

WSR 22-14-055
PERMANENT RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Docket UE-210183, General Order R-604—Filed June 29, 2022, 9:10 a.m.]

In the matter of amending rules in chapter 480-100 WAC relating to markets purchases and double counting issues addressed under the Clean Energy Transformation Act (CETA).

SYNOPSIS

The Washington utilities and transportation commission (commission) adopts rules further implementing chapter 19.405 RCW, CETA. CETA mandates that all retail sales of electricity be greenhouse gas (GHG) neutral by January 1, 2030, and that the electricity supplied to retail customers in Washington comes from 100 percent renewable and nonemitting (R&N) resources by 2045. To that end, RCW 19.405.130(3) requires that the department of commerce (commerce) and the commission adopt rules by June 30, 2022, defining the requirements for complying with RCW 19.405.030 through 19.405.050 with electric market purchases from centralized markets, and to address the prohibition of double counting of nonpower attributes under RCW 19.405.140. This rule making has also investigated the interpretation of compliance with RCW 19.405.040 (1)(a) relating to the definition of "use" and the development of rules for the treatment of energy storage for compliance with RCW 19.405.030 through 19.405.050.

The commission's goals in this rule making are to implement sections of this legislation, incorporate changes to existing rules, ensure appropriate coordination with rules promulgated by commerce, and engage with interested persons to address and resolve ambiguity where necessary. The rules adopted here today, however, only address CETA's prohibition of double counting, electric purchases from centralized markets, and storage, and make several ministerial changes to existing rules. At this time, the commission declines to implement the proposed interpretation of compliance with RCW 19.405.040 (1)(a) defining "use." Further rule making and deliberation is needed to ensure implementation of those rules will provide consistency and reliability across Washington's energy market and among electric utilities.

1 STATUTORY OR OTHER AUTHORITY: The commission takes this action under Notice No. WSR 22-07-100, filed with the code reviser on March 22, 2022. The commission has authority to take this action pursuant to RCW 80.01.040, 80.04.160, 19.285.080, and 19.405.100.

2 STATEMENT OF COMPLIANCE: This proceeding complies with the Administrative Procedure Act (chapter 34.05 RCW), the State Register Act (chapter 34.08 RCW), the State Environmental Policy Act of 1971 (chapter 43.21C RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

3 DATE OF ADOPTION: The commission adopts these rules on the date this order is entered.

4 CONCISE STATEMENT OF PURPOSE AND EFFECT OF THE RULE: RCW 34.05.325(6) requires the commission to prepare and publish a concise explanatory statement about adopted rules. The statement must identify the commission's reasons for adopting the rules, describe the differences between the version of the proposed rules published in the register and the rules adopted (other than editing changes), summarize the comments received regarding the proposed rule changes, and state the commission's responses to the comments reflecting the commission's consideration of them.

5 To avoid unnecessary duplication in the record of this docket, the commission designates the discussion in this order, including appendices, as its concise explanatory statement. Given most comments in response to the CR-102 are related to the proposed rules related to "use," we are not attaching commission staff's (staff) comment matrix. Instead, we note and address the comments related to the rules that are being adopted below. This order provides a complete but concise explanation of the agency's actions and its reasons for taking those actions.

6 **REFERENCE TO AFFECTED RULES:** This order amends WAC 480-100-605 Definitions, 480-100-610 Clean energy transformation standards, 480-100-625 Integrated resource plan development and timing, 480-100-630 Integrated resource planning advisory groups, 480-100-640 Content of a clean energy implementation plan, 480-100-650 Reporting and compliance, 480-100-655 Public participation in a clean energy implementation plan (CEIP), 480-100-660 Incremental cost of compliance, and 480-100-665 Enforcement.

7 **PREPROPOSAL STATEMENT OF INQUIRY AND ACTIONS THEREUNDER:** The commission filed with the code reviser a Preproposal statement of inquiry (CR-101) on May 3, 2021, at WSR 21-10-088, and filed the CR-101 in Docket UE-210183. The statement advised interested persons that the commission was initiating a rule making to address changes to chapter 480-100 WAC to implement chapter 19.405 RCW with a focus on RCW 19.405.050, [19.405.]040, [19.405.]050, [19.405.]130, and other portions of chapter 19.405 RCW that may affect or be affected by these subsections as enacted in the chapter 288, Laws of 2019, passed as E2SSB 5116, portions of which are now codified in CETA chapter 19.405 RCW. The rule making is intended to define the requirements for meeting the obligations under RCW 19.405.030 through [19.405.]050 with markets purchases from the bilateral markets, the Energy Imbalance Market (EIM), and other centralized markets, and to address the prohibition on double counting of nonpower attributes under RCW 19.405.040 that could occur under other programs. Specifically, the rule making interprets and implements the treatment of energy storage for compliance with RCW 19.405.030 through 19.405.050, and other portions of chapter 19.405 RCW that may affect or be affected by these portions of CETA.

8 On May 3, 2021, the commission issued a notice of opportunity to file written comments, informing persons of this inquiry by providing notice of the subject and the CR-101 to everyone on the commission's list of persons requesting such information pursuant to RCW 34.05.320(3), and by sending notice to all registered electric companies. The commission received no comments in response to this notice.

9 On May 17, 2021, the commission issued a notice of opportunity to file written comments on issues related to double counting, market purchases of electricity, and the interpretation of compliance with RCW 19.405.040 (1)(a). Pursuant to this notice, the commission received comments from June 2 through June 15, 2021. The commission issued a notice of opportunity to file written comments on draft rules on October 12 and November 10, 2021, a notice of revised draft rules on November 16, 2021, and a final notice of opportunity to file written comments on draft rules on January 19, 2022.

10 **WORKSHOPS:** The commission, jointly with commerce, held workshops on June 22, August 21, September 27, and December 6 and 14, 2021. Pursuant to RCW 19.405.130(3), the commission and commerce's December 14, 2021, workshop included market operator and market participants to consider options that support the objectives of chapter 19.405 RCW regarding purchases from the western EIM or other centralized markets.

11 SMALL BUSINESS ECONOMIC IMPACT ANALYSIS [STATEMENT] (SBEIS): On February 23, 2022, the commission issued an SBEIS questionnaire to all interested persons. The commission received no responses to this questionnaire. Thus, the commission received no evidence in this proceeding that any small business will incur more-than-minor costs to comply with the proposed rules.

12 The commission nevertheless conducted an SBEIS. The commission evaluated the effect of the proposed rules on small businesses and filed an SBEIS in this docket on March 21, 2022. The proposed rules add provisions on double counting, and storage to meet the regulatory requirements for utilities providing retail electric service in the state of Washington that are subject to CETA. The rules also add provisions to require investor-owned utilities to include contract or other transaction terms in the sale of electricity to prevent double counting.

13 All of these rules codify reporting and other requirements in CETA. Investor-owned utilities will incur costs to comply with these requirements, but the commission does not propose any rules that would cause affected industries or small businesses to incur more-than-minor costs resulting from the statutory requirements codified in the proposed rules.

14 The commission, after full review and analysis, finds that the proposed rules will only impose minor costs on electric utility companies and concludes that the proposed rules will not have a disproportionate impact on small businesses. A copy of the commission's statement is attached to this order as Appendix B.

15 NOTICE OF PROPOSED RULE MAKING: The commission filed a notice of proposed rule making (CR-102) on March 22, 2022, at WSR 22-07-100. On March 23, 2022, the commission issued a notice of opportunity to file written comments on proposed rules and notice of proposed rule virtual adoption hearing, finding good cause to conduct the rule-making hearing virtually due to social distancing requirements related to the COVID-19 pandemic. The commission scheduled this matter for oral comment and adoption at 9:30 a.m. on May 6, 2022,¹ and provided interested persons the opportunity to submit written comments to the commission by April 22, 2022. The CR-102 proposed amendments to chapter 480-100 WAC to define the requirements for meeting the obligations of market purchases from the western EIM and other centralized markets, address the prohibition on double counting of nonpower attributes (NPAs) under RCW 19.405.040 that could occur under other programs, and interpret and implement the treatment of energy storage for compliance with RCW 19.405.030 through 19.405.050, and other portions of chapter 19.405 RCW that may affect or be affected by these portions of CETA.

¹ The commission conducted this rule-making hearing virtually, with telephonic or online participation, to conform to social distancing requirements related to the COVID-19 pandemic.

16 WRITTEN COMMENTS: On April 22, 2022, the commission received written comments on the CR-102 from several interested companies and private parties. Staff summarized, prepared, and filed responses to these written comments on May 2, 2022.²

² Most of the comments were related to the proposed rules regarding "use" and are not being adopted at this time. The comments on the rules adopted in this order are summarized and responded to within the order.

17 RULE-MAKING HEARING: The commission considered the proposed rules for adoption at a rule-making hearing on Friday, May 6, 2022, before Chair David W. Danner and Commissioner Ann E. Rendahl. The commission heard oral comments from staff representative Steven Johnson. Representatives from Puget Sound Energy (PSE), Avista Corporation d/b/a Avista

Utilities (Avista), PacifiCorp d/b/a Pacific Power & Light Co. (PacifiCorp), public counsel unit of the Washington state attorney general's office (public counsel), Alliance of Western Energy Consumers (AWEC), Northwest & Intermountain Power Producers (NIPPC), Renewable Northwest, NW Energy Coalition (NWECC), Climate Solutions, and James Adcock also provided comments. These oral comments reiterated or emphasized portions of the comments these interested persons previously provided in writing.

18 **SUGGESTIONS FOR CHANGES:** Comments from interested persons suggested changes to the proposed rules. Most comments the commission received focused on the proposed rules governing "use." Given the concerns raised in the comments, the commission is not prepared to proceed with adopting the proposed "use" rules at this time. The commission adopts in this order only proposed rules relating to double counting and treatment of storage resources.

19 The following is a summary of proposed changes to the rules adopted by this order and the reasons for rejecting or accepting suggested changes. The commission adopts as its own the reasons staff proposed in its May 2, 2022, summary for rejecting or accepting interested persons' suggested changes to the rules as proposed in the CR-102 at WSR 22-07-100, subject to any modifications we make to the proposed rules and the rationale for those modifications explained in this order. Several of the interested persons' comments with suggested changes warrant further discussion. The following responds to these comments.

20 On April 22, 2022, public counsel filed comments in response to the CR-102, and made several observations regarding the proposed rules governing the disposition of energy "associated with" unbundled renewable energy credits (RECs).

21 Public Counsel argues that the proposed rules on the disposition of electricity associated with unbundled RECs in WAC 480-100-650 (6)(c) - now WAC 480-100-650 (4)(c), and specifically subsections (i)(A) and (i)(B) - are flawed because, by definition, there is no electricity "associated with" an unbundled REC. Public counsel asserts that the electricity from which an unbundled REC comes cannot be identified because RECs in the western renewable energy generation information system (WREGIS) are only identified by the month and year in which they are produced.

22 The proposed rules at WAC 480-100-650 (4)(c)(i)(A) require the purchaser of electricity stripped of its RECs to agree via terms in the sales contract not to represent the attributes of the electricity in any future sale and to require the same in any contract reselling the electricity. Public counsel asserts that this provision in the proposed rules will unnecessarily and unproductively drive up the cost of using unbundled RECs for utilities.

23 Additionally, public counsel states that the proposed rules when applied to sales of renewable energy without RECs into an out-of-state GHG program, "would force market participants to invent an attribute that does not exist, specifically carbon emissions, and ascribe it to certain generation sources so that these 'emissions' can be falsely 'counted' under a cap-and-trade program - even though the production of the REC does not in any way contribute to carbon emissions."

24 By statute, RECs are created with the generation of renewable electricity. If the unbundled REC is counted for compliance by a utility and the electricity that produced that REC is also claimed as renewable electricