their range within the state without cooperative management or removal of threats. Protected wildlife designated as sensitive include:

Common Name	Scientific Name
Gray whale	<i>Eschrichtius robustus</i>
Common Loon	<i>Gavia immer</i>
Larch Mountain salamander	<i>Plethodon larselli</i>
Pygmy whitefish	<i>Prosopium coulteri</i>
Margined sculpin	<i>Cottus marginatus</i>
Olympic mudminnow	<i>Novumbra hubbsi</i>

(3) Other protected wildlife include:

Common Name	Scientific Name
cony or pika	<i>Ochotona princeps</i>
least chipmunk	<i>Tamias minimus</i>
yellow-pine chipmunk	<i>Tamias amoenus</i>
Townsend's chipmunk	<i>Tamias townsendii</i>
red-tailed chipmunk	<i>Tamias ruficaudus</i>
hoary marmot	<i>Marmota caligata</i>



Common Name	Scientific Name
Olympic marmot	<i>Marmota olympus</i>
Cascade golden-mantled ground squirrel	<i>Callospermophilus saturatus</i>
golden-mantled ground squirrel	<i>Callospermophilus lateralis</i>
Washington ground squirrel	<i>Urocitellus washingtoni</i>
red squirrel	<i>Tamiasciurus hudsonicus</i>
Douglas squirrel	<i>Tamiasciurus douglasii</i>
northern flying squirrel	<i>Glaucomys sabrinus</i>
Humboldt's flying squirrel	<i>Glaucomys oregonensis</i>
wolverine	<i>Gulo gulo</i>
painted turtle	<i>Chrysemys picta</i>
California mountain kingsnake	<i>Lampropeltis zonata</i>

All birds not classified as game birds, predatory birds or endangered species, or designated as threatened species or sensitive species; all bats, except when found in or immediately adjacent to a dwelling or other occupied building; mammals of the order Cetacea, including whales, porpoises, and mammals of the order Pinnipedia not otherwise classified as endangered species, or designated as threatened species or sensitive species. This section shall not apply to hair seals and sea lions which are threatening to damage or are damaging commercial fishing gear being utilized in a lawful manner or when said mammals are damaging or threatening to damage commercial fish being lawfully taken with commercial gear.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, 77.12.020, and 77.12.047. WSR 18-17-153 (Order 18-207), § 220-200-100, filed 8/21/18, effective 9/21/18. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.020, and 77.12.047. WSR 17-20-030 (Order 17-254), § 220-200-100, filed 9/27/17, effective 10/28/17. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-200-100, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.020, and 77.12.047. WSR 17-02-084 (Order 17-02), § 232-12-011, filed 1/4/17, effective 2/4/17; WSR 15-10-021 (Order 14-95), § 232-12-011, filed 4/27/15, effective 5/28/15. Statutory Authority: RCW 77.12.047, 77.12.020. WSR 08-03-068 (Order 08-09), § 232-12-011, filed 1/14/08, effective 2/14/08; WSR 06-04-066 (Order 06-09), § 232-12-011, filed 1/30/06, effective 3/2/06. Statutory Authority: RCW 77.12.047, 77.12.655, 77.12.020. WSR 02-11-069 (Order 02-98), § 232-12-011, filed 5/10/02, effective 6/10/02. Statutory Authority: RCW 77.12.047. WSR 02-08-048 (Order 02-53), § 232-12-011, filed 3/29/02, effective 5/1/02; WSR 00-17-106 (Order 00-149), § 232-12-011, filed 8/16/00, effective 9/16/00. Statutory Authority: RCW 77.12.040, 77.12.010, 77.12.020, 77.12.770. WSR 00-10-001 (Order 00-47), § 232-12-011, filed 4/19/00, effective 5/20/00. Statutory Authority: RCW 77.12.040, 77.12.010, 77.12.020, 77.12.770, 77.12.780. WSR 00-04-017 (Order 00-05), § 232-12-011, filed 1/24/00, effective 2/24/00. Statutory Authority: RCW 77.12.020. WSR 98-23-013 (Order 98-232), § 232-12-011, filed 11/6/98, effective 12/7/98. Statutory Authority: RCW 77.12.040.

WSR 98-10-021 (Order 98-71), § 232-12-011, filed 4/22/98, effective 5/23/98. Statutory Authority: RCW 77.12.040 and 75.08.080. WSR 98-06-031, § 232-12-011, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 77.12.020. WSR 97-18-019 (Order 97-167), § 232-12-011, filed 8/25/97, effective 9/25/97. Statutory Authority: RCW 77.12.040, 77.12.020, 77.12.030 and 77.32.220. WSR 97-12-048, § 232-12-011, filed 6/2/97, effective 7/3/97. Statutory Authority: RCW 77.12.020. WSR 93-21-027 (Order 615), § 232-12-011, filed 10/14/93, effective 11/14/93; WSR 90-11-065 (Order 441), § 232-12-011, filed 5/15/90, effective 6/15/90. Statutory Authority: RCW 77.12.040. WSR 89-11-061 (Order 392), § 232-12-011, filed 5/18/89; WSR 82-19-026 (Order 192), § 232-12-011, filed 9/9/82; WSR 81-22-002 (Order 174), § 232-12-011, filed 10/22/81; WSR 81-12-029 (Order 165), § 232-12-011, filed 6/1/81.]

[AMENDATORY SECTION (Amending WSR 19-13-013, filed 6/7/19, effective 7/8/19)]

**WAC 220-610-010 Wildlife classified as endangered species.** Endangered species include:

Common Name	Scientific Name
pygmy rabbit	<i>Brachylagus idahoensis</i>
fisher	<i>Pekania pennanti</i>
gray wolf	<i>Canis lupus</i>
grizzly bear	<i>Ursus arctos</i>
killer whale	<i>Orcinus orca</i>
sei whale	<i>Balaenoptera borealis</i>
fin whale	<i>Balaenoptera physalus</i>
blue whale	<i>Balaenoptera musculus</i>
humpback whale	<i>Megaptera novaeangliae</i>
North Pacific right whale	<i>Eubalaena japonica</i>
sperm whale	<i>Physeter macrocephalus</i>
Columbian white-tailed deer	<i>Odocoileus virginianus leucurus</i>
woodland caribou	<i>Rangifer tarandus caribou</i>
Columbian sharp-tailed grouse	<i>Tympanuchus phasianellus columbianus</i>
sandhill crane	<i>Grus canadensis</i>
snowy plover	<i>Charadrius nivosus</i>
upland sandpiper	<i>Bartramia longicauda</i>
spotted owl	<i>Strix occidentalis</i>
western pond turtle	<i>Clemmys marmorata</i>
leatherback sea turtle	<i>Dermochelys coriacea</i>
mardon skipper	<i>Polites mardon</i>
Oregon silverspot butterfly	<i>Speyeria zerene hippolyta</i>
Oregon spotted frog	<i>Rana pretiosa</i>
northern leopard frog	<i>Rana pipiens</i>
Taylor's checkerspot	<i>Euphydryas editha taylori</i>

Common Name	Scientific Name
<del>s</del> Streaked horned lark	<i>Eremophila alpestris strigata</i>
<del>f</del> Fufted puffin	<i>Fratercula cirrhata</i>
North American lynx	<i>Lynx canadensis</i>
marbled murrelet	<i>Brachyramphus marmoratus</i>
<del>L</del> oggerhead sea turtle	<i>Caretta caretta</i>
<del>y</del> ellow-billed cuckoo	<i>Coccyzus americanus</i>
Pinto abalone	<i>Haliotis kamtschatkana</i>
greater sage grouse	<i>Centrocercus urophasianus</i>

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, 77.12.020, and 77.12.047. WSR 19-13-013 (Order 18-120), § 220-610-010, filed 6/7/19, effective 7/8/19; WSR 18-17-153 (Order 18-207), § 220-610-010, filed 8/21/18, effective 9/21/18. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.020, and 77.12.047. WSR 17-20-030 (Order 17-254), § 220-610-010, filed 9/27/17, effective 10/28/17. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-610-010, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.020, and 77.12.047. WSR 17-02-084 (Order 17-02), § 232-12-014, filed 1/4/17, effective 2/4/17; WSR 16-11-023 (Order 16-84), § 232-12-014, filed 5/6/16, effective 6/6/16; WSR 15-10-022 (Order 14-95), § 232-12-014, filed 4/27/15, effective 5/28/15. Statutory Authority: RCW 77.12.047, 77.12.020. WSR 06-04-066 (Order 06-09), § 232-12-014, filed 1/30/06, effective 3/2/06; WSR 04-11-036 (Order 04-98), § 232-12-014, filed 5/12/04, effective 6/12/04. Statutory Authority: RCW 77.12.047, 77.12.655, 77.12.020. WSR 02-11-069 (Order 02-98), § 232-12-014, filed 5/10/02, effective 6/10/02. Statutory Authority: RCW 77.12.040, 77.12.010, 77.12.020, 77.12.770, 77.12.780. WSR 00-04-017 (Order 00-05), § 232-12-014, filed 1/24/00, effective 2/24/00. Statutory Authority: RCW 77.12.020. WSR 98-23-013 (Order 98-232), § 232-12-014, filed 11/6/98, effective 12/7/98; WSR 97-18-019 (Order 97-167), § 232-12-014, filed 8/25/97, effective 9/25/97; WSR 93-21-026 (Order 616), § 232-12-014, filed 10/14/93, effective 11/14/93. Statutory Authority: RCW 77.12.020(6). WSR 88-05-032 (Order 305), § 232-12-014, filed 2/12/88. Statutory Authority: RCW 77.12.040. WSR 82-19-026 (Order 192), § 232-12-014, filed 9/9/82; WSR 81-22-002 (Order 174), § 232-12-014, filed 10/22/81; WSR 81-12-029 (Order 165), § 232-12-014, filed 6/1/81.]

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**Reviser's note:** RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 21-05-040  
PROPOSED RULES  
SEATTLE COLLEGES

[Filed February 11, 2021, 12:50 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 19-12-018.

Title of Rule and Other Identifying Information: Required and emergency medical leaves of absence.

Hearing Location(s): On March 31, 2021, at 9:00 - 10:00 a.m., Zoom - virtual.

Date of Intended Adoption: April 8, 2021.

Submit Written Comments to: Jennie Chen, 1500 Harvard Avenue, Seattle, WA 98122, email jennie.chen@seattlecolleges.edu, fax 206-934-3894, by March 29, 2021.

Assistance for Persons with Disabilities: Contact Jennie Chen, phone 206-934-3873, email jennie.chen@seattlecolleges.edu, by March 24, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This proposed rule addresses a need for the colleges to issue medical withdrawals to students who exhibit self-harm and cannot otherwise be accommodated through the interactive process while attending college.

Reasons Supporting Proposal: The Department of Education's Office for Civil Rights recommends that colleges separate emergency medical leave procedures from the disciplinary procedures.

Statutory Authority for Adoption: RCW 28B.50.140, 28B.50.090(3).

Statute Being Implemented: Not applicable.

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

Name of Proponent: Seattle colleges, public.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Kurt Buttleman, Siegal Center, 206-934-4111.

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

A cost-benefit analysis is not required under RCW 34.05.328. The district is not one of the enumerated agencies listed in RCW 34.05.328(5).

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

Is exempt under RCW 34.05.328.

Explanation of exemptions: Pursuant to RCW 34.05.328 (5)(a)(i), this agency is not an agency mandated to comply with RCW 34.05.328. Further, the agency does not voluntarily make that section applicable to the adoption of this rule pursuant to subsection (5)(a)(ii), and to date, the joint administrative rules review committee has not made the section applicable to the adoption of this rule.

February 3, 2021

Kurt Buttleman

Vice Chancellor for Academic  
and Student Success

OTS-1528.2

**Chapter 132F-126 WAC**  
**REQUIRED AND EMERGENCY MEDICAL LEAVES OF ABSENCE**

NEW SECTION

**WAC 132F-126-001 Purpose.** The vice presidents of student services may, after a careful and collaborative review, place a student on mandatory medical leave of absence in accordance with the procedures set forth in this chapter. This process is only considered in rare situations when other options have been utilized and considered. A mandatory leave of absence is not the preferred option when addressing students' health, welfare, and safety. Any assessment or action taken under this policy will be based on legitimate safety concerns and not based on speculation, stereotypes, or generalizations about individuals with disabilities.

[ ]

NEW SECTION

**WAC 132F-126-010 Issuing a required medical leave of absence.**

(1) The vice president of student services, or the vice president's designee, (hereinafter collectively referred to as the "vice president") may require a student to take a medical leave of absence if a student has a physical illness or a mental, emotional, or psychological condition and as a result of the condition:

(a) Is engaging in, or is threatening to engage in, behavior that poses a significant danger of causing substantial harm to the health, safety, or welfare of the student or others;

(b) The student's behavior has resulted in substantial harm to the health, safety, or welfare of the student or others and the behavior continues, or there is a risk that the behavior will continue, posing a significant danger of causing substantial harm to the health, safety, or welfare of the student or others; or

(c) The student's behavior has resulted in significant disruption of the teaching, learning or administrative activities of other members of the campus community and the behavior continues, or there is a risk the behavior will continue, with the likely result of such behavior substantially impeding the education processes or proper activities or functions of the college and its personnel.

(2) In determining whether to require a student to take a medical leave of absence, the vice president may consult with a qualified medical, health and/or public safety professional and, where possible, other persons to assess the student's ability to function in the academic environment.

(3) Prior to the vice president requiring a student to take a medical leave of absence, the student shall be provided an opportunity to present information about his or her circumstances, where reasonably possible, to the vice president. A student waives their opportunity to provide information if he or she is unwilling or unable to meet with the vice president upon request.

(4) The vice president shall issue the required medical leave of absence in writing to the student. The written notice shall include the effective date of the leave, the reasons for requiring the leave, the conditions for reenrollment, and any restrictions imposed on the student's access to the campus or college-sponsored activities.

(5) The required medical leave of absence shall be effective twenty-one days after it is served on the student, unless the student files an appeal.

[]

#### NEW SECTION

##### **WAC 132F-126-020 Appealing a required medical leave of absence.**

A student may appeal the vice president's decision imposing a required medical leave of absence to the medical leave of absence review board (review board). The appeal must be filed in writing with the vice president of student services within twenty days of service of the vice president's decision. Service of the vice president's decision shall be complete upon deposit in the United States mail to the student, postage prepaid and properly addressed to the student at the last known address on file with the registrar's office, or by personal service on the student.

[]

#### NEW SECTION

**WAC 132F-126-030 Hearing an appeal of a required medical leave of absence.** (1) Upon receipt of a timely appeal by a student of the vice president's decision imposing a required medical leave of absence, the vice president of student services, or the vice president's designee, shall convene the review board to hear the appeal. The review board may:

(a) Affirm the vice president's decision;

(b) Affirm the vice president's decision but alter the disposition from imposition of a required medical leave of absence to conditional enrollment under specified directives; or

(c) Reverse the vice president's decision allowing the student to remain enrolled without restriction.

(2) The review board's decision shall be in writing and served on the student within seven business days of the hearing. Service of the decision shall be effective upon deposit in the United States mail to the student, postage prepaid and properly addressed to the student at the last known address on file with the registrar's office, or by personal service on the student.

(3) The review board shall be composed of at least three members drawn from a pool of academic deans and staff members not reporting to the vice president who have been identified by the president. The president shall select one of the members to act as the chair at the hearing.

(4) The vice president shall notify the student in writing of the time, date, and location of the hearing.

(5) The review board shall conduct the hearing according to the Administrative Procedure Act, chapter 34.05 RCW.

(6) The chair of the review board may order the hearing closed to public observation as necessary to protect from disclosure medical or educational records held to be confidential under state or federal law.

[]

NEW SECTION

**WAC 132F-126-040 President's review and final college order.**

(1) The college president shall review the record and enter the final college order, in accordance with RCW 34.05.461(2) and 34.05.464.

(2) If either the respondent or the vice president for student services wishes to file written argument with the president, she/he must file that argument and serve a copy on the other within fifteen days after service of the review board's order. Within seven days after service of any such argument, the other party may file and serve a written response. The president shall have discretion to modify these deadlines and/or to allow oral arguments. However no new evidence, not already part of the record, may be introduced in any argument, except as expressly authorized by the president upon a showing of compelling legal justification and after any appropriate fact-finding.

(3) The president shall personally consider the whole record or such portions of it as may be cited by the parties. A party's failure to present any argument shall mean that the party is citing "none" of the record.

(4) Within ninety days following the later of the conclusion of the hearing or the review board's receipt of closing arguments, the president shall either remand the matter for further proceedings, with instructions to the review board, or enter a final order in the matter. The president shall have all of the decision-making power that he/she would have had if presiding over the hearing, including the power to affirm, reverse, or modify the review board's decision.

(5) The president's final order shall include, or incorporate by reference to the review board's initial order, all matters required by RCW 34.05.461, and in accordance with RCW 34.05.464. It shall also include notice to the respondent of his/her right to seek judicial review under RCW 34.05.510 et seq.

(6) Copies of the final order shall be served on the respondent, the vice president, any legal counsel who have appeared, and the review board's chair.

(7) The decision of the president shall be the final district action in the matter.

[]

NEW SECTION

**WAC 132F-126-050 Emergency medical leave of absence.** (1) The vice president may immediately require a student to take an emergency

medical leave of absence if the student has a medical, mental, emotional, or psychological condition and as a result of the condition:

(a) The student is engaging in, or threatening to engage in, behavior that poses a significant danger of causing imminent and substantial harm to the health, safety, or welfare of the student or others; or

(b) The student's behavior has resulted in substantial harm to the health, safety, or welfare of the student or others and the behavior continues, or there is a risk the behavior will continue, posing a significant danger of causing imminent and substantial harm to the health, safety, or welfare of the student or others; or

(c) The student's behavior has resulted in significant disruption of the teaching, learning or administrative activities of other members of the campus community and the behavior continues, or there is a risk the behavior will continue, with the likely result of such behavior imminently and substantially impeding the education processes or proper activities or functions of the college and its personnel.

(2) A decision by the vice president requiring a student to take an emergency medical leave of absence shall be in writing and served on the student. The decision shall set forth the reasons for requiring the leave and, as appropriate, any restrictions imposed on the student's access to the campus or college-sponsored activities. Service of the decision shall be effective upon deposit in the United States mail to the student, postage prepaid and properly addressed to the student at the last known address on file with the registrar's office, or by personal service on the student.

(3) A student subject to an emergency medical leave of absence shall be provided a hearing before a presiding officer appointed by the college president to review the vice president's decision. The hearing shall occur within three business days of the student being served with the vice president's decision imposing the emergency medical leave of absence unless a student elects to waive his or her right to a hearing. Except as otherwise provided herein, the process for conducting the emergency medical leave hearing shall be pursuant to the Administrative Procedure Act, chapter 34.05 RCW.

(4) An emergency medical leave of absence shall take effect immediately and remain in effect until the review board or president reinstate the student. The vice president may at any time decide to reinstate the student under an emergency medical leave when the vice president determines that the reasons for the emergency medical leave of absence no longer exist.

[]

#### NEW SECTION

**WAC 132F-126-060 Returning from a required or emergency leave of absence.** (1) A student wishing to be considered for reenrollment to the college shall submit an application for reenrollment to the vice president at least one month prior to the start of the quarter in which the student wishes to reenroll. The student shall provide appropriate documentation with any conditions for reenrollment set forth in the vice president's decision. If a student files an appeal of the vice president's decision, and the conditions for reenrollment are modified by the review board, the student shall provide evidence that



the conditions set forth in the review board's order have been met. A student must also meet all other admission or enrollment requirements of the college for reenrollment.

(2) The vice president shall consult with a qualified medical professional and, where possible, other persons to assess the student's ability to function in the academic environment prior to determining if the student may reenroll.

(3) The vice president shall notify the student in writing of the decision and the conditions associated with the approval or denial for reenrollment.

[]

WSR 21-05-041  
PROPOSED RULES  
SEATTLE COLLEGES

[Filed February 11, 2021, 12:51 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 21-01-088.

Title of Rule and Other Identifying Information: Student complaints.

Hearing Location(s): On March 31, 2021, at 9:00 - 10:00 a.m., Zoom - virtual.

Date of Intended Adoption: April 8, 2021.

Submit Written Comments to: Jennie Chen, 1500 Harvard Avenue, Seattle, WA 98122, email jennie.chen@seattlecolleges.edu, fax 206-934-3894, by March 29, 2021.

Assistance for Persons with Disabilities: Contact Jennie Chen, phone 206-934-3873, email jennie.chen@seattlecolleges.edu, by March 24, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Increase integration and alignment as more students attend multiple campuses during their time as a student; make the process more student focused by encouraging all parties to engage in sincere efforts to listen and resolve complaints informally; ensure students are supported through the complaint process; enhance an accepting culture and provide supports to encourage students to raise concerns.

Statutory Authority for Adoption: RCW 28B.50.140, 28B.50.090(3).

Statute Being Implemented: Not applicable.

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

Name of Proponent: Seattle Colleges, public.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Kurt Buttleman, Siegal Center, 206-934-4111.

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

A cost-benefit analysis is not required under RCW 34.05.328. The district is not one of the enumerated agencies listed in RCW 34.05.328(5).

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

Is exempt under RCW 34.05.328.

Explanation of exemptions: Pursuant to RCW 34.05.328 (5)(a)(i), this agency is not an agency mandated to comply with RCW 34.05.328. Further, the agency does not voluntarily make that section applicable to the adoption of this rule pursuant to subsection (5)(a)(ii), and to date, the joint administrative rules review committee has not made the section applicable to the adoption of this rule.

February 3, 2021

Kurt Buttleman

Vice Chancellor for Academic  
and Student Success

OTS-2682.1

AMENDATORY SECTION (Amending WSR 13-11-127, filed 5/21/13, effective 6/21/13)

**WAC 132F-121-060 Student ((complaints)) grievances generally.**

(1) ~~((The procedures in this chapter are to be used for the processing and disposition of complaints by students (complainants) against college employees or other students, except to the extent that a complaint is against a college employee and the processing is dictated otherwise by a collective bargaining agreement or other applicable process. These procedures are available to all students and are intended to protect the rights of both the complainant and the respondent.~~

(2) For the purposes of this chapter, a "complaint") The purpose of these procedures is to provide guidelines which enable a student to express and resolve misunderstandings, complaints, or grievances in a fair and equitable manner. These procedures are to be used for addressing informal grievances and formal grievances against college employees as far as the collective bargaining agreement under which the employee works allows.

(2) Students have the right to receive clear information and fair application of college policies, standards, rules and requirements and are responsible for complying with them in their relationships with college personnel. The grievance procedure emphasizes an informal resolution which promotes constructive dialogue and understanding. Available to all students and it is intended to protect the rights of both the complainant and the respondent. The formal procedures should be used when informal process does not resolve the issue.

(3) A "grievance" is defined as a good faith allegation based on personal experience or knowledge by a student or students that there has been a violation, misapplication, or misinterpretation of some service or rule as it applies to students in the institution by a staff or faculty member of the institution, resulting in loss or detriment to the complainant. However, an objection to disciplinary action under the student conduct code is only appealable under that code, and cannot constitute a ((complaint)) grievance.

~~((3))~~ (4) The student grievance procedure described is not intended to cover grievances of discrimination or sexual harassment. The college has separate, specific procedures for such grievances.

(5) Each college president shall appoint a ((complaints)) grievance officer to handle student ((complaints)) grievances. This position shall be filled by an employee whose position is below the level of vice president. The district chancellor shall designate a ((complaints)) grievance officer to handle ((complaints)) grievances against Siegal Center employees. If the president or chancellor determines, upon request, that the ((complaints)) grievance officer has a disqualifying ((personal)) conflict of interest in a particular matter, ((he/she)) they may appoint a substitute ((complaints)) grievance officer for that matter. Information on the identity and location of the ((complaints)) grievance officer(s) and about this procedure shall be readily available within each college.

~~((4) The complaints officer shall be responsible for taking appropriate actions to try to resolve complaints.~~

~~(5) A complaint may be addressed under either the informal process or the formal process, as set forth below. Students are encouraged to begin with the informal process.)~~

(6) Each campus will appoint one or more nonstudent employees who will serve as student process advocates. This role will guide the student through the informal and formal process.

~~(7) No respondent or district employee shall take adverse action or otherwise retaliate against a student because that student initiated a good faith ((complaint)) grievance or assisted another student with a ((complaint)) grievance.~~

~~((7) If more than one type of complaint or more than one respondent is included in one complaint, the complaints officer may, upon request, provide for appropriate modification(s) of these procedures.~~

~~(8) If a respondent employee is unavailable, or otherwise fails or refuses to participate timely in a complaint proceeding, the respondent's supervisor may act or designate another person to act in the complaint proceeding on that employee's behalf. However, no action by a substitute may subject the respondent employee to discipline.))~~

(8) Federal and state laws, rules and regulations, in addition to policies, regulations and procedures adopted by the state board for community college education or the board of trustees of Seattle Colleges shall not be grievable matters.

[Statutory Authority: RCW 28B.50.140(13). WSR 13-11-127, § 132F-121-060, filed 5/21/13, effective 6/21/13. Statutory Authority: RCW 28B.50.100, [28B.50].130, and/or [28B.50].140. WSR 03-16-015, § 132F-121-060, filed 7/28/03, effective 8/28/03.]

AMENDATORY SECTION (Amending WSR 13-11-127, filed 5/21/13, effective 6/21/13)

**WAC 132F-121-070 Informal processing of ((complaints)) student grievances.** (1) ~~((This informal process is intended to facilitate prompt and amicable resolution of a complaint apart from the formal complaint process.~~

~~(2) A student who has a complaint is encouraged to discuss the matter directly with the respondent to attempt to resolve it.)) The goal is to informally resolve the grievance with the employee most closely responsible for the policy, procedure, or action. The college employee and student shall make a good faith effort to resolve the issue on a one-to-one basis.~~

(2) Both parties should openly discuss the concern, attempt to understand the other's perspective, explore alternatives and attempt to arrive at a satisfactory resolution. For assistance in identifying the appropriate person a student should contact the student grievance process advocate, as designated by the VPSS. In such cases, the student may choose to engage with the student grievance process advocate as designed by the institution in support of these efforts.

(3) If the student complainant believes that discussion with an employee respondent will not achieve or has not achieved a satisfactory result, the student may communicate about the matter with the respondent's supervisor.

(4) ~~((Any participant in the informal process may request the complaint officer's assistance in obtaining a resolution.~~

~~(5)) This informal process must be completed in a timely manner. In general, a student wishing to express a grievance should do so as soon as the grievance arises, but no later than the end of the quarter in which the issue occurred.~~

[Statutory Authority: RCW 28B.50.140(13). WSR 13-11-127, § 132F-121-070, filed 5/21/13, effective 6/21/13. Statutory Authority: RCW 28B.50.100, [28B.50].130, and/or [28B.50].140. WSR 03-16-015, § 132F-121-070, filed 7/28/03, effective 8/28/03.]

AMENDATORY SECTION (Amending WSR 13-11-127, filed 5/21/13, effective 6/21/13)

**WAC 132F-121-080 Formal processing of ((complaints)) grievances.**

~~((1)) To be considered under the formal process, a complaint must be filed in writing with the campus complaints officer by the final day of the quarter following the quarter in which the problem occurred, except as otherwise provided in WAC 132F-121-090 for a grade complaint. For purposes of complaints, the quarter which follows spring quarter is fall quarter. The written document should fully specify the facts and other grounds on which the complaint is based, and should include copies of relevant supporting documents when feasible. The complaints officer may extend any deadline herein for good cause.~~

~~(2) If the complaints officer determines that the complaint does not qualify to be addressed through the formal process, that officer must inform the student, explaining the reasons in writing within five working days. The student complainant may obtain review of that notice of complaint disqualification by filing a written request with the complaints officer under subsection (9) of this section.~~

~~(3) If the complaints officer determines that the complaint does qualify as such, that officer must serve copies of the complaint and the supporting documents on the individual named in the complaint (the respondent) and the respondent's supervisor, within five working days.~~

~~(4) The respondent, upon receiving notice of the formal complaint, shall provide a response in writing to the complaints officer, and to the respondent's supervisor, within ten working days.~~

~~(5) The complaints officer must forward the written response, or the information that no response was received, to the student complainant within five working days of receipt of the response, or five working days from when a response was due.~~

~~(6) If the student complainant finds that the response or lack thereof is unsatisfactory she/he has five working days in which to submit a written request for the complaints officer to schedule a conference with the respondent to discuss the matter.~~

~~(7) Upon receipt of such request, the complaints officer has five working days to schedule the conference which must be convened within ten working days of receipt of the students' request or as soon thereafter as feasible. This conference will include the student, the respondent, and his or her supervisor, and be moderated by the complaints officer.~~

~~(8) During this conference the complaints officer shall try to facilitate resolution. The complaints officer shall produce a written statement summarizing the conference and provide copies to all parties within ten working days of the conference.~~

~~(9) The student complainant may request a review of the outcome of the complaint conference (or of a complaint disqualification) by submitting a written request for administrative review to the complaints officer within five working days of receiving the conference summary.~~

~~(10) The complaints officer shall forward, within five working days, the request for administrative review, the complaint, supporting documents, and the conference summary either to the vice president of instruction (if the officer determines that the complaint is predominantly an instructional matter), or to the vice president for student services (if the officer determines that the complaint is predominantly noninstructional in nature).~~

~~(11) This administrator shall review the complaint and documentation, and may also interview knowledgeable persons as appropriate. The administrator should render a written decision within ten working days after receiving the complaint and documents, or as soon thereafter as feasible. The administrator may accept, reject, or modify any of the previous action(s) in the matter, and/or take other action(s). This decision shall be in writing and shall be served on the student complainant and others deemed appropriate.~~

~~(12) This decision of the reviewing administrator shall be the final decision of the district on that complaint.)~~ (1) A grievance is a formal procedure instituted when a grievance is not resolved through the informal grievance process. It involves submitting a written grievance to the student grievance officer often with the help of the student grievance process advocate.

(2) A student wishing to express a grievance should do so no later than the last day of the quarter after the event occurred, with the exception of spring quarter where the last day to file a formal grievance is the last day of fall quarter.

(3) The following procedures shall be used when a student initiates the grievance process. All timelines below can be adjusted as deemed appropriate by the grievance officer.

(a) Student (complainant) submits a written grievance;

(b) Grievance officer reviews and qualifies, or requests the student revise for subsequent qualification;

(c) Grievance officer notifies employee (respondent) and their supervisor with written grievance and documentation, once qualified, within five business days or the maximum days afforded in the employee's contract;

(d) Respondent must provide a written response to student grievance officer, within ten business days;

(e) The respondent's supervisor must provide a written summary of attempts to resolve or facts gathered in the grievance process to the student grievance officer within the same time frame as respondent;

(f) Student grievance officer sends response to complainant within five business days;

(g) The grievance is confirmed by the student as resolved, or if the student feels a satisfactory resolution was not achieved, they may request a conference with the respondent and their supervisor, facilitated by the student grievance officer within five business days. Students have the right to bring an advocate to the conference meeting with notification to the grievance officer;

(h) Student grievance officer initiates scheduling of one hour conference meeting to facilitate discussion for attempted resolution, within five business days;

(i) Grievance officer will provide to all parties a written summary of the conference, within five business days;

(j) If complainant is not satisfied with the resolution upon receipt of the conference summary, they may request of the grievance officer a final review by the respondent's vice president or appropriate unit administrator in writing within five business days; and

(k) The unit administrator may amend, modify, reverse or accept the recommendation. This decision must be sent to the complainant within ten business days. This decision shall be final.

(4) The grievance officer or appropriate unit administrator may extend the timeline under exceptional circumstances such as extended illness or off contract status.

[Statutory Authority: RCW 28B.50.140(13). WSR 13-11-127, § 132F-121-080, filed 5/21/13, effective 6/21/13. Statutory Authority: RCW 28B.50.100, [28B.50].130, and/or [28B.50].140. WSR 03-16-015, § 132F-121-080, filed 7/28/03, effective 8/28/03.]

AMENDATORY SECTION (Amending WSR 13-11-127, filed 5/21/13, effective 6/21/13)

**WAC 132F-121-090 Additional provisions for grade ((complaints)) grievances.** (1) For student ((complaints)) grievances regarding grades received for course work, ~~((this section shall apply in addition to the above-described informal and formal procedures.~~

~~(2) A student may formally grieve only the final grade received in a course, but that complaint may include any or all of the components of that final grade. For a grade complaint, the respondent(s) shall be, or include, the instructor who issued the grade.~~

~~(3)) before a student can file a formal or written grade appeal, they should try to resolve the issue directly with the instructor or their dean.~~

(2) If direct discussion with the faculty or instructional dean does not resolve the grade dispute to the student's satisfaction, the student may begin the formal grade grievance process.

(3) A student may formally grieve only the final grade received in a course, but that grievance may include any or all of the components of that final grade. For a grade grievance, the respondent(s) shall be, or include, the instructor who issued the grade. Assignment grades before the quarter ends, must be resolved using the informal grievance process by involving the instructor and their dean.

(4) A formal ((complaint)) grievance regarding a grade must be filed not later than the last day of the quarter which follows the quarter for which the disputed grade was received, except that a ((complaint)) grievance regarding a spring quarter grade may be filed through the last day of the following fall quarter.

~~((4)) (5) In specifying the facts and other grounds on which it is based, the formal ((complaint)) grievance shall specify the grade that is being challenged and should attach copies of relevant documents. The response on behalf of the respondent shall include, to the extent feasible, the applicable evaluation criteria, copies of the course syllabus and relevant grading records, and the faculty member's explanation for the grade.~~

~~((5)) (6) Ordinarily the evaluation of course mastery is exclusively within the province of the instructor of a particular course, and so a grade change may be initiated only by that instructor(~~- However, if a formal grade complaint is ultimately reviewed by the vice president of instruction, and she/he finds that the grade was issued for an improper reason or was arbitrary and capricious or otherwise unlawful, that vice president may change the grade in the records of the college~~)).~~

((+6)) (7) Nothing in these rules shall be construed to limit the separate authority of the vice president of instruction to change a grade when required by a judicial order or a legal settlement agreement entered into by the district, regardless of whether a (~~com-~~plaint) grievance has been filed.

[Statutory Authority: RCW 28B.50.140(13). WSR 13-11-127, § 132F-121-090, filed 5/21/13, effective 6/21/13. Statutory Authority: RCW 28B.50.100, [28B.50].130, and/or [28B.50].140. WSR 03-16-015, § 132F-121-090, filed 7/28/03, effective 8/28/03.]



## WSR 21-05-051

## PROPOSED RULES

## RENTON TECHNICAL COLLEGE

[Filed February 12, 2021, 3:06 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 21-01-005.

Title of Rule and Other Identifying Information: Title IX student conduct procedures; and amending chapter 495E-110 WAC, student code of conduct.

Hearing Location(s): On March 24, 2021, at 3:00 p.m., via Zoom [https://rtcedu.zoom.us/j/82503220875?](https://rtcedu.zoom.us/j/82503220875?pwd=djk1S2xUaDZlRWVabWlnU3lIMHdCZz09) or Meeting ID 825 0322 0875, Passcode 125154, One tap mobile +12532158782,,82503220875# US (Tacoma), +16699006833,,82503220875# US (San Jose). Please contact Jake Swanke, director for disability resource services, at 425-235-2352 ext. 5540 as soon as possible for disability accommodation requests.

Date of Intended Adoption: April 21, 2021.

Submit Written Comments to: Jessica Gilmore English, VP Student Services, 3000 N.E. 4th Street, Renton, WA 98056, email [jgilmoreenglish@rtc.edu](mailto:jgilmoreenglish@rtc.edu), by close of business March 24, 2021.

Assistance for Persons with Disabilities: Contact Jake Swanke, director, disability resource services, phone 425-235-2352 ext. 5540, Washington relay service 711 or 800-833-6388, email [jswanke@rtc.edu](mailto:jswanke@rtc.edu), by March 17, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The updated rules incorporate new Title IX student conduct code requirements at Renton Technical College to be in alignment and compliant with updated Department of Education (DOE) requirements.

Reasons Supporting Proposal: The updated rules incorporate new Title IX student conduct code requirements at Renton Technical College to be in alignment and compliant with updated DOE requirements.

Statutory Authority for Adoption: RCW 28B.50.140.

Statute Being Implemented: RCW 28B.50.140.

Rule is necessary because of federal law, 20 U.S.C. § 1092(f); Title IX of the Education Amendments of 1972, 20 U.S.C. § 1681 et seq.

Name of Proponent: Renton Technical College, public.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Jessica Gilmore English, 3000 N.E. 4th Street, Renton, WA 98056, 425-235-2463.

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

A cost-benefit analysis is not required under RCW 34.05.328. A cost-benefit analysis is not required under RCW 34.05.328 and does not apply to college rules.

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

Is exempt under RCW 19.85.025(3) as the rules adopt, amend, or repeal a procedure, practice, or requirement relating to agency hearings; or a filing or related process requirement for applying to an agency for a license or permit.

February 12, 2021  
Eduardo Rodriguez  
Vice President of  
Administrations and Finance

OTS-2832.1

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-010 Authority.** The board of trustees, acting pursuant to RCW 28B.50.140(14), delegates to the president of the college the authority to administer disciplinary action. Administration of the disciplinary procedures is the responsibility of the vice president of student affairs or their designee. The student conduct officer shall serve as the principal investigator and administrator for alleged violations of this code.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-010, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-020 Statement of student rights.** As members of the academic community, students are encouraged to develop the capacity for critical judgment and to engage in an independent search for truth. Freedom to teach and freedom to learn are inseparable facets of academic freedom. The freedom to learn depends upon appropriate opportunities and conditions in the classroom, on the campus, and in the larger community. Students should exercise their freedom with responsibility. The responsibility to secure and to respect general conditions conducive to the freedom to learn is shared by all members of the college community.

The following enumerated rights are guaranteed to each student within the limitations of statutory law and college policy, which are deemed necessary to achieve the educational goals of the college:

(1) **Academic freedom.**

(a) Students are guaranteed the rights of free inquiry, expression, and assembly upon and within college facilities that are generally open and available to the public.

(b) Students are free to pursue appropriate educational objectives from among the college's curricula, programs, and services, subject to the limitations of RCW 28B.50.090 (3)(b).

(c) Students shall be protected from academic evaluation which is arbitrary, prejudiced, or capricious, but are responsible for meeting the standards of academic performance established by each of their instructors.

(d) Students have the right to a learning environment which is free from unlawful discrimination, inappropriate and disrespectful conduct, and any and all harassment, including sexual harassment.

(2) **Due process.**

(a) The rights of students to be secure in their persons, quarters, papers, and effects against unreasonable searches and seizures is guaranteed.

(b) No disciplinary sanction may be imposed on any student without notice to the accused of the nature of the charges.

(c) A student accused of violating this code of student conduct is entitled, upon request, to procedural due process as set forth in this chapter.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-020, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-030 Prohibited student conduct.** The college may impose disciplinary sanctions against a student who commits (or attempts to commit), or aids, abets, incites, encourages or assists another person to commit, an act(s) of misconduct, which include, but are not limited to, the following:

(1) **Academic dishonesty.** Any act of academic dishonesty including, but not limited to, cheating, plagiarism, and fabrication.

(a) Cheating includes any attempt to give or obtain unauthorized assistance relating to the completion of an academic assignment.

(b) Plagiarism includes taking and using as one's own, without proper attribution, the ideas, writings, or work of another person in completing an academic assignment. Prohibited conduct may also include the unauthorized submission for credit of academic work that has been submitted for credit in another course.

(c) Fabrication includes falsifying data, information, or citations in completing an academic assignment and also includes providing false or deceptive information to an instructor concerning the completion of an assignment.

(d) Academic consequences for academic dishonesty or abetting in academic dishonesty may be imposed at the discretion of a faculty member up to and including a failing grade for the course. Students should refer to each faculty course syllabus. Further academic consequences may follow consistent with the provisions in any program handbook. Incidents of academic dishonesty may also be referred to the student conduct officer for disciplinary action consistent with this chapter in addition to the academic consequences identified above.

(2) **Other dishonesty.** Any other acts of dishonesty. Such acts include, but are not limited to:

(a) Forgery, alteration, submission of falsified documents, or misuse of any college document, record, or instrument of identification;

(b) Tampering with an election conducted by or for college students; or

(c) Furnishing false information or failing to furnish correct information, in response to the request or requirement of a college officer or employee.

(3) **Obstruction or ((disruption)) disruptive conduct.** ((Obstruction or disruption of)) Conduct, not otherwise protected by law, that interferes with, impedes, or otherwise unreasonably hinders:

(a) ((Any)) Instruction, research, administration, disciplinary proceeding, or other college ((activity)) activities, including the obstruction of the free flow of pedestrian or vehicular movement on college property or at a college activity; or

(b) Any activity that is authorized to occur on college property, whether or not actually conducted or sponsored by the college.

(4) **Assault, intimidation, harassment.** (~~Assault, physical abuse, verbal abuse, threat(s), intimidation, harassment, bullying, stalking or other conduct which harms, threatens, or is reasonably perceived as threatening the health or safety of another person or another person's property. For purposes of this subsection:~~

~~(a) Bullying is physical or verbal abuse, repeated over time, and involving a power imbalance between the aggressor and victim.~~

~~(b) Stalking is intentional and repeated following of another person, which places that person in reasonable fear that the perpetrator intends to injure, intimidate, or harass that person. Stalking also includes instances where the perpetrator knows or reasonably should know that the person is frightened, intimidated, or harassed, even if the perpetrator lacks such intent.) Unwanted touching, physical abuse, verbal abuse, threat(s), intimidation, harassment, bullying, or other conduct which harms, threatens, or is reasonably perceived as threatening the health or safety of another person or another person's property. For purposes of this section, "bullying" is defined as repeated or aggressive unwanted behavior, not otherwise protected by law that intentionally humiliates, harms, or intimidates the victim.~~

(5) **Cyber misconduct.** Cyberstalking, cyberbullying or online harassment. Use of electronic communications including, but not limited to, electronic mail, instant messaging, electronic bulletin boards, and social media sites, to harass, abuse, bully, or engage in other conduct which harms, threatens, or is reasonably perceived as threatening the health or safety of another person. Prohibited activities include, but are not limited to, unauthorized monitoring of another's email communications directly or through spyware, sending threatening emails, disrupting electronic communications with spam or by sending a computer virus, sending false messages to third parties using another's email identity, nonconsensual recording of sexual activity, and nonconsensual distribution of a recording of sexual activity.

(6) **Property violation.** Damage to, (~~or theft or misuse of, real or personal property or money of:~~

~~(a) The college or state; or~~

~~(b) Any student or college officer, employee, or organization; or~~

~~(c) Any other member of the college community or organization; or~~

~~(d) Possession of such property or money after it has been stolen)) misappropriation of, unauthorized use or possession of, vandalism, or other nonaccidental damaging or destruction of college property or the property of another person. Property for purposes of this subsection includes computer passwords, access codes, identification cards, personal financial account numbers, other confidential personal information, intellectual property, and college trademarks.~~

(7) **Failure to comply with directive.** Failure to comply with the (~~direction~~) directive of a college officer or employee who is acting in the legitimate performance of (~~his or her~~) their duties, including failure to properly identify oneself to such a person when requested to do so.

(8) **Weapons.** Possession, holding, wearing, transporting, storage or presence of any firearm, dagger, sword, knife or other cutting or stabbing instrument, club, explosive device, or any other weapon apparently capable of producing bodily harm is prohibited on the college campus, subject to the following exceptions:

(a) Commissioned law enforcement personnel or legally authorized military personnel while in performance of their duties;

(b) A student with a valid concealed weapons permit may store a pistol in ~~((his or her))~~ their vehicle parked on campus in accordance with RCW 9.41.050 (2) or (3), provided the vehicle is locked and the weapon is concealed from view; or

(c) The president may grant permission to bring a weapon on campus upon a determination that the weapon is reasonably related to a legitimate pedagogical purpose. Such permission shall be in writing and shall be subject to such terms or conditions incorporated in the written permission.

(d) This policy does not apply to the possession and/or use of disabling chemical sprays when possessed and/or used for self-defense.

(9) **Hazing.** Hazing includes, but is not limited to, any initiation into a student organization or any pastime or amusement engaged in with respect to such an organization that causes, or is likely to cause, bodily danger or physical harm, or serious mental or emotional harm, to any student.

(10) **Alcohol, drug, and tobacco violations.**

(a) **Alcohol.** The use, possession, delivery, or sale, or being observably under the influence of any alcoholic beverage, except as permitted by law and applicable college policies.

(b) **Marijuana.** The use, possession, delivery, or sale ~~((, or being observably under the influence))~~ of marijuana or the psychoactive compounds found in marijuana ~~((and))~~ intended for human consumption, regardless of form, or being observably under the influence of marijuana or the psychoactive compounds found in marijuana. While state law permits the recreational use of marijuana, federal law prohibits such use on college premises or in connection with college activities.

(c) **Drugs.** The use, possession, delivery, sale, or being observably under the influence of any legend drug including, anabolic steroids, androgens, or human growth hormones as defined in chapter 69.41 RCW, or any other controlled substance under chapter 69.50 RCW, except as prescribed for a student's use by a licensed practitioner.

(d) **Tobacco, electronic cigarettes, and related products.** The use of tobacco, electronic cigarettes, and related products in any building owned, leased, or operated by the college or in any location where such use is prohibited, including twenty-five feet from entrances, exits, windows that open, and ventilation intakes of any building owned, leased, or operated by the college. The use of tobacco, electronic cigarettes, and related products on the college campus is restricted to designated smoking areas. "Related products" include, but are not limited to, cigarettes, pipes, bidi, clove cigarettes, waterpipes, hookahs, chewing tobacco, vaporizers, and snuff. There are designated smoking areas on campus.

(11) **Lewd conduct.** Conduct which is lewd or obscene that is not otherwise protected under the law.

(12) **Discriminatory conduct.** Discriminatory conduct which harms or adversely affects any member of the college community because of ~~((her/his person's))~~ their race; color; national origin; sensory, mental or physical disability; use of a service animal; gender, including pregnancy; marital status; age; religion; ~~((genetic information))~~ creed; sexual orientation; gender identity; veteran's status; or any other legally protected classification.

(13) **Sexual misconduct.** The term "sexual misconduct" includes sexual harassment, sexual intimidation, and sexual violence. Sexual harassment prohibited by Title IX is defined in the supplemental procedures to this code. (Supplemental Title IX student conduct procedures.)

(a) **Sexual harassment.** The term "sexual harassment" means unwelcome sexual or gender-based conduct (~~((of a sexual nature)),~~ including, unwelcome sexual advances, requests for sexual favors, quid pro quo harassment, and other verbal, nonverbal, or physical conduct of a sexual or a gendered nature that is sufficiently (~~(serious))~~ severe, persistent, or pervasive as to:

(i) ~~Deny or limit~~ (~~(, and that does deny or limit, based on sex,))~~ the ability of a student to participate in or benefit from the college's educational program (~~(or that))~~;

(ii) Alter the terms or conditions of employment for a college employee(s); and/or

(iii) Creates an intimidating, hostile, or offensive environment for other campus community members.

(b) **Sexual intimidation.** The term "sexual intimidation" incorporates the definition of "sexual harassment" and means threatening or emotionally distressing conduct based on sex including, but not limited to, nonconsensual recording of sexual activity or the distribution of such recording.

(c) **Sexual violence.** "Sexual violence" is a type of sexual discrimination and harassment. Nonconsensual sexual intercourse, nonconsensual sexual contact, domestic violence, dating violence, and stalking are all types of sexual violence.

(i) Nonconsensual sexual intercourse (~~((is any))~~). Any actual or attempted sexual intercourse (anal, oral, or vaginal), however slight, with any object or body part, by a person upon another person, that is without consent and/or by force. Sexual intercourse includes anal or vaginal penetration by a penis, tongue, finger, or object, or oral copulation by mouth to genital contact or genital to mouth contact.

(ii) Nonconsensual sexual contact (~~((is any intentional))~~). Any actual or attempted sexual touching, however slight, with any body part or object, by a person upon another person that is without consent and/or by force. Sexual touching includes any bodily contact with the breasts, groin, mouth, or other bodily orifice of another individual, or any other bodily contact in a sexual manner.

(iii) (~~Domestic violence includes asserted violent misdemeanor and felony offenses committed by the victim's current or former spouse, current or former cohabitant, person similarly situated under domestic or family violence law, or anyone else protected under domestic or family violence law.~~)

(iv) ~~Dating violence means violence by a person who has been in a romantic or intimate relationship with the victim. Whether there was such relationship will be gauged by its length, type, and frequency of interaction.~~

(v) ~~Stalking means intentional and repeated harassment or following of another person, which places that person in reasonable fear that the perpetrator intends to injure, intimidate, or harass that person. Stalking also includes instances where the perpetrator knows or reasonably should know that the person is frightened, intimidated, or harassed, even if the perpetrator lacks such intent.~~

(vi) ~~Consent: Knowing, voluntary and clear permission by word or action, to engage in mutually agreed upon sexual activity. Each party has the responsibility to make certain that the other has consented before engaging in the activity. For consent to be valid, there must be at the time of the act of sexual intercourse or sexual contact actual words or conduct indicating freely given agreement to have sexual intercourse or sexual contact.)~~ Incest. Sexual intercourse or sexual contact with a person known to be related to them, either legitimately

or illegitimately, as an ancestor, descendant, brother, or sister of either wholly or half related. Descendant includes stepchildren, and adopted children under the age of eighteen.

(iv) Statutory rape. Consensual intercourse between a person who is eighteen years of age or older, and a person who is under the age of sixteen.

(v) Domestic violence. Physical violence, bodily injury, assault, the infliction of fear of imminent physical harm, sexual assault, or stalking committed by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the state of Washington, or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the state of Washington, RCW 26.50.010.

(vi) Dating violence, physical violence, bodily injury, assault, the infliction of fear of imminent physical harm, sexual assault, or stalking committed by a person:

(A) Who is or has been in a social relationship of a romantic or intimate nature with the victim; and

(B) Where the existence of such a relationship shall be determined based on a consideration of the following factors:

(I) The length of the relationship;

(II) The type of relationship; and

(III) The frequency of interaction between the persons involved in the relationship.

(vii) Stalking. Engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

(A) Fear for their safety or the safety of others; or

(B) Suffer substantial emotional distress.

(d) For purposes of this chapter, "consent" means knowing, voluntary, and clear permission by word or action, to engage in mutually agreed upon sexual activity. Each party has the responsibility to make certain that the other has consented before engaging in the activity. For consent to be valid, there must be at the time of the act of sexual intercourse or sexual contact actual words or conduct indicating freely given agreement to have sexual intercourse or sexual contact.

A person cannot consent if he or she is unable to understand what is happening or is disoriented, helpless, asleep or unconscious for any reason, including due to alcohol or other drugs. An individual who engages in sexual activity when the individual knows, or should know, that the other person is physically or mentally incapacitated has engaged in nonconsensual conduct.

Intoxication is not a defense against allegations that an individual has engaged in nonconsensual sexual conduct.

(14) **Harassment.** Unwelcome and offensive conduct, including verbal, nonverbal, or physical conduct, that is directed at a person because of such person's protected status and that is sufficiently serious as to deny or limit, and that does deny or limit, the ability of a student to participate in or benefit from the college's educational program, that changes the terms or conditions of employment for a college employee, or that creates an intimidating, hostile, or offensive environment for other campus community members. Protected status includes a person's race; color; national origin; sensory, mental or physical disability; use of a service animal; gender, including pregnancy; marital status; age; religion; ~~((genetic information))~~ creed; sexual orientation; gender identity; veteran's status; or any other

legally protected classification. See "Sexual misconduct" for the definition of "sexual harassment." Harassing conduct may include, but is not limited to, physical conduct, verbal, written, social media and electronic communications.

(15) **Retaliation.** (~~Retaliation against any individual for reporting, providing information, exercising one's rights or responsibilities, or otherwise being involved in the process of responding to, investigating, or addressing allegations or violations of federal, state or local law, or college policies including, but not limited to, student conduct code provisions prohibiting discrimination and harassment.~~) Harming, threatening, intimidating, coercing, or taking adverse action of any kind against a person because such person reported an alleged violation of this code or college policy, provided information about an alleged violation, or participated as a witness or in any other capacity in a college investigation or disciplinary proceeding.

(16) **Misuse of electronic resources.** Theft or other misuse of computer time or other electronic information resources of the college. Such misuse includes, but is not limited to:

- (a) Unauthorized use of such resources or opening of a file, message, or other item;
- (b) Unauthorized duplication, transfer, or distribution of a computer program, file, message, or other item;
- (c) Unauthorized use or distribution of someone else's password or other identification;
- (d) Use of such time or resources to interfere with someone else's work;
- (e) Use of such time or resources to send, display, or print an obscene or abusive message, text, or image;
- (f) Use of such time or resources to interfere with normal operation of the college's computing system or other electronic information resources;
- (g) Use of such time or resources in violation of applicable copyright or other law;
- (h) Adding to or otherwise altering the infrastructure of the college's electronic information resources without authorization; or
- (i) Failure to comply with the college's electronic use policy.

(17) **Unauthorized access.** Unauthorized possession, duplication, or other use of a key, keycard, or other restricted means of access to college property, or unauthorized entry onto or into college property.

(18) **Safety violations.** (~~Safety violation includes any~~) Nonaccidental conduct that interferes with or otherwise compromises any college policy, equipment, or procedure relating to the safety and security of the campus community, including tampering with fire safety equipment and triggering false alarms or other emergency response systems.

(19) **Violation of other laws or policies.** Violation of any federal, state, or local law, rule, or regulation or other college rules or policies, including college traffic and parking rules.

(20) **Ethical violation.** The breach of any generally recognized and published code of ethics or standards of professional practice that governs the conduct of a particular profession for which the student is taking a course or is pursuing as an educational goal or major.

In addition to initiating discipline proceedings for violation of the student conduct code, the college may refer any violations of federal, state, or local laws to civil and criminal authorities for dis-



position. The college (~~shall proceed with~~) reserves the right to pursue student disciplinary proceedings regardless of whether the underlying conduct is subject to civil or criminal prosecution.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-030, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-040 Disciplinary sanctions and terms and conditions.** (1) The following disciplinary sanctions may be imposed upon students found to have violated the student conduct code.

(a) **Disciplinary warning(+)**. A verbal statement to a student that there is a violation and that continued violation may be cause for further disciplinary action.

(b) **Written reprimand(+)**. Notice in writing that the student has violated one or more terms of this code of conduct and that continuation of the same or similar behavior may result in more severe disciplinary action.

(c) **Disciplinary probation(+)**. Formal action placing specific conditions and restrictions upon the student's continued attendance depending upon the seriousness of the violation and which may include a deferred disciplinary sanction. If the student subject to a deferred disciplinary sanction is found in violation of any college rule during the time of disciplinary probation, the deferred disciplinary sanction which may include, but is not limited to, a suspension or a dismissal from the college, shall take effect immediately without further review. Any such sanction shall be in addition to any sanction or conditions arising from the new violation. Probation may be for a limited period of time or may be for the duration of the student's attendance at the college.

(d) **Disciplinary suspension(+)**. Dismissal from the college and from the student status for a stated period of time. There will be no refund of tuition or fees for the quarter in which the action is taken.

(e) **Dismissal(+)**. The revocation of all rights and privileges of membership in the college community and exclusion from the campus and college-owned or controlled facilities without any possibility of return. There will be no refund of tuition or fees for the quarter in which the action is taken.

(2) Disciplinary terms and conditions that may be imposed in conjunction with the imposition of a disciplinary sanction include, but are not limited to, the following:

(a) **Restitution(+)**. Reimbursement for damage to or misappropriation of property, or for injury to persons, or for reasonable costs incurred by the college in pursuing an investigation or disciplinary proceeding. This may take the form of monetary reimbursement, appropriate service, or other compensation.

(b) **Professional evaluation(+)**. Referral for drug, alcohol, psychological, or medical evaluation by an appropriately certified or licensed professional may be required. The student may choose the professional within the scope of practice and with the professional credentials as defined by the college. The student will sign all necessa-

ry releases to allow the college access to any such evaluation. The student's return to college may be conditioned upon compliance with recommendations set forth in such a professional evaluation. If the evaluation indicates that the student is not capable of functioning within the college community, the student will remain suspended until future evaluation recommends that the student is capable of reentering the college and complying with the rules of conduct.

(c) **Not in good standing(+)**. A student may be deemed "not in good standing" with the college. If so the student shall be subject to the following restrictions:

(i) Ineligible to hold an office in any student organization recognized by the college or to hold any elected or appointed office of the college;

(ii) Ineligible to represent the college to anyone outside the college community in any way, including representing the college at any official function, or any forms of intercollegiate competition or representation.

(d) **No contact order(+)**. (~~A student may be directed to have no physical, verbal, and/or written contact with another individual.~~) An order directing a student to have no contact with a specified student, college employee, a member of the college community, or a particular college facility.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-040, filed 5/8/15, effective 6/8/15.]

### **STUDENT HEARING PROCEDURES**

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-050 Statement of jurisdiction.** (1) The student conduct code shall apply to student conduct that occurs:

(a) On college premises (~~(, to conduct that occurs)~~);

(b) At or in connection with college-sponsored activities (~~(,)~~);  
or

(c) To off-campus conduct that in the judgment of the college adversely affects the college community or the pursuit of its objectives.

(2) Jurisdiction extends to, but is not limited to, locations in which students are engaged in official college activities including, but not limited to, foreign or domestic travel, activities funded by the associated students, athletic events, training internships, cooperative and distance education, online education, practicums, supervised work experiences or any other college-sanctioned social or club activities.

(3) Students are responsible for their conduct from the time of application for admission through the actual receipt of a degree, even

though conduct may occur before classes begin or after classes end, as well as during the academic year and during periods between terms of actual enrollment.

(4) These standards shall apply to a student's conduct even if the student withdraws from college while a disciplinary matter is pending. The college has sole discretion, on a case-by-case basis, to determine whether the student conduct code will be applied to conduct that occurs (~~off-campus~~) off campus.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-050, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-060 Definitions.** The following definitions shall apply for purpose of this student conduct code:

(1) "Business day" means a weekday, excluding weekends and college holidays.

(2) "College premises" shall include(~~s~~) all campuses of the college, wherever located, and includes all land, buildings, facilities, vehicles, equipment, and other property owned, used, or controlled by the college.

(3) A "complainant" is an alleged victim of sexual misconduct.

(4) "Conduct review officer" is the vice president of student services or other college administrator designated by the president to be responsible for receiving and for reviewing or referring appeals of student disciplinary actions in accordance with the procedures of this code. (~~The president is authorized to reassign any and all of the conduct review officer's duties or responsibilities as set forth in this chapter as may be reasonably necessary.~~

~~(4))~~ (5) "Disciplinary action" is the process by which the student conduct officer imposes discipline against a student for a violation of the student conduct code.

~~((5))~~ (6) "Disciplinary appeal" is the process by which an aggrieved student can appeal the discipline imposed by the student conduct officer. Disciplinary appeals from a suspension in excess of ten instructional days or an expulsion are heard by the student conduct appeals board. Appeals of all other appealable disciplinary action shall be reviewed through brief adjudicative proceedings.

~~((6))~~ (7) "Filing" is the process by which a document is officially delivered to a college official responsible for facilitating a disciplinary review. Unless otherwise provided, filing shall be accomplished by:

(a) Hand delivery of the document to the specified college official or college official's assistant; or

(b) By sending the document by email and first class mail to the specified college official's office and college email address.

Papers required to be filed shall be deemed filed upon actual receipt during office hours at the office of the specified college official.

~~((7))~~ (8) "Respondent" is the student against whom disciplinary action is initiated.

~~((8))~~ (9) "Service" is the process by which a document is officially delivered to a party. Unless otherwise provided, service upon a party shall be accomplished by:

(a) Hand delivery of the document to the party; or

(b) Sending the document by email and by certified mail or first class mail to the party's last known address.

Service is deemed complete upon hand delivery of the document or upon the date the document is emailed and deposited in the mail.

~~((9))~~ (10) "Sexual misconduct" has the meaning ascribed to this term in WAC 495E-110-030(13).

(11) "Student" includes all persons taking courses at or through the college, whether on a full-time or part-time basis, and whether such courses are credit courses, noncredit courses, online courses, or otherwise. Persons who withdraw after allegedly violating the code, who are not officially enrolled for a particular term but who have a continuing relationship with the college, or who have been notified of their acceptance for admission are considered "students(-)" for purposes of this chapter.

~~((10))~~ (12) "Student conduct officer" is a college administrator designated by the president or vice president of student services to be responsible for implementing and enforcing the student conduct code. ~~((The president or vice president of student services is authorized to reassign any and all of the student conduct officer's duties or responsibilities as set forth in this chapter as may be reasonably necessary.~~

~~(11))~~ (13) "The president" is the president of the college. The president is authorized to:

(a) Delegate any ((and all of his or her)) of their responsibilities as set forth in this chapter as may be reasonably necessary; and

(b) Reassign any and all duties and responsibilities as set forth in this chapter as may be reasonably necessary.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-060, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-070 Initiation of disciplinary actions.** (1) All disciplinary actions will be initiated by the student conduct officer. If that officer is the subject of a complaint initiated by the respondent, the president shall, upon request and when feasible, designate another person to fulfill any such disciplinary responsibilities relative to the complainant.

(2) The student conduct officer shall initiate disciplinary action by serving the respondent with written notice directing ~~((him or her))~~ them to attend a disciplinary meeting. The notice shall briefly describe the factual allegations, the provision(s) of the conduct code the respondent is alleged to have violated, the range of possible sanctions for the alleged violation(s), and specify the time and location of the meeting. At the meeting, the student conduct officer will present the allegations to the respondent and the respondent shall be afforded an opportunity to explain what took place. If the respondent

fails to attend the meeting, the student conduct officer may take disciplinary action based upon the available information.

(3) The student conduct officer, prior to taking disciplinary action in a case involving allegations of sexual misconduct, will make a reasonable effort to contact the complainant to discuss the results of the investigation and possible disciplinary sanctions and/or conditions, if any, that may be imposed upon the respondent if the allegations of sexual misconduct are found to have merit.

(4) Within ten days of the initial disciplinary meeting, and after considering the evidence in the case, including any facts or argument presented by the respondent, the student conduct officer shall serve the respondent with a written decision setting forth the facts and conclusions supporting his or her decision, the specific student conduct code provisions found to have been violated, the discipline imposed, if any, and a notice of any appeal rights with an explanation of the consequences of failing to file a timely appeal.

((4)) (5) The student conduct officer may take any of the following disciplinary actions:

(a) Exonerate the respondent and terminate the proceedings.

(b) Impose a disciplinary sanction(s), as described in WAC 495E-110-040.

(c) Refer the matter directly to the student conduct committee for such disciplinary action as the committee deems appropriate. Such referral shall be in writing, to the attention of the chair of the student conduct committee, with a copy served on the respondent.

(6) In cases involving allegations of sexual misconduct, the student conduct officer, on the same date that a disciplinary decision is served on the respondent, will serve a written notice informing the complainant whether the allegations of sexual misconduct were found to have merit and describing any disciplinary sanctions and/or conditions imposed upon the respondent for the complainant's protection, including disciplinary suspension or dismissal of the respondent. The notice will also inform the complainant of their appeal rights. If protective sanctions and/or conditions are imposed, the student conduct officer shall make a reasonable effort to contact the complainant to ensure prompt notice of the protective disciplinary sanctions and/or conditions.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-070, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-080 Appeal from disciplinary action.** (1) The respondent may appeal a disciplinary action by filing a written notice of appeal with the conduct review officer within ~~((twenty-one))~~ ten days of service of the student conduct officer's decision. Failure to timely file a notice of appeal constitutes a waiver of the right to appeal and the student conduct officer's decision shall be deemed final.

(2) The notice of appeal must include a brief statement explaining why the respondent is seeking review.

(3) The parties to an appeal shall be the respondent and the conduct review officer.

(4) A respondent, who timely appeals a disciplinary action or whose case is referred to the student conduct committee, has a right to a prompt, fair, and impartial hearing as provided for in these procedures.

(5) On appeal, the college bears the burden of establishing the evidentiary facts underlying the imposition of a disciplinary sanction by a preponderance of the evidence.

(6) Imposition of disciplinary action for violation of the student conduct code shall be stayed pending appeal, unless respondent has been summarily suspended.

(7) The student conduct committee shall hear appeals from:

(a) The imposition of disciplinary suspensions in excess of ten instructional days;

(b) Dismissals; and

(c) Discipline cases referred to the committee by the student conduct officer, the conduct review officer, or the president.

(8) Student conduct appeals from the imposition of the following disciplinary sanctions shall be reviewed through a brief adjudicative proceeding:

(a) Suspensions of ten instructional days or less;

(b) Disciplinary probation;

(c) Written reprimands; and

(d) Any conditions or terms imposed in conjunction with one of the foregoing disciplinary actions.

(9) Except as provided elsewhere in these rules, disciplinary warnings and dismissals of disciplinary actions are final action and are not subject to appeal.

(10) In cases involving allegations of sexual misconduct, the complainant has the right to appeal the following actions by the student conduct officer following the same procedures as set forth above for the respondent:

(a) The dismissal of a sexual misconduct complaint; or

(b) Any disciplinary sanction(s) and conditions imposed against a respondent for a sexual misconduct violation, including a disciplinary warning.

(11) If the respondent timely appeals a decision imposing discipline for a sexual misconduct violation, the college shall notify the complainant of the appeal and provide the complainant an opportunity to intervene as a party to the appeal.

(12) Except as otherwise specified in this chapter, a complainant who timely appeals a disciplinary decision or who intervenes as a party to the respondent's appeal of a disciplinary decision shall be afforded the same procedural rights as are afforded the respondent.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-080, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-090 Brief adjudicative proceedings—Initial hearing.** (1) Brief adjudicative proceedings shall be conducted by a conduct review officer. The conduct review officer shall not participate in any case in which he or she is a complainant or witness, or in which they have direct or personal interest, prejudice, or bias, or in which they have acted previously in an advisory capacity.

(2) The parties to a brief adjudicative proceeding are the respondent, the student conduct officer, and in cases involving sexual misconduct, the complainant. Before taking action, the conduct review officer shall conduct an informal hearing and provide each party:

(a) An opportunity to be informed of the agency's view of the matter; and

(b) An opportunity to explain the party's view of the matter.

(3) The conduct review officer shall serve an initial decision upon ~~((both the parties))~~ the respondent and the student conduct officer within ten days of consideration of the appeal. The initial decision shall contain a brief written statement of the reasons for the decision and information about how to seek administrative review of the initial decision. If no request for review is filed within ~~((twenty-one))~~ ten days of service of the initial decision, the initial decision shall be deemed the final decision.

(4) In cases involving allegations of sexual misconduct, the conduct review officer, on the same date as the initial decision is served on the respondent, will serve a written notice upon the complainant informing the complainant whether the allegations of sexual misconduct were found to have merit and describing any disciplinary sanctions and/or conditions imposed upon the respondent for the complainant's protection. The notice will also inform the complainant of their appeal rights.

(5) If the conduct review officer upon review determines that the respondent's conduct may warrant imposition of a disciplinary suspension of more than ten instructional days or expulsion, the matter shall be referred to the student conduct committee for a disciplinary hearing.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-090, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-100 Brief adjudicative proceedings—Review of an initial decision.** (1) An initial decision is subject to review by the president, provided the respondent files a written request for review with the conduct review officer within ~~((twenty-one))~~ ten days of service of the initial decision.

(2) The president shall not participate in any case in which ~~((he or she is))~~ they are a complainant or witness, or in which they have direct or personal interest, prejudice, or bias, or in which they have acted previously in an advisory capacity.

(3) During the review, the president shall give each party an opportunity to file written responses explaining their view of the matter and shall make any inquiries necessary to ascertain whether the sanctions should be modified or whether the proceedings should be referred to the student conduct committee for a formal adjudicative hearing.

(4) The decision on review must be in writing and must include a brief statement of the reasons for the decision and must be served on the parties within twenty days of the initial decision or of the request for review, whichever is later. The decision on review will contain a notice that judicial review may be available. A request for review may be deemed to have been denied if the president does not make a disposition of the matter within twenty days after the request is submitted.

(5) If the president upon review determines that the respondent's conduct may warrant imposition of a disciplinary suspension of more than ten instructional days or expulsion, the matter shall be referred to the student conduct committee for a disciplinary hearing.

(6) In cases involving allegations of sexual misconduct, the president, on the same date as the final decision is served on the respondent, will serve a written notice upon the complainant informing the complainant whether the allegations of sexual misconduct were found to have merit and describing any disciplinary sanctions and/or conditions imposed upon the respondent for the complainant's protection, including suspension or dismissal of the respondent. The notice will also inform the complainant of their appeal rights.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-100, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-110 Student conduct committee.** (1) The student conduct committee shall consist of five members:

- (a) Two full-time students appointed by the student government;
- (b) Two faculty members appointed by the president; and
- (c) One faculty member or administrator (other than an administrator serving as a student conduct or conduct review officer) appointed by the president at the beginning of the academic year.

(2) The faculty member or administrator, appointed on a yearly basis, shall serve as the chair of the committee and may take action on preliminary hearing matters prior to convening the committee. The chair shall receive annual training on protecting victims and promoting accountability in cases involving allegations of sexual misconduct.

(3) Hearings may be heard by a quorum of three members of the committee so long as one faculty member and one student are included on the hearing panel. Committee action may be taken upon a majority vote of all committee members attending the hearing.

(4) Members of the student conduct committee shall not participate in any case in which they are a party, complainant, or witness, in which they have direct or personal interest, prejudice, or bias, or in which they have acted previously in an advisory capacity. Any party



may petition for disqualification of a committee member (~~(pursuant to RCW 34.05.425(4))~~).

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-110, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-120 Appeal—Student conduct committee.** (1) Proceedings of the student conduct committee shall be governed by the Administrative Procedure Act, chapter 34.05 RCW (~~(, and by the Model Rules of Procedure, chapter 10-08 WAC. To the extent there is a conflict between these rules and chapter 10-08 WAC, these rules shall control)~~).

(2) The student conduct committee chair shall serve all parties with written notice of the hearing not less than seven days in advance of the hearing date (~~(, as further specified in RCW 34.05.434 and WAC 10-08-040 and 10-08-045)~~). The chair may shorten this notice period if both parties agree, and also may continue the hearing to a later time for good cause shown.

(3) The committee chair is authorized to conduct prehearing conferences and/or to make prehearing decisions concerning the extent and form of any discovery, issuance of protective decisions, and similar procedural matters.

(4) Upon request filed at least five days before the hearing by any party or at the direction of the committee chair, the parties shall exchange, no later than the third day prior to the hearing, lists of potential witnesses and copies of potential exhibits that they reasonably expect to present to the committee. Failure to participate in good faith in such a requested exchange may be cause for exclusion from the hearing of any witness or exhibit not disclosed, absent a showing of good cause for such failure.

(5) The committee chair may provide to the committee members in advance of the hearing copies of (a) the conduct officer's notification of imposition of discipline (or referral to the committee), and (b) the notice of appeal (or any response to referral) by the respondent. If doing so, however, the chair should remind the members that these "pleadings" are not evidence of any facts they may allege.

(6) The parties may agree before the hearing to designate specific exhibits as admissible without objection and, if they do so, whether the committee chair may provide copies of these admissible exhibits to the committee members before the hearing.

(7) The student conduct officer, upon request, shall provide reasonable assistance to the respondent in obtaining relevant and admissible evidence that is within the college's control.

(8) Communications between committee members and other hearing participants regarding any issue in the proceeding, other than procedural communications that are necessary to maintain an orderly process, are generally prohibited without notice and opportunity for all parties to participate, and any improper "ex parte" communication shall be placed on the record, as further provided in RCW 34.05.455.

(9) In cases heard by the committee, each party may be accompanied at the hearing by a nonattorney assistant of ((his/her)) their choice. ((A)) The respondent, in all appeals before the committee, or a complainant in an appeal involving allegations of sexual misconduct before the committee, may elect to be represented by an attorney at ((his-or-her)) their own cost, but will be deemed to have waived that right unless, at least four business days before the hearing, written notice of the attorney's identity and participation is filed with the committee chair with a copy to the student conduct officer. The committee will ordinarily be advised by an assistant attorney general. If the respondent is represented by an attorney, the student conduct officer may also be represented by a second, appropriately screened assistant attorney general.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-120, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-130 Student conduct committee hearings—Presentations of evidence.** (1) Upon the failure of any party to attend or participate in a hearing, the student conduct committee may either:

- (a) Proceed with the hearing and issuance of its decision; or
- (b) Serve a decision of default in accordance with RCW 34.05.440.

(2) The hearing will ordinarily be closed to the public. However, if all parties agree on the record that some or all of the proceedings be open, the chair shall determine any extent to which the hearing will be open. If any person disrupts the proceedings, the chair may exclude that person from the hearing room.

(3) The chair shall cause the hearing to be recorded by a method that he/she select((s)), in accordance with RCW 34.05.449. That recording, or a copy, shall be made available to any party upon request. The chair shall assure maintenance of the record of the proceeding that is required by RCW 34.05.476, which shall also be available upon request for inspection and copying by any party. Other recording shall also be permitted, in accordance with WAC 10-08-190.

(4) The chair shall preside at the hearing and decide procedural questions that arise during the hearing, except as overridden by majority vote of the committee.

(5) The student conduct officer (unless represented by an assistant attorney general) shall present the case for imposing disciplinary sanctions.

(6) All testimony shall be given under oath or affirmation. Evidence shall be admitted or excluded in accordance with RCW 34.05.452.

(7) In cases involving allegations of sexual misconduct, no party shall directly question or cross examine one another. Attorneys for the parties are also prohibited from questioning the opposing party absent express permission from the committee chair. Subject to this exception, all cross-examination questions shall be directed to the committee chair, who in their discretion shall pose the questions on the party's behalf.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-130, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-140 Student conduct committee—Initial decision.**

(1) At the conclusion of the hearing, the student conduct committee shall permit the parties to make closing arguments in whatever form it wishes to receive them. The committee also may permit each party to propose findings, conclusions, and/or a proposed decision for its consideration.

(2) Within twenty days following the later of the conclusion of the hearing or the committee's receipt of closing arguments, the committee shall issue an initial decision in accordance with RCW 34.05.461 and WAC 10-08-210. The initial decision shall include findings on all material issues of fact and conclusions on all material issues of law, including which, if any, provisions of the student conduct code were violated. Any findings based substantially on the credibility of evidence or the demeanor of witnesses shall be so identified.

(3) The committee's initial order shall also include a determination on appropriate discipline, if any. If the matter was referred to the committee by the student conduct officer, the committee shall identify and impose disciplinary sanction(s) or conditions (if any) as authorized in the student code. If the matter is an appeal by the respondent, the committee may affirm, reverse, or modify the disciplinary sanction and/or conditions imposed by the student conduct officer and/or impose additional disciplinary sanction(s) or conditions as authorized herein.

(4) The committee chair shall cause copies of the initial decision to be served on the parties and their legal counsel of record. The committee chair shall also promptly transmit a copy of the decision and the record of the committee's proceedings to the president.

(5) In cases involving allegations of sexual misconduct, the chair of the student conduct committee, on the same date as the initial decision is served on the respondent, will serve a written notice upon the complainant informing the complainant whether the allegations of sexual misconduct were found to have merit and describing any disciplinary sanctions and/or conditions imposed upon the respondent for the complainant's protection, including suspension or dismissal of the respondent. The complainant may appeal the student conduct committee's initial decision to the president subject to the same procedures and deadlines applicable to other parties. The notice will also inform the complainant of their appeal rights.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-140, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-150 Appeal from student conduct committee initial decision.** (1) A (~~respondent~~) party who is aggrieved by the findings or conclusions issued by the student conduct committee may appeal the committee's initial decision to the president by filing a notice of appeal with the president's office or designee within (~~twenty-one~~) ten days of service of the committee's initial decision. Failure to file a timely appeal constitutes a waiver of the right and the initial decision shall be deemed final.

(2) The notice of appeal must identify the specific findings of fact and/or conclusions of law in the initial decision that are challenged and must contain argument why the appeal should be granted. If necessary to aid review, the president may ask for additional briefing from the parties on issues raised on appeal. The president's review shall be restricted to the hearing record made before the student conduct committee and will normally be limited to a review of those issues and arguments raised in the notice of appeal.

(3) The president shall provide a written decision to (~~all parties~~) the party and the student conduct officer within (~~forty-five~~) twenty days after receipt of the notice of appeal. The president's decision shall be final and shall include a notice of any rights to request reconsideration and/or judicial review.

(4) In cases involving allegations of sexual misconduct, the president, on the same date that the final decision is served upon the respondent, shall serve a written notice informing the complainant of the final decision. This notice shall inform the complainant whether the sexual misconduct allegation was found to have merit and describe any disciplinary sanctions and/or conditions imposed upon the respondent for the complainant's protection, including suspension or dismissal of the respondent.

(5) The president shall not engage in an ex parte communication with any of the parties regarding an appeal.

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-150, filed 5/8/15, effective 6/8/15.]

AMENDATORY SECTION (Amending WSR 15-11-013, filed 5/8/15, effective 6/8/15)

**WAC 495E-110-160 Summary suspension.** (1) Summary suspension is a temporary exclusion from specified college premises or denial of access to all activities or privileges for which a respondent might otherwise be eligible, while an investigation and/or formal disciplinary procedures are pending.

(2) The student conduct officer may impose a summary suspension if there is probable cause to believe that the respondent:

- (a) Has violated any provision of the code of conduct; and
- (b) Presents an immediate danger to the health, safety or welfare of members of the college community; or
- (c) Poses an ongoing threat of substantial disruption of, or interference with, the operations of the college.

(3) Notice. Any respondent who has been summarily suspended shall be served with oral or written notice of the summary suspension. If oral notice is given, a written notification shall be served on the respondent within two business days of the oral notice.

(4) The written notification shall be entitled "Notice of summary suspension" and shall include:

(a) The reasons for imposing the summary suspension, including a description of the conduct giving rise to the summary suspension and reference to the provisions of the student conduct code or the law allegedly violated;

(b) The date, time, and location when the respondent must appear before the conduct review officer for a hearing on the summary suspension; and

(c) The conditions, if any, under which the respondent may physically access the campus or communicate with members of the campus community. If the respondent has been trespassed from the campus, a notice against trespass shall be included (~~that warns the student that his or her~~) warning the respondent that their privilege to enter into or remain on college premises has been withdrawn, and that the respondent shall be considered trespassing and subject to arrest for criminal trespass if (~~the respondent~~) they enter(~~s~~) the college campus other than to meet with the student conduct officer or conduct review officer, or to attend a disciplinary hearing.

(5) The conduct review officer shall conduct a hearing on the summary suspension as soon as practicable after imposition of the summary suspension.

(a) The conduct review officer shall conduct a hearing on the summary suspension as soon as practicable after imposition of the summary suspension.

(b) During the summary suspension hearing, the issue before the conduct review officer is whether there is probable cause to believe that the summary suspension should be continued pending the conclusion of disciplinary proceedings and/or whether the summary suspension should be less restrictive in scope.

(c) The respondent shall be afforded an opportunity to explain why summary suspension should not be continued while disciplinary proceedings are pending or why the summary suspension should be less restrictive in scope.

(d) If the respondent fails to appear at the designated hearing time, the conduct review officer may order that the summary suspension remain in place pending the conclusion of the disciplinary proceedings.

(e) As soon as practicable following the hearing, the conduct review officer shall issue a written decision which shall include a brief explanation for any decision continuing and/or modifying the summary suspension and notice of any right to appeal.

(f) To the extent permissible under applicable law, the conduct review officer shall provide a copy of the decision to all persons or officers who may be bound or protected by it.

~~(6) ((During the summary suspension hearing, the issue before the conduct review officer is whether there is probable cause to believe that the summary suspension should be continued pending the conclusion of disciplinary proceedings and/or whether the summary suspension should be less restrictive in scope.~~

~~(7) The respondent shall be afforded an opportunity to explain why summary suspension should not be continued while disciplinary pro-~~

ceedings are pending or why the summary suspension should be less restrictive in scope.

~~(8) If the student fails to appear at the designated hearing time, the conduct review officer may order that the summary suspension remain in place pending the conclusion of the disciplinary proceedings.~~

~~(9) As soon as practicable following the hearing, the conduct review officer shall issue a written decision which shall include a brief explanation for any decision continuing and/or modifying the summary suspension and notice of any right to appeal.~~

~~(10) To the extent permissible under applicable law, the conduct review officer shall provide a copy of the decision to all persons or offices who may be bound or protected by it.) In cases involving allegations of sexual misconduct, the complainant shall be notified that a summary suspension has been imposed on the same day that the summary suspension notice is served on the respondent. The college will also provide the complainant with timely notice of any subsequent changes to the summary suspension order.~~

[Statutory Authority: RCW 28B.50.140(13), Violence Against Women Act of 1994, and Title IX of Education Amendments of 1972. WSR 15-11-013, § 495E-110-160, filed 5/8/15, effective 6/8/15.]

**~~((DISCIPLINE PROCEDURES FOR CASES INVOLVING ALLEGATIONS OF SEXUAL MISCONDUCT))~~ SUPPLEMENTAL TITLE IX STUDENT CONDUCT PROCEDURES**

NEW SECTION

**WAC 495E-110-225 Sexual misconduct proceedings.** Both the respondent and the complainant in cases involving allegations of sexual misconduct shall be provided the same procedural rights to participate in student discipline matters, including the right to participate in the initial disciplinary decision-making process and to appeal any disciplinary decision.

[ ]

NEW SECTION

**WAC 495E-110-230 Order of precedence.** This supplemental procedure applies to allegations of sexual harassment subject to Title IX jurisdiction pursuant to regulations promulgated by the United States Department of Education. See 34 C.F.R. Sec. 106. To the extent these supplemental hearing procedures conflict with the college's standard disciplinary procedures, WAC 495E-110-010 through 495E-110-220, these supplemental procedures shall take precedence.

[]

NEW SECTION

**WAC 495E-110-240 Prohibited conduct under Title IX.** Pursuant to RCW 28B.50.140(13) and Title IX of the Education Amendments Act of 1972, 20 U.S.C. Sec. 1681, the college may impose disciplinary sanctions against a student who commits, attempts to commit, or aids, abets, incites, encourages, or assists another person to commit, an act(s) of "sexual harassment."

For purposes of this supplemental procedure, "sexual harassment" encompasses the following conduct:

(1) Quid pro quo harassment. A college employee conditioning the provision of an aid, benefit, or service of college on an individual's participation in unwelcome sexual conduct.

(2) Hostile environment. Unwelcome conduct that a reasonable person would find to be so severe, pervasive, and objectively offensive that it effectively denies a person equal access to the college's educational programs or activities, or employment.

(3) Sexual assault. Sexual assault includes the following conduct:

(a) Nonconsensual sexual intercourse. Any actual or attempted sexual intercourse (anal, oral, or vaginal), however slight, with any object or body part, by a person upon another person, that is without consent and/or by force. Sexual intercourse includes anal or vaginal penetration by a penis, tongue, finger, or object, or oral copulation by mouth to genital contact or genital to mouth contact.

(b) Nonconsensual sexual contact. Any actual or attempted sexual touching, however slight, with any body part or object, by a person upon another person that is without consent and/or by force. Sexual touching includes any bodily contact with the breasts, groin, mouth, or other bodily orifice of another individual, or any other bodily contact in a sexual manner.

(c) Incest. Sexual intercourse or sexual contact with a person known to be related to them, either legitimately or illegitimately, as an ancestor, descendant, brother, or sister of either wholly or half related. Descendant includes stepchildren and adopted children under the age of eighteen.

(d) Statutory rape. Consensual sexual intercourse between someone who is eighteen years of age or older and someone who is under the age of sixteen.

(4) Domestic violence. Physical violence, bodily injury, assault, the infliction of fear of imminent physical harm, sexual assault, or stalking committed by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the state of Washington, or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the state of Washington, RCW 26.50.010.

(5) Dating violence. Physical violence, bodily injury, assault, the infliction of fear of imminent physical harm, sexual assault, or stalking committed by a person:

(a) Who is or has been in a social relationship of a romantic or intimate nature with the victim; and

(b) Where the existence of such a relationship shall be determined based on a consideration of the following factors:

(i) The length of the relationship;

(ii) The type of relationship; and

(iii) The frequency of interaction between the persons involved in the relationship.

(6) Stalking. Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for their safety or the safety of others, or suffer substantial emotional distress.

[]

#### NEW SECTION

**WAC 495E-110-250 Title IX jurisdiction.** (1) This supplemental procedure applies only if the alleged misconduct:

(a) Occurred in the United States;

(b) Occurred during a college educational program or activity; and

(c) Meets the definition of sexual harassment as that term is defined in this supplemental procedure.

(2) For purposes of this supplemental procedure, an "educational program or activity" is defined as locations, events, or circumstances over which the college exercised substantial control over both the respondent and the context in which the alleged sexual harassment occurred. This definition includes any building owned or controlled by a student organization that is officially recognized by the college.

(3) Proceedings under this supplemental procedure must be dismissed if the decision maker determines that one or all of the requirements of subsection (1)(a) through (c) of this section have not been met. Dismissal under this supplemental procedure does not prohibit the college from pursuing other disciplinary action based on allegations that the respondent violated other provisions of the college's student conduct code, WAC 495E-110-030.

(4) If the student conduct officer determines the facts in the investigation report are not sufficient to support Title IX jurisdiction and/or pursuit of a Title IX violation, the student conduct officer will issue a notice of dismissal in whole or part to both parties explaining why some or all of the Title IX claims have been dismissed.

[]

#### NEW SECTION

**WAC 495E-110-260 Initiation of discipline.** (1) Upon receiving the Title IX investigation report from the Title IX coordinator, the student conduct officer will independently review the report to determine whether there are sufficient grounds to pursue a disciplinary action against the respondent for engaging in prohibited conduct under Title IX.



(2) If the student conduct officer determines that there are sufficient grounds to proceed under these supplemental procedures, the student conduct officer will initiate a Title IX disciplinary proceeding by filing a written disciplinary notice with the chair of the student conduct committee and serving the notice on the respondent and the complainant, and their respective advisors. The notice must:

(a) Set forth the basis for Title IX jurisdiction;

(b) Identify the alleged Title IX violation(s);

(c) Set forth the facts underlying the allegation(s);

(d) Identify the range of possible sanctions that may be imposed if the respondent is found responsible for the alleged violation(s); and

(e) Explain that the parties are entitled to be accompanied by their chosen advisors during the hearing and that:

(i) The advisors will be responsible for questioning all witnesses on the party's behalf;

(ii) An advisor may be an attorney; and

(iii) The college will appoint the party an advisor of the college's choosing at no cost to the party, if the party fails to do so.

(3) Explain that if a party fails to appear at the hearing, a decision of responsibility may be made in their absence.

[]

#### NEW SECTION

**WAC 495E-110-270 Prehearing procedure.** (1) Upon receiving the disciplinary notice, the chair of the student conduct committee will send a hearing notice to all parties, in compliance with WAC 495E-110-120. In no event will the hearing date be set less than ten days after the Title IX coordinator provided the final investigation report to the parties.

(2) A party may choose to have an attorney serve as their advisor at the party's own expense. This right will be waived unless, at least five days before the hearing, the attorney files a notice of appearance with the committee chair with copies to all parties and the student conduct officer.

(3) In preparation for the hearing, the parties will have equal access to all evidence gathered by the investigator during the investigation, regardless of whether the college intends to offer the evidence at the hearing.

[]

#### NEW SECTION

**WAC 495E-110-280 Rights of parties.** (1) The college's student conduct procedures and this supplemental procedure shall apply equally to all parties.

(2) The college bears the burden of offering and presenting sufficient testimony and evidence to establish that the respondent is responsible for a Title IX violation by a preponderance of the evidence.

(3) The respondent will be presumed not responsible until such time as the disciplinary process has been finally resolved.

(4) During the hearing, each party shall be represented by an advisor. The parties are entitled to an advisor of their own choosing and the advisor may be an attorney. If a party does not choose an advisor, then the Title IX coordinator will appoint an advisor of the college's choosing on the party's behalf at no expense to the party.

[]

#### NEW SECTION

**WAC 495E-110-290 Evidence.** The introduction and consideration of evidence during the hearing is subject to the following procedures and restrictions:

(1) Relevance: The committee chair shall review all questions for relevance and shall explain on the record their reasons for excluding any question based on lack of relevance.

(2) Relevance means that information elicited by the question makes facts in dispute more or less likely to be true.

(3) Questions or evidence about a complainant's sexual predisposition or prior sexual behavior are not relevant and must be excluded, unless such question or evidence:

(a) Is asked or offered to prove someone other than the respondent committed the alleged misconduct; or

(b) Concerns specific incidents of prior sexual behavior between the complainant and the respondent, which are asked or offered on the issue of consent.

(4) Cross-examination required: If a party or witness does not submit to cross-examination during the live hearing, the committee must not rely on any statement by that party or witness in reaching a determination of responsibility.

(5) No negative inference: The committee may not make an inference regarding responsibility solely on a witness's or party's absence from the hearing or refusal to answer questions.

(6) Privileged evidence: The committee shall not consider legally privileged information unless the holder has effectively waived the privilege. Privileged information includes, but is not limited to, information protected by the following:

(a) Spousal/domestic partner privilege;

(b) Attorney-client and attorney work product privileges;

(c) Privileges applicable to members of the clergy and priests;

(d) Privileges applicable to medical providers, mental health therapists, and counselors;

(e) Privileges applicable to sexual assault and domestic violence advocates; and

(f) Other legal privileges identified in RCW 5.60.060.

[]

NEW SECTION

**WAC 495E-110-300 Initial order.** In addition to complying with WAC 495E-110-140, the student conduct committee will be responsible for conferring and drafting an initial order that:

- (1) Identifies the allegations of sexual harassment;
- (2) Describes the grievance and disciplinary procedures, starting with filing of the formal complaint through the determination of responsibility, including notices to parties, interviews with witnesses and parties, site visits, methods used to gather evidence, and hearings held;
- (3) Makes findings of fact supporting the determination of responsibility;
- (4) Reaches conclusions as to whether the facts establish whether the respondent is responsible for engaging in sexual harassment in violation of Title IX;
- (5) Contains a statement of, and rationale for, the committee's determination of responsibility for each allegation;
- (6) Describes any disciplinary sanction or conditions imposed against the respondent, if any;
- (7) Describes to what extent, if any, complainant is entitled to remedies designed to restore or preserve complainant's equal access to the college's educational programs or activities;
- (8) Describes the process for appealing the initial order to the college president; and
- (9) The committee chair will serve the initial order on the parties simultaneously.

[]

NEW SECTION

**WAC 495E-110-310 Appeals.** (1) The parties shall have the right to appeal from the initial order's determination of responsibility and/or dismissal of an allegation(s) of sexual harassment in a formal complaint. The right to appeal will be subject to the same procedures and time frames set forth in WAC 495E-110-150.

(2) The president or their delegate will determine whether the grounds for appeal have merit, provide the rationale for this conclusion, and state whether the disciplinary sanction and condition(s) imposed in the initial order are affirmed, vacated, or amended, and, if amended, set forth any new disciplinary sanction and/or condition(s).

(3) President's office shall serve the final decision on the parties simultaneously.

[]

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 495E-110-170	Supplemental sexual misconduct procedures.
WAC 495E-110-180	Supplemental definitions.
WAC 495E-110-190	Supplemental complaint process.
WAC 495E-110-200	Supplemental appeal rights.

## WSR 21-05-053

## PROPOSED RULES

## DEPARTMENT OF TRANSPORTATION

[Filed February 13, 2021, 8:23 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR [21-01-173].

Title of Rule and Other Identifying Information: Reduce conflict in the definition of small businesses.

Hearing Location(s): On March 23, 2021, at 11:00 a.m., virtual hearing. The hearing will be broadcast on Teams.

Date of Intended Adoption: March 23, 2021.

Submit Written Comments to: Jackie Bayne, 310 Maple Park Avenue S.E., Olympia, WA 98504-7314, email Baynej@wsdot.wa.gov, fax 360-705-6801, 360-705-7090, by March 17, 2021.

Assistance for Persons with Disabilities: Contact Jackie Bayne, phone 360-705-7090, fax 360-705-6801, TTY 711, email Baynej@wsdot.wa.gov, by March 17, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The rules are being modified as the current definition of small business allows for firms certified by the Washington state office of minority and women's business enterprises (OMWBE) or registered in Washington's electronic business solution (WEBS) to participate in the small and veteran's business enforceable goals program.

The revisions include: (b) ~~Is certified with the office of minority and women's business enterprises (OMWBE) as a DBE, MBE, WBE or SBE under chapter 39.19 RCW; or is self-certified as a "small business enterprise (SBE)" through the Washington state department of enterprise services and is listed as a SBE on the WEBS.~~

Reasons Supporting Proposal: OMWBE and WEBS have different size standards. This difference may cause unnecessary confusion and the agency will be creating different standards for businesses based upon ownership, which is not the intent of the program.

Statutory Authority for Adoption: RCW 39.04.155, 43.19.727, 47.01.101, and 47.28.030.

Statute Being Implemented: Chapter 468.17 RCW.

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: Washington state department of transportation (WSDOT) is in the process of implementing the small and veteran's business enforceable goals program. Program participants must meet the size standards listed in WAC 468-17-030. As currently written, the WAC refers to both WEBS system and OMWBE when defining the size standards for program participants. The size standards for each of these programs are different as OMWBE uses federal size standard[s] to regulate their Federal Small Business Enterprise Program whereas, the WEBS system uses Washington state size standards for determining state small businesses. To eliminate confusion for who can participate in the state small and veteran's business enforceable goals program, it is necessary that all references to OMWBE be removed from the WAC.

Additionally, OMWBE utilizes the federal size standard and WEBS utilizes the state size standard. WSDOT would like to implement the state small and veteran's business enforceable goals program utilizing the state size standard. The result will be a single clearly defined

size standard for the small businesses in the small and veteran's business enforceable goals program.

Name of Proponent: WSDOT, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Jackie Bayne, 310 Maple Park Avenue S.E., Olympia, WA 98504-7314, 360-338-5783.

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

A cost-benefit analysis is not required under RCW 34.05.328. This program is to the benefit of small businesses and therefore is not necessary.

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

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

Is exempt under RCW 34.05.328.

Explanation of exemptions: RCW 34.05.328 only requires an impact statement for significant legislative rules of certain agencies listed in RCW 34.05.328 (5)(a)(i), which do not include WSDOT. The proposed rule is exempt because [it] is not for a significant legislative rule of those agencies.

February 11, 2021  
Shannon Gill, Interim Director  
Risk Management and Legal Services

## OTS-2921.1

AMENDATORY SECTION (Amending WSR 19-12-026, filed 5/29/19, effective 6/29/19)

**WAC 468-17-030 Definitions.** The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Award" means the formal decision by the department to accept a bid and the intent to enter into a contract with the bidder.

(2) "Commercially useful function" means the activity conducted by a firm responsible for the execution of the work of the contract and that is carrying out its responsibilities by actually performing, managing, and supervising the work involved. To perform a commercially useful function, the firm must also be responsible, with respect to materials and supplies used on the contract, for negotiating price, determining quality and quantity, ordering the material, and installing (where applicable) and paying for the material itself. Additional requirements are discussed in WAC 468-17-060.

(3) "Condition of award (COA)" means that a prime contractor or consultant, on a design-bid-build or consultant agreement, commits to subcontracting with a small business enterprise (SBE) or veteran-owned business (VOB). On design-build or general contractor/construction manager contracts, all SBEs and VOBs in the quarterly small and veteran business plans are considered COA firms.

(4) "Consultant agreement" means a contract entered into by a public body for architectural and engineering services (performed pursuant to chapter 39.80 RCW) with another party, i.e., an independent individual or firm, in which the other party agrees to perform a service, render an opinion, or recommendations according to the consultant's methods and without being subject to the control of the public body except as to the result of the work.

(5) "Contract goal" means a percentage of the contract award amount the prime contractor or prime consultant must meet with small, mini, micro and veteran-owned businesses in order to receive award of the contract:

(a) For design-bid-build contracts, the contract goal is a percentage of the prime contractor's total bid plus any executed change orders;

(b) For design-build and consulting agreements, the contract goal is a percentage of the original contract amount plus any executed change orders or supplements;

(c) For general contractor/construction manager contracts, the contract goal is a percentage of the maximum allowable contract cost (MACC) plus any executed change orders or supplements.

(6) "Department" means the Washington state department of transportation (WSDOT).

(7) "Design-bid-build (DBB) contract" means a contract between a public body and another party in which the public body contracts separately with a designer and a contractor for the design and construction of a facility, portion of the facility, or other item specified in the contract. Designers and contractors bear no contractual obligation to one another under a DBB contract.

(8) "Design-build (DB) contract" means a contract between a public body and another party in which the party agrees to both design and build the facility, portion of the facility, or other item specified in the contract as defined in chapter 39.10 RCW.

(9) "General contractor/construction manager (GC/CM)" means a contract between a public body and another party in which the party agrees to both build and manage the construction of the facility, portion of the facility, or other item specified in the contract as defined in chapter 39.10 RCW.

(10) "Good faith efforts (GFE)" means efforts to achieve a goal or other requirement of this chapter which, by their scope, intensity, and appropriateness to the objective, can reasonably be expected to fulfill the program requirement. GFE is not necessary when a contract goal has been met.

(11) "Mini-business" means any business that:

(a) Is owned and operated independently from all other businesses;

(b) Has a gross revenue of less than three million dollars annually as reported on its federal tax return or on its return filed with the department of revenue;

(c) Is self-certified as a "mini-business" through the Washington state department of enterprise services (DES); and

(d) Is listed as a "mini-business" on the Washington electronic business service (WEBS).

(12) "Micro-business" means any business that:

(a) Is owned and operated independently from all other businesses;

(b) Has a gross revenue of less than one million dollars annually as reported on its federal tax return or on its return filed with the department of revenue;

(c) Is self-certified as a "micro-business" through the Washington state department of enterprise services (DES); and

(d) Is listed as a "micro-business" on the WEBS.

(13) "Quarterly small and veteran business plans" means documents design-builders are required to submit which outline the strategies the organization will be utilizing to meet the established contract goals.

(14) "Small business enterprise (SBE)" means an in-state business that:

(a) Is owned and operated independently from all other businesses and has either:

(i) Fifty or fewer employees; or

(ii) A gross revenue of less than seven million dollars annually as reported on its federal income tax return or its return filed with the department of revenue over the previous three consecutive years; or

(b) Is (~~certified with the office of minority and women's business enterprises (OMWBE) as a DBE, MBE, WBE or SBE under chapter 39.19 RCW; or is~~) self-certified as a "small business enterprise (SBE)" through the Washington state department of enterprise services and is listed as a SBE on the WEBS.

(15) "Tiered participation" means the amount of additional contract goal credit the prime contractor or prime consultant may receive for using SBE and VOBs of different designations, as detailed in WAC 468-17-080.

(16) "Veteran-owned businesses (VOB)" means a business certified by the Washington state department of veterans affairs, pursuant to RCW 43.60A.190.

[Statutory Authority: RCW 39.04.155, 43.19.727, 47.01.101, and 47.28.030. WSR 19-12-026, § 468-17-030, filed 5/29/19, effective 6/29/19.]



**WSR 21-05-066**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Developmental Disabilities Administration)  
[Filed February 16, 2021, 4:23 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 19-14-059.

Title of Rule and Other Identifying Information: WAC

388-101D-0355 Psychoactive medication treatment plan, 388-101D-0360, Psychoactive medication monitoring, 388-101D-0405 Functional assessment, and 388-101D-0410 Positive behavior support plan.

Hearing Location(s): On March 23, 2021, at 10:00 a.m., at Office Building 2, Department of Social and Health Services (DSHS) headquarters, 1115 Washington Street S.E., Olympia, WA 98501. Public parking at 11th and Jefferson. A map is available at <https://www.dshs.wa.gov/office-of-the-secretary/driving-directions-office-bldg-2>; or by Skype. Due to the COVID-19 pandemic, hearing may be held via Skype, see DSHS website for most up-to-date information.

Date of Intended Adoption: Not earlier than March 24, 2021.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, email [DSHSRPAURulesCoordinator@dshs.wa.gov](mailto:DSHSRPAURulesCoordinator@dshs.wa.gov), fax 360-664-6185, by 5:00 p.m., March 23, 2021.

Assistance for Persons with Disabilities: Contact Jeff Kildahl, DSHS Rules Consultant, phone 360-664-6092, fax 360-664-6185, TTY 711 relay service, email [Kildaja@dshs.wa.gov](mailto:Kildaja@dshs.wa.gov), by March 9, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The developmental disabilities administration (DDA) is amending these rules primarily to update policy on when functional assessments and positive behavior support plans are required. Other proposed major changes or new requirements to the chapter: Repeal WAC 388-101D-0360 and move requirements for reporting to the prescriber to WAC 388-101D-0355; remove the requirement for a psychoactive medication treatment plan; replace "psychoactive" with "psychotropic"; replace "mental health" with "behavioral health"; require a provider to record various information related to psychotropic medications in the client's record; require the provider to send a copy of the drug information sheet to the legal representative upon request; establish new criteria for when a functional assessment is required; clarify requirements for functional assessment content; add criteria for when it is permissible to use a community protection client's risk assessment in place of a functional assessment; add functional assessment timeline requirements; establish new criteria for when a positive behavior support plan is required; add positive behavior support plan timeline requirements for clients who are either entering residential services or are already receiving residential services and a new target behavior is identified; update requirements for positive behavior support plan content; and clarify data collection requirements and add timelines for reviewing data.

Reasons Supporting Proposal: These amendments are necessary to: Incorporate policy requirements into rule; limit conditions under which a functional assessment and positive behavior support plan are required; ensure providers are not required to perform tasks related to psychotropic medications that are outside their scope of practice (i.e., obtain informed consent and advise clients about medications); use more respectful language that reflects current, professional ter-

minology; and ensure provider staff receive information they need to support new clients who have a positive behavior support plan.

Statutory Authority for Adoption: RCW 71A.12.030.

Statute Being Implemented: RCW 71A.12.040, 71A.12.110.

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

Name of Proponent: DSHS, governmental.

Name of Agency Personnel Responsible for Drafting: Chantelle Diaz, P.O. Box 45310, Olympia, WA 98504-5310, 360-407-1589; Implementation and Enforcement: Phil Diaz, P.O. Box 45310, Olympia, WA 98504-5310, 360-407-1574.

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

A cost-benefit analysis is required under RCW 34.05.328. A preliminary cost-benefit analysis may be obtained by contacting Chantelle Diaz, P.O. Box 45310, Olympia, WA 98504-5310, fax 360-407-0955, TTY 1-800-833-6388, email Chantelle.Diaz@dshs.wa.gov.

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

Is exempt under RCW 19.85.025(4) because the rules do not impose disproportionate costs on small businesses.

Explanation of exemptions: DDA has analyzed the proposed rule amendments and concludes they will impose no new or disproportionate costs on small businesses so a small business economic impact statement is not required.

February 16, 2021  
Katherine I. Vasquez  
Rules Coordinator

## SHS-4768.5

AMENDATORY SECTION (Amending WSR 16-14-058, filed 6/30/16, effective 8/1/16)

**WAC 388-101D-0355 ((Psychoactive)) What must a client record contain if the client is prescribed a psychotropic medication ((treatment plan.))?** (1) If the ((assessing treatment professional recommends psychoactive medications, the prescribing professional or service provider must document this in)) client is prescribed psychotropic medication, the client's ((psychoactive medication treatment plan. The service provider)) record must ((ensure the plan includes the following)) contain:

(a) ((A description of the behaviors, symptoms or conditions for which the medication is prescribed and a mental health diagnosis, if available)) The date the client met with the prescriber;

(b) ((The name, dosage, and frequency of the medication and subsequent changes in dosage must be documented in the person's medical record)) Whether the provider was present when the prescriber examined the client;

(c) ((The length of time considered sufficient to determine if the medication is effective)) Any medical or behavioral information the provider conveyed to the prescriber;

~~(d) ((The behavioral criteria to determine whether the medication is effective and what changes in behavior, mood, thought, or functioning are considered evidence that the medication is effective)) Any instructions the provider received from the prescriber; ((and))~~

~~(e) The ((anticipated schedule of visits with the prescribing professional)) drug information sheet obtained from the prescriber or dispensing pharmacy for the psychotropic medication prescribed;~~

~~(f) The date the provider sent the client's legal representative a copy of the psychotropic drug information sheet, if requested; and~~

~~(g) Any documentation required under WAC 388-101D-0340.~~

~~(2) If the ((service)) provider ((must make sure the treatment plan is updated when there is a change in psychoactive medication type, including intraclass changes)) does not attend the appointment, the provider must document in the client record whether the client attended the appointment independently or with a third party.~~

~~(3) The ((service)) provider must report to the prescriber if:~~

~~(a) ((Review the name, purpose, potential side effects and any known potential drug interactions of the psychoactive medication(s) with the client and his/her legal representative and document the review in the client record)) The medication does not appear to have the prescriber's intended effects; ((and)) or~~

~~(b) ((Have available to staff and clients an information sheet for each psychoactive medication that is being used by each client served by the provider)) Any changes in the client's behavior or health might be an adverse side effect of the medication.~~

~~((4) The service provider must assist the client in obtaining and taking the medication when:~~

~~(a) The client's legal representative if any, is unavailable; and~~

~~(b) In the prescribing professional's opinion, medication is needed and no significant risks are associated with the use of the medication.~~

~~(5) If a client takes psychoactive medications to reduce challenging behaviors or to treat symptoms of a mental illness that are interfering with the client's ability to have positive life experiences and form and maintain relationships, the service provider must develop and implement a positive behavior support plan.)~~

[WSR 16-14-058, recodified as § 388-101D-0355, filed 6/30/16, effective 8/1/16. Statutory Authority: Chapter 71A.12 RCW. WSR 08-02-022, § 388-101-3750, filed 12/21/07, effective 2/1/08.]

AMENDATORY SECTION (Amending WSR 16-14-058, filed 6/30/16, effective 8/1/16)

**WAC 388-101D-0405 When is a functional assessment((-)) required?**

~~(1) The ((service)) provider must ((conduct and document)) complete a functional assessment ((before developing and implementing)) of a ((client's positive behavior support plan)) client's behavior if:~~

~~(a) The client's supports intensity scale results indicate extensive support is necessary to prevent:~~

~~(i) Self-injury;~~

~~(ii) Sexual aggression;~~

~~(iii) Suicide attempt;~~

~~(iv) Emotional outburst;~~

~~(v) Property destruction;~~

(vi) Assault or injury to others; or  
(vii) A behavior identified by question seventeen and documented in the case manager's comments;  
(b) The client is prescribed a psychotropic medication on a pro re nata (PRN or as needed) basis to change a target behavior; or  
(c) The provider uses—or plans to use—restrictive procedures or physical restraints as defined in WAC 388-101-3000.  
~~(2) ((The service provider must start the functional assessment when the client begins to engage in challenging behaviors that interfere with the client's ability to have positive life experiences and form and maintain relationships))~~ Target behavior means a behavior identified by the provider that needs to be modified or replaced to meet the client's health and safety needs.  
~~(3) The ((service provider must ensure that a)) client's ((written)) functional assessment ((addresses))~~ must:  
~~(a) ((A description of the client and pertinent history))~~ Be based on two or more of the following:  
(i) Direct observation;  
(ii) Interview with anyone who has personal knowledge of the client;  
(iii) Questionnaire; or  
(iv) Record review;  
~~(b) ((The client's overall quality of life))~~ Describe:  
(i) Client history and antecedents pertinent to the target behavior;  
(ii) The client's current status;  
(iii) The target behavior; and  
(iv) The apparent function of the target behavior; and  
~~(c) ((The behaviors that are considered challenging and/or are of concern))~~ Exist:  
(i) In draft form before the effective date of the client being added to the provider's contract; and  
(ii) In final form no later than forty-five calendar days after the effective date of the client being added to the provider's contract  
~~((d) The factors or events which increase the likelihood of challenging behaviors;~~  
~~(e) When and where the challenging behavior(s) occurs most frequently;~~  
~~(f) The factors or events which increase the likelihood of appropriate behavior;~~  
~~(g) An analysis and assessment of the possible functions or purpose the challenging behavior(s) serve for the client including what he or she obtains or avoids by engaging in the behavior(s); and~~  
~~(h) A concluding summary of the functions or purpose that each challenging behavior serves for the client)).~~  
(4) A draft functional assessment must define the target behavior and its apparent function.  
~~(5) The ((service)) provider ((must include the following sections in the format of each client's written))~~ may revise a functional assessment (:  
~~(a) Description and pertinent history;~~  
~~(b) Definition of challenging behaviors;~~  
~~(c) Data analysis/assessment procedures; and~~  
~~(d) Summary statement(s))~~ written by another provider. The provider must identify the adapted functional assessment as its own.

(6) If the provider identifies a new target behavior for a client, the provider must complete a functional assessment for that behavior within forty-five days.

(7) The provider may use a community protection participant's risk assessment in place of a functional assessment if it was completed in the past eighteen months and describes:

- (a) The client's history pertinent to the target behavior;
- (b) The client's current status;
- (c) The target behavior; and
- (d) The apparent function of the target behavior.

(8) A functional assessment is required for any target behavior not included in the client's community protection program risk assessment.

[WSR 16-14-058, recodified as § 388-101D-0405, filed 6/30/16, effective 8/1/16. Statutory Authority: Chapter 71A.12 RCW. WSR 08-02-022, § 388-101-3850, filed 12/21/07, effective 2/1/08.]

AMENDATORY SECTION (Amending WSR 16-14-058, filed 6/30/16, effective 8/1/16)

**WAC 388-101D-0410 When is a positive behavior support plan((-)) required?**

(1) If a client requires a functional assessment under WAC 388-101D-0405, the ((service)) provider must ((develop,)) train to((,)) and implement a written individualized positive behavior support plan ((for each client when:

(a) The client takes psychoactive medications to reduce challenging behavior or treat a mental illness currently interfering with the client's ability to have positive life experiences and form and maintain personal relationships; or

(b) Restrictive procedures, including physical restraints, identified in the residential services contract are planned or used)) based on that functional assessment.

(2) The ((service provider)) client's positive behavior support plan must:

(a) ((Base each client's positive behavior support plan on the functional assessment required in WAC 388-101-3850)) Describe:

(i) The target behavior;  
(ii) Actions that may be taken to prevent the target behavior;  
(iii) Actions that may be taken in response to the target behavior;

(iv) Actions that may be taken if the target behavior increases in frequency, duration, intensity, or impact;

(v) The replacement behavior that matches the target behavior's function;

(vi) How to teach the replacement behavior;

(vii) How to respond to the replacement behavior; and

(viii) Benchmarks to evaluate the positive behavior support plan's effectiveness; and

(b) ((Complete and implement the client's positive behavior support plan within ninety days of identifying the client's symptoms and challenging behavior)) Exist:

(i) In draft form before the effective date of the client being added to the provider's contract; and

(ii) In final form no later than sixty calendar days after the effective date of the client being added to the provider's contract.

(3) A draft positive behavior support plan must include direction to direct-support professionals on how to respond to target behaviors.

(4) The ((service)) provider ((must develop and implement)) may revise a positive behavior support plan ((that is consistent with the client's cross-system crisis plan, if any)) written by another provider. The provider must identify the adapted positive behavior support plan as its own.

((4)) (5) If the ((service)) provider ((must include the following sections in the format of each client's written)) identifies a new target behavior for a client, the provider must implement a positive behavior support plan(:

(a) Prevention strategies;

(b) Teaching and training supports;

(c) Strategies for responding to challenging behaviors; and

(d) Data collection and monitoring methods)) addressing that behavior within sixty days.

((5) If data indicates that progress is not occurring after a reasonable time, but not longer than six months,) (6) The ((service)) provider must collect data on:

(a) ((Evaluate the positive behavior support plan and the data collected)) The target behavior's:

(i) Frequency;

(ii) Intensity;

(iii) Duration;

(iv) Impact; and

(b) ((Conduct a new functional assessment when necessary)) The replacement behavior's:

(i) Frequency;

(ii) Intensity;

(iii) Duration; and

((c) Develop and implement revisions as needed)) (iv) Impact.

(7) The provider must analyze the data collected under subsection (6) of this section at least every six months to determine the effectiveness of the positive behavior support plan.

(8) If the analysis under subsection (7) of this section indicates the target behavior is not decreasing in frequency, intensity, duration, or impact, the provider must:

(a) Revise the positive behavior support plan; or

(b) Document the reason revising the support plan is not indicated.

[WSR 16-14-058, recodified as § 388-101D-0410, filed 6/30/16, effective 8/1/16. Statutory Authority: Chapter 71A.12 RCW. WSR 08-02-022, § 388-101-3860, filed 12/21/07, effective 2/1/08.]

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-101D-0360 Psychoactive medication monitoring.

## WSR 21-05-067

## PROPOSED RULES

## BUILDING CODE COUNCIL

[Filed February 17, 2021, 8:53 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 21-04-002.

Title of Rule and Other Identifying Information: Chapter 51-50 WAC, Amendments to the 2018 International Building Code, addressing tsunami loads.

Hearing Location(s): On April 16, 2021, at 10:00 [a.m.], at 1500 Jefferson Street S.E., Olympia, WA 98504. Due to COVID-19, this meeting might be held virtually.

Date of Intended Adoption: May 21, 2021.

Submit Written Comments to: Ray Shipman, 1500 Jefferson Street S.E., Olympia, WA 98504, email SBCC@des.wa.gov, by April 16, 2021.

Assistance for Persons with Disabilities: Contact Shannon Pitts, phone 360-407-9255, email Shannon.pitts@des.wa.gov, by April 12, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This proposed rule is in response to an emergency rule filed on January 20, 2021, under WSR 21-04-002. The rule seeks to better address the dangers to the built environment and its inhabitants inherent with a tsunami.

Statutory Authority for Adoption: RCW 19.27.031 and 19.27.074.

Statute Being Implemented: Chapters 19.27 and 34.05 RCW.

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: The council is seeking comments on the issues proposed in these changes: WAC 51-54A-1615:

1615.1 General.

1615.2 Modifications to ASCE 7.

1615.2.1 ASCE 7 Section 6.1.1.

1615.2.2 ASCE 7 Section 6.1.1.

1615.2.3 ASCE 7 Section 6.2.

1615.2.4 ASCE 7 Section 6.2.

1615.2.5 ASCE 7 Section 6.5.1.

6.5.1 Tsunami Risk Category II and III buildings and other structures.

1615.2.6 ASCE 7 Section 6.5.1.1.

6.5.1.1 Runup evaluation for areas where no map values are given.

1615.2.7 ASCE 7 Section 6.5.2.

6.5.2 Tsunami Risk Category IV buildings and other structures.

1615.2.8 ASCE 7 Section 6.6.1.

6.6.1 Maximum inundation depth and flow velocities based on run-up.

1615.2.9 ASCE 7 Section 6.7.

1615.2.10 ASCE 7 Section 6.7.5.1.

6.7.5.1 Offshore tsunami amplitude for distant seismic sources.

1615.2.11 ASCE 7 Table 6.7-2.

1615.2.12 ASCE 7 Section 6.7.5.2.

6.7.5.2 Direct computation of probabilistic inundation and runup.

1615.2.13 ASCE 7 Section 6.7.6.2.

6.7.6.2 Seismic subsidence before tsunami arrival.

1615.2.14 ASCE 7 Section 6.8.9.

6.8.9 Seismic effects on the foundations preceding maximum considered tsunami.

Name of Proponent: Diane Glenn, Chair, SBCC, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Ray Shipman, 1500 Jefferson Street S.E., Olympia, WA 98504, 360-407-8047; Enforcement: Local jurisdictions having authority.

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

A cost-benefit analysis is required under RCW 34.05.328. A preliminary cost-benefit analysis may be obtained by contacting Stoyan Bumbalov, 1500 Jefferson Street S.E., Olympia, WA 98504, phone 360-407-9277.

The proposed rule does not impose more-than-minor costs on businesses. Following is a summary of the agency's analysis showing how costs were calculated. Changes are intended to clarify and provide more accurate mapping data for building designs.

A copy of the detailed cost calculations may be obtained by contacting Stoyan Bumbalov, 1500 Jefferson Street [S.E.], Olympia, WA 08504 [98504], phone 360-407-9277, email Stoyan.bumbalov@des.wa.gov.

January 8, 2021  
Diane Glenn, Chair  
State Building Code Council

## OTS-2881.1

### NEW SECTION

#### **WAC 51-50-1615 Tsunami loads.**

**1615.1 General.** The design and construction of Risk Category III and IV buildings and structures located in the Tsunami Design Zones shall be in accordance with Chapter 6 of ASCE 7, except as modified by this code.

**USER NOTE:** The intent of the Washington state amendments to ASCE 7 Chapter 6 (Tsunami Loads and Effects) is to require use of the Washington Tsunami Design maps to determine inundation limits, i.e., when a site is within a tsunami design zone, where those maps are available. If they are not available for a given site, ASCE 7 maps are to be used. For sites where the Washington state department of natural resources has parameters for tsunami inundation depth and flow velocity available, those parameters are required to be used in the energy grade line analysis methodology, and as a basis for comparison in the probabilistic tsunami hazard analysis in this chapter.

**1615.2 Modifications to ASCE 7.** The text of Chapter 6 of ASCE 7 shall be modified as indicated in this section.

**1615.2.1 ASCE 7 Section 6.1.1.** Modify the third paragraph and its exception in ASCE 7 Section 6.1.1 to read as follows:

The Tsunami Design Zone shall be determined using the Washington Tsunami Design Zone maps (WA-TDZ). The WA-TDZ maps are available at <https://www.dnr.wa.gov/wa-tdz>. For areas not covered by the extent of the WA-TDZ maps, the Tsunami Design Zone shall be determined using the ASCE Tsunami Design Geodatabase of geocoded reference points shown in Fig. 6.1-1. The ASCE Tsunami Design Geodatabase of geocoded reference points of runup and associated inundation Limits of the Tsunami Design Zone is available at <http://asce7tsunami.online>.

**EXCEPTION:** For coastal regions subject to tsunami inundation and not covered by WA-TDZ maps or Fig. 6.1-1, Tsunami Design Zone, inundation limits, and runup elevations shall be determined using the site-specific procedures of Section 6.7, or for Tsunami Risk Category II or III structures, determined in accordance with the procedures of Section 6.5.1.1 using Fig. 6.7-1.



**1615.2.2 ASCE 7 Section 6.1.1.** Add new fifth paragraph and user note to ASCE 7 Section 6.1.1 to read as follows:

Whenever a Tsunami Design Zone or Fig. 6.1-1 is referenced in ASCE 7 Chapter 6, it shall include the WA-TDZ maps, within the extent of those maps.

USER NOTE: Tsunami inundation depths and flow velocities may be obtained from the Washington state department of natural resources. See <https://www.dnr.wa.gov/wa-tdz>.

**1615.2.3 ASCE 7 Section 6.2.** Modify ASCE 7 Section 6.2 definitions to read as follows:

**MAXIMUM CONSIDERED TSUNAMI:** A probabilistic tsunami having a 2% probability of being exceeded in a 50-year period or a 2,475-year mean recurrence, or a deterministic assessment considering the maximum tsunami that can reasonably be expected to affect a site.

**TSUNAMI DESIGN ZONE MAP:** The Washington Tsunami Design Zone maps (WA-TDZ) designating the potential horizontal inundation limit of the Maximum Considered Tsunami, or outside of the extent of WA-TDZ maps, the map given in Fig. 6.1-1.

**1615.2.4 ASCE 7 Section 6.2.** Add new definitions to ASCE 7 Section 6.2 to read as follows:

**SHORELINE AMPLITUDE:** The Maximum Considered Tsunami amplitude at the shoreline, where the shoreline is determined by vertical datum in North American Vertical Datum (NAVD 88).

**WASHINGTON TSUNAMI DESIGN ZONE MAP (WA-TDZ):** The Washington department of natural resources maps of potential tsunami inundation limits for the Maximum Considered Tsunami, designated as follows:

Anacortes Bellingham area	MS 2018-02 Anacortes Bellingham
Elliott Bay Seattle	OFR 2003-14
Everett area	OFR 2014-03
Port Angeles and Port Townsend area	MS 2018-03 Port Angeles and Port Townsend
San Juan Islands	MS 2016-01
Southern Washington Coast	MS 2018-01
Tacoma area	OFR 2009-9

**1615.2.5 ASCE 7 Section 6.5.1.** Add new second paragraph to ASCE 7 Section 6.5.1 to read as follows:

**6.5.1 Tsunami Risk Category II and III buildings and other structures.** The Maximum Considered Tsunami inundation depth and tsunami flow velocity characteristics at a Tsunami Risk Category II or III building or other structure shall be determined by using the Energy Grade Line Analysis of Section 6.6 using the inundation limit and run-up elevation of the Maximum Considered Tsunami given in Fig. 6.1-1.

Where tsunami inundation depth and flow velocity characteristics are available from the Washington state department of natural resources, those parameters shall be used to determine design forces in the Energy Grade Line Analysis in Section 6.6.

**1615.2.6 ASCE 7 Section 6.5.1.1.** Modify the first paragraph of ASCE 7 Section 6.5.1.1 to read as follows:

**6.5.1.1 Runup evaluation for areas where no map values are given.** For Tsunami Risk Category II and III buildings and other structures where no mapped inundation limit is shown in the Tsunami Design Zone map, the ratio of tsunami runup elevation above Mean High Water Level

to Offshore Tsunami Amplitude, R/HT, shall be permitted to be determined using the surf similarity parameter  $\xi_{100}$ , according to Eqs. (6.5-2a, b, c, d, or e) and Fig. 6.5-1.

**1615.2.7 ASCE 7 Section 6.5.2.** Add new second paragraph to ASCE 7 Section 6.5.2 to read as follows:

**6.5.2 Tsunami Risk Category IV buildings and other structures.**

The Energy Grade Line Analysis of Section 6.6 shall be performed for Tsunami Risk Category IV buildings and other structures, and the site-specific Probabilistic Tsunami Hazard Analysis (PTHA) of Section 6.7 shall also be performed. Site-specific velocities determined by site-specific PTHA determined to be less than the Energy Grade Line Analysis shall be subject to the limitation in Section 6.7.6.8. Site-specific velocities determined to be greater than the Energy Grade Line Analysis shall be used.

EXCEPTIONS: For structures other than Tsunami Vertical Evacuation Refuge Structures, a site-specific Probabilistic Tsunami Hazard Analysis need not be performed where the inundation depth resulting from the Energy Grade Line Analysis is determined to be less than 12 ft (3.66 m) at any point within the location of the Tsunami Risk Category IV structure. Where tsunami inundation depths and flow velocities are available for a site from the Washington state department of natural resources, those parameters shall be used as the basis of comparison for the PTHA above and to determine whether the exception applies, in lieu of the Energy Grade Line Analysis.

**1615.2.8 ASCE 7 Section 6.6.1.** Add new third paragraph to ASCE 7 Section 6.6.1 to read as follows:

**6.6.1 Maximum inundation depth and flow velocities based on run-up.** The maximum inundation depths and flow velocities associated with the stages of tsunami flooding shall be determined in accordance with Section 6.6.2. Calculated flow velocity shall not be taken as less than 10 ft/s (3.0 m/s) and need not be taken as greater than the lesser of  $1.5(g_{hmax})^{1/2}$  and 50 ft/s (15.2 m/s).

Where the maximum topographic elevation along the topographic transect between the shoreline and the inundation limit is greater than the runup elevation, one of the following methods shall be used:

1. The site-specific procedure of Section 6.7.6 shall be used to determine inundation depth and flow velocities at the site, subject to the above range of calculated velocities.

2. For determination of the inundation depth and flow velocity at the site, the procedure of Section 6.6.2, Energy Grade Line Analysis, shall be used, assuming a runup elevation and horizontal inundation limit that has at least 100% of the maximum topographic elevation along the topographic transect.

Where tsunami inundation depths and flow velocities are available from Washington state department of natural resources, those parameters shall be used to determine design forces in the Energy Grade Line Analysis in Section 6.6.2.

**1615.2.9 ASCE 7 Section 6.7.** Modify ASCE 7 Section 6.7 and add a user note to read as follows:

When required by Section 6.5, the inundation depths and flow velocities shall be determined by site-specific inundation studies complying with the requirements of this section. Site-specific analyses shall use an integrated generation, propagation, and inundation model that replicates the given offshore tsunami waveform amplitude and period from the seismic sources given in Section 6.7.2.

USER NOTE: Washington Tsunami Design Zone maps and inundation depths and flow velocities from Washington state department of natural resources are based on an integrated generation, propagation, and inundation model replicating waveforms from the seismic sources specific to Washington state. Model data can be obtained by contacting Washington state department of natural resources. See <https://www.dnr.wa.gov/wa-tdz>.

**1615.2.10 ASCE 7 Section 6.7.5.1, Item 4.** Modify ASCE 7 Section 6.7.5.1, Item 4 to read as follows:

**6.7.5.1 Offshore tsunami amplitude for distant seismic sources.**

Offshore tsunami amplitude shall be probabilistically determined in accordance with the following:

4. The value of tsunami wave amplitude shall be not less than 80% of the shoreline amplitude value associated with the Washington state inundation models as measured in the direction of the incoming wave propagation.

**1615.2.11 ASCE 7 Table 6.7-2.** Modify ASCE 7 Table 6.7-2 to read as follows:

**Table 6.7-2**

**Maximum Moment Magnitude**

<b>Subduction Zone</b>	<b>Moment Magnitude <math>M_{Wmax}</math></b>
Alaskan-Aleutian	9.2
Cascadia	9.0
Chile-Peru	9.5
Izu-Bonin-Mariana	9.0
Kamchatka-Kurile and Japan Trench	9.4

**1615.2.12 ASCE 7 Section 6.7.5.2.** Modify ASCE 7 Section 6.7.5.2 to read as follows:

**6.7.5.2 Direct computation of probabilistic inundation and runup.**

It shall be permitted to compute probabilistic inundation and runup directly from a probabilistic set of sources, source characterizations, and uncertainties consistent with Section 6.7.2, Section 6.7.4, and the computing conditions set out in Section 6.7.6. The shoreline amplitude values computed shall not be lower than 80% of the shoreline amplitude value associated with the Washington state inundation models as measured in the direction of the incoming wave propagation.

**1615.2.13 ASCE 7 Section 6.7.6.2.** Modify ASCE 7 Section 6.7.6.2 and add a user note to read as follows:

**6.7.6.2 Seismic subsidence before tsunami arrival.** Where the seismic source is a local earthquake event, the Maximum Considered Tsunami inundation shall be determined for an overall elevation subsidence value shown in Fig. 6.7-3(a) and 6.7-3(b) or shall be directly computed for the seismic source mechanism. The GIS digital map layers of subsidence are available in the ASCE Tsunami Design Geodatabase at <http://asce7tsunami.online>.

USER NOTE: The WA-TDZ maps include computed subsidence in the inundation. Subsidence data may be obtained from the Washington state department of natural resources. See <https://www.dnr.wa.gov/wa-tdz>.

**1615.2.14 ASCE 7 Section 6.8.9.** Modify the first sentence of ASCE 7 Section 6.8.9 to read as follows:

**6.8.9 Seismic effects on the foundations preceding maximum considered tsunami.** Where designated in the Tsunami Design Zone map as a site subject to a tsunami from a local earthquake, the structure shall be designed for the preceding coseismic effects.

[ ]

**WSR 21-05-072**  
**PROPOSED RULES**  
**SUPERINTENDENT OF**  
**PUBLIC INSTRUCTION**

[Filed February 17, 2021, 10:38 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 20-20-134.

Title of Rule and Other Identifying Information: WAC 392-410-135  
Physical education—Grade school and high school requirement.

Hearing Location(s): On March 23, 2021, at 1:00 p.m. PST. Webinar via Zoom (call-in option will be available). Due to the public health emergency related to the COVID-19 virus pandemic, this public hearing will take place by webinar via Zoom (with a call-in option). There will be no physical location for the hearing. For information on registering and participating, please visit the office of superintendent of public instruction's (OSPI) website at <https://www.k12.wa.us/policyfunding/ospi-rulemaking-activity>. For questions, please email [kristin.murphy@k12.wa.us](mailto:kristin.murphy@k12.wa.us).

Date of Intended Adoption: March 30, 2021.

Submit Written Comments to: Ken Turner, Health and P.E. Program Supervisor, OSPI, P.O. Box 47200, Olympia, WA 98504, email [healthpe@k12.wa.us](mailto:healthpe@k12.wa.us), by March 23, 2021.

Assistance for Persons with Disabilities: Contact Kristin Murphy, phone 360-725-6133, fax 360-754-4201, TTY 360-664-3631, email [Kristin.murphy@k12.wa.us](mailto:Kristin.murphy@k12.wa.us), by March 16, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The purpose of this proposed rule change is to amend WAC 392-410-135(1) for the 2020-21 school year only. The amendment would allow that instructional minutes for physical education can be less than the regularly required one hundred instructional minutes per week for students in grades 1-8. Physical education instruction must still be provided to students in grades 1-12, unless otherwise waived per RCW 28A.230.040.

Reasons Supporting Proposal: The COVID-19 pandemic has required many school districts to provide instruction remotely in school year 2020-21, either completely or partially, in order to ensure the safety of their students, staff, and communities.

This rule amendment would provide flexibility for school districts to offer physical education instructional time for all students in grades 1-8. This change does not remove the requirement for all students in grades 1-8 to receive instruction in physical education, per RCW 28A.230.040. OSPI filed an emergency rule concerning this rule change (see WSR 21-02-006).

Statutory Authority for Adoption: RCW 28A.230.040.

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

Name of Proponent: OSPI, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Ken Turner, OSPI, 600 South Washington Street, Olympia, WA.

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

A cost-benefit analysis is not required under RCW 34.05.328.

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

Is exempt under RCW 19.85.030.

Explanation of exemptions: No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed amendment does not have an impact on small business and therefore does not meet the requirements for a statement under RCW 19.85.030 (1) or (2).

February 17, 2021  
Chris P. S. Reykdal  
State Superintendent  
of Public Instruction

## OTS-2517.2

AMENDATORY SECTION (Amending WSR 06-14-009, filed 6/22/06, effective 6/22/06)

**WAC 392-410-135 Physical education—Grade school and high school requirement.** (1) Grades (~~1-8~~) 1 through 8. Pursuant to RCW 28A.230.040, an average of at least one hundred instructional minutes per week per year in physical education shall be required of all pupils in the common schools in the grade school program (grades (~~1-8~~) 1 through 8) unless waived pursuant to RCW 28A.230.040. For the 2020-21 school year only, the instructional minutes can be less than one hundred instructional minutes per week; however, physical education instruction must be provided to all pupils in the common schools in the grade school program (grades 1 through 8) unless waived pursuant to RCW 28A.230.040.

(2) Grades (~~9-12~~) 9 through 12. Pursuant to RCW 28A.230.050, a one credit course or its equivalent shall be offered in physical education for each grade in the high school program (grades (~~9-12~~) 9 through 12).

[Statutory Authority: 2006 c 263. WSR 06-14-009, recodified as § 392-410-135, filed 6/22/06, effective 6/22/06. Statutory Authority: RCW 28A.04.120. WSR 00-23-031, § 180-50-135, filed 11/8/00, effective 12/9/00. Statutory Authority: 1990 c 33. WSR 90-17-009, § 180-50-135, filed 8/6/90, effective 9/6/90. Statutory Authority: RCW 28A.04.120 (6) and (8) and 28A.05.060. WSR 85-20-026 (Order 19-85), § 180-50-135, filed 9/24/85. Statutory Authority: RCW 28A.04.120 (6) and (8). WSR 84-21-004 (Order 12-84), § 180-50-135, filed 10/4/84.]

**WSR 21-05-077**  
**PROPOSED RULES**  
**PUGET SOUND**  
**CLEAN AIR AGENCY**

[Filed February 17, 2021, 11:20 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: Amend Regulation I, Section 6.04 Notice of Construction Fees.

Hearing Location(s): On March 25, 2021, at 8:45 a.m. The public hearing will be conducted using Zoom, <https://zoom.us/j/97039660428?pwd=am5GaExWVGwxemx2c0xjQUFmN2trZz09>, Meeting ID 970 3966 0428, Pass-code 522812, Call-in 253-215-8782.

Date of Intended Adoption: April 22, 2021.

Submit Written Comments to: Robert Switalski, Puget Sound Clean Air Agency, 1904 3rd Avenue, Suite 105, Seattle, WA 98101, email [robs@psccleanair.gov](mailto:robs@psccleanair.gov), fax 206-343-7522, by March 29, 2021.

Assistance for Persons with Disabilities: Contact agency receptionist, phone 206-689-4010, fax 206-343-7522, TTY 800-833-6388 or 800-833-6385 (Braille), email [robs@psccleanair.gov](mailto:robs@psccleanair.gov), by March 18, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The notice of construction (NOC) program fees, like the other fee programs of the Puget Sound Clean Air Agency (agency) (registration, operating permits, and asbestos), are designed to recover the costs implementing and administering the program. The last significant changes to the NOC fee schedule in Regulation I, Section 6.04 were made in 2012. The current proposed changes are intended to adjust fees to keep the revenues in balance with the level of effort to complete the NOC review work. As costs have continued to rise over the past nine years, the agency has held off on fee increases, in part, in recognition of various challenges presented by economic conditions over the years. While the revenue and expenses for the NOC program have been roughly balanced for most of the past nine years, the increasing costs to the program and increasing level of effort for some types of work by the agency for certain NOC applications need to be addressed through a revised fee schedule to ensure the agency does not reach a deficit condition.

The proposed amendments to the NOC fee schedule include both cost increases for existing categories of applications as well as the addition of some new fee categories unique to certain types of applications which increase the level of effort to process those applications. The adjustments to existing fees group are linked to increasing operational costs and are expected in the approximately five to ten percent range which is consistent with previous fee increases.

Other proposed fees are based on recent experience that has shown the existing fees are inadequate. New categories have been added for work that is currently not charged to applicants. Examples include:

- Size tiers for composting applications.
- Fees when agency needs to compile emissions data that should have been submitted by applicant.
- Fee for changes only to recordkeeping or reporting requirements.
- Fee for responding to comments from public, based on the level of difficulty to respond (meaning complexity and/or number of comments received).
- Fee associated with changing an application that is already under review.

- Certain State Environmental Policy Act documents such as an environmental impact statement.

Various fee levels are proposed for these revised and new fee schedule elements, which are based on the agency's experience and estimates for the level of effort and costs necessary to complete that work.

Reasons Supporting Proposal: The long-standing financial policy of the board of directors is that NOC fees support the costs of the compliance programs. The proposed NOC review fee changes are necessary to maintain consistency with that policy, and this proposal to adjust the NOC review fees is expected to cover increasing program costs, based upon evaluation of the work needed to be performed by the agency for NOC review. The cost impact of these fee changes will vary depending on the contents and review work needed for specific NOC applications.

Statutory Authority for Adoption: Chapter 70A.15 RCW.

Statute Being Implemented: Chapter 70A.15 RCW.

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

Name of Proponent: Puget Sound Clean Air Agency, governmental.

Name of Agency Personnel Responsible for Drafting: John Dawson, 1904 3rd Avenue, Suite 105, Seattle, WA 98101, 206-689-4060; Implementation and Enforcement: Steve Van Slyke, 1904 3rd Avenue, Suite 105, Seattle, WA 98101, 206-689-4052.

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

A cost-benefit analysis is not required under RCW 34.05.328. RCW 34.05.328 does not apply to local air agencies, per RCW 70A.15.2040.

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

Is exempt under RCW 19.85.025(3) as the rules relate only to internal governmental operations that are not subject to violation by a nongovernment party; and rules set or adjust fees under the authority of RCW 19.02.075 or that set or adjust fees or rates pursuant to legislative standards, including fees set or adjusted under the authority of RCW 19.80.045.

Is exempt under RCW 19.85.011.

Explanation of exemptions: Chapter 19.85 RCW does not appear to apply to local air agencies.

February 17, 2021  
 Craig T. Kenworthy  
 Executive Director

**AMENDATORY SECTION**

**SECTION 6.04 NOTICE OF CONSTRUCTION FEES**

(a) A Notice of Construction application is incomplete until the Agency has received all applicable fees as shown below:

Filing Fee (for each application, to be paid prior to any review).....	\$((1,150)) <u>1,550</u>
Coffee Roaster (less than 40 pounds/ batch or <u>18.14 kg/batch</u> , with thermal or <u>catalytic oxidizer</u> ). . . . .	\$((600)) <u>650</u>
Hot Mix Asphalt Batch Plant. . . . .	\$((8,000)) <u>8,500</u>

Soil Thermal Desorption Unit. . . . . \$((5,000))  
 5,250

Marijuana Production, Processing, or Extraction:

Production. . . . . \$1,500

Extraction or Processing. . . . . \$1,300

Combustion-Based Electric Generation Project:  
 (combined heat input capacity)

10 - 100 million Btu/hr. . . . . \$((5,000))  
 5,250

101 - 250 million Btu/hr. . . . . \$((10,000))  
 10,500

((>)) More than 250 million Btu/hr. . . . . \$((25,000))  
 26,500

Composting Facility, new facility or increased capacity  
at existing facility (annual waste acceptance capacity):

Less than 15,000 tons per year. . . . . \$((10,000))  
 12,000

15,000 tons or more per year, but  
less than 75,000 tons per year. . . . . \$25,000

75,000 or more tons per year . . . . . \$50,000

Composting Facility, changes to existing  
permit conditions with no increase in  
capacity. . . . . \$6,000

Commercial Solid Waste Handling  
Facility Other Than Composting  
Facilities . . . . . \$((10,000))  
 10,500

Landfill Gas System. . . . . \$((2,500))  
 2,750

Refuse Burning Equipment: (rated charging capacity)

((≤)) Up to 12 tons per day. . . . . \$((5,000))  
 5,250

((>)) More than 12 tons ((and ≤)) up  
to 250 tons per day. . . . . \$((20,000))  
 21,000

((>)) More than 250 tons per day. . . . . \$((50,000))  
 52,500

Modification of Existing Permit Conditions (excluding  
Composting Facilities addressed above):

Exclusively related to reporting or  
recordkeeping with no increase in  
emissions and no changes to  
materials processed, emissions unit,  
or control device. . . . . \$650

Solely administrative changes as  
determined by the Control Officer. . . . . Filing fee  
only

Document Review to Determine the Notice of  
Construction Permitting History of an Emissions Unit (if  
determined necessary by Agency and not provided by  
applicant):

Two or more previous Orders of  
Approval. . . . . \$650

One previous Order of Approval. . . . . No  
additional  
fee



((Other (not listed above) for each)) Each  
Piece of Equipment and Control  
Equipment not included in any other \$((600))  
category in this section, 6.04(a). . . . . 650

Additional Charges (for each application):

State Environmental Policy Act \$((800))  
("SEPA") Threshold Determination. 900  
 (MDNS, under Regulation I, Section  
 2.07)

(DNS, under Regulation I, Section  
 2.04) \$((4,000))  
SEPA Threshold Determination. . . . 4,400

SEPA Environmental Impact  
Statement (EIS), Supplemental EIS  
or Addendum. . . . . \$25,000.

in addition to all costs incurred by  
the Agency for the preparation of the  
EIS, SEIS or Addendum (EIS or  
SEIS under Regulation I, Section  
2.08 and Addendum under WAC  
197-11-630)

Document Collection to Support \$((800))  
Conclusion that SEPA Requirements 900  
were met by a Previous  
Environmental Review (not provided  
by applicant). . . . .  
 (See WAC 197-11-600)

Document and/or Reference Collection and Review  
to Develop Project or Facility Emissions Estimates  
(if not provided in entirety by applicant and not  
readily available to Agency) (See WAC 173-400-111  
(1)(b) and 173-460-050(1)):

Development of facility-wide  
inventory if needed to determine  
applicability of Emissions  
reporting program, the  
Operating Permit program, or  
the status as a major or area  
source of hazardous air  
pollutants. . . . . \$2,500

Development of project emissions  
inventory from Safety Data Sheets. \$1,000

Other calculation of project emissions:

Novel source category not  
previously permitted by Agency \$7,500

Higher complexity source  
category (Commercial solid  
waste handling facility,  
commercial composting facility,  
lumber kiln, landfill, wastewater  
treatment plant, cement kiln,  
glass manufacturer, asphalt  
plant, gasoline terminal, oil  
refinery, or oil re-refinery). . . . \$5,000

Lower complexity source  
category (All other facility  
types). . . . . \$1,500

Review of Engineering Source  
Testing submitted in support of  
application. . . . . \$1,000

<u>Review of Request to Treat Application, or Part of Application, as Confidential (fee applies regardless of the result of the Agency's review).</u> . . . . .	\$1,000
Public Notice. . . . .	<del>\$(700)</del> 750
(under WAC 173-400-171)	((+) plus publication costs)
Public Hearing. . . . .	<del>\$(2,000)</del> 2,500
(under WAC 173-400-171)	((+) plus cost of facility and equipment needed for the hearing, and publication costs, if separate public notice)

Preparation of Agency Response to Comments Resulting from Public Notice and/or Public Hearing, based on level of difficulty as determined by Control Officer based upon factors including, but not limited to, substance of or numbers of comments received:

<u>Low Difficulty</u> . . . . .	<u>No extra charge</u>
<u>Moderate Difficulty.</u> . . . . .	<u>\$2,500</u>
<u>High Difficulty.</u> . . . . .	<u>\$5,000</u>
NSPS or NESHAP. . . . .	<del>\$(1,000)</del> 1,050
(per subpart of 40 CFR Parts 60, 61, and 63)	

First Tier Review of Toxic Air Contaminants:

<u>Agency Review of Screening Dispersion Modeling Analysis (provided by applicant).</u> . . . . .	<u>\$800</u>
(under Regulation III, Section 2.07 (c)(1)(B))	
((Iterative)) Screening Dispersion Modeling Analysis performed by Agency (not provided by applicant). . . . .	<del>\$(1,000)</del> 1,500
(under Regulation III, Section 2.07 (c)(1)(B))	
<u>Agency Review of Refined Dispersion Modeling ((Analysis Review)) (provided by applicant).</u> . . . . .	<del>\$(1,000)</del> 1,500
(under Regulation III, Section 2.07 (c)(1)(C))	
<u>Refined Dispersion Modeling performed by Agency (not provided by applicant).</u> . . . . .	<u>\$4,500</u>

(under Regulation III, Section 2.07 (c)(1)(C))

Major Source, Major Modification, or Emission Increases Greater than Prevention of Significant Deterioration (PSD) Thresholds. ....	\$5,000 (+ Ecology fees)
An Agency request for an Inapplicability Determination for PSD Program Requiring Written Applicability Determination from Ecology. ....	\$5,000 (+ Ecology fees)
Establishing Voluntary Limits on Emissions for Synthetic Minor Source Status, Concurrent with Notice of Construction Application Review. ....	\$((2,000)) <u>2,100</u>
(See WAC 173-400-091)	
Construction or Reconstruction of a Major Source of Hazardous Air Pollutants (see 40 CFR 63.2). ....	\$((2,500)) <u>3,000</u>
Tier II Air Toxics Review. .... (under WAC 173-400-090)	\$5,000 (+ Ecology fees)
<u>Review of Opacity/Grain Loading Correlation requested under Regulation I, Section 9.04(d).</u> ....	\$5,000

(b) A notification under Section 6.03 (b) (1) through Section 6.03 (b) (9) and 6.03 (b) (11) of this regulation is incomplete until the Agency has received a fee of \$200. An application processed as a Notice of Construction exemption under Section 6.03 (b) (10) requires payment of the Notice of Construction filing fee only. An application for coverage under a general order of approval issued by this Agency is not subject to the fees in Section 6.04(a) and instead requires payment of a \$500 fee, which is due prior to any review of the application.

(c) An application may be subject to and an applicant required to pay multiple fees as determined applicable by the Agency under Section 6.04(a). The Control Officer is authorized to enter into a written cost-reimbursement agreement with an applicant as provided in RCW ((70.94.085)) 70A.15.1570, which shall cover costs incurred by the Agency separate from Section 6.04(a) fees.

(d) Additional Fee for Service - Second Incomplete Application  
Upon receipt of a second incomplete Notice of Construction application from the same applicant for the same project, the Control Officer may cease review of the application and provide written notification of that determination. The Control Officer may resume review of the application if, within 30 days of the date of the notification describing the Agency's receipt of the second incomplete Notice of Construction application, the applicant has deposited \$1,000 with the Agency, and executed a fee-for-service agreement with the Agency that allows the Agency to recover the reasonable direct and indirect costs that arise from processing the Notice of Construction application, including the requirements of other relevant laws such as ~~((the Washington State Environmental Policy Act (SEPA))~~ SEPA.

The agreement shall require that the applicant assume full responsibility for paying the Agency for the costs incurred under the fee-for-service agreement. The Agency shall credit the \$1,000 deposit made by the applicant towards the costs required by a fee-for-service

agreement. The fee-for-service agreement may require the applicant to make progress payments during the application review period. The \$1,000 deposit referred to in this section and the costs provided for in a fee-for-service agreement are in addition to the fees required in Section 6.04(a).

If the applicant has not made a \$1,000 deposit and executed such a fee-for-service agreement within 30 days of the date of the notification from the Agency describing its receipt of a second incomplete application, the Agency may issue an Intent to Disapprove an Application.

The \$1,000 deposit required under this section is not refundable. In addition, any payments made to the Agency under a fee-for-service agreement are not refundable.

(e) Additional Fee - Revised Application

The Control Officer may assess an additional fee for processing a Notice of Construction application (~~(when a subsequent)~~) if an applicant submits a significantly revised application ((is submitted)) or submits information stating or demonstrating that the project which is the subject of the application has significantly changed after review by the Agency of the original ((application was determined to be complete)) project has begun and prior to the Agency issuing an Order of Approval or Intent to Disapprove an Application regarding the original application. The revision fee may be assessed if the changed information renders invalid or moot any of the review accomplished before the submission of the changes to the project. The revision fee shall be the ~~((amount))~~ sum of the individual fee items for work that ((was charged for the original Notice of Construction application, including the filing fee)) the Agency determines must be re-evaluated as a result of the changed information. The resulting total fee required by this Section is the fee for the original Notice of Construction application plus the revision fee.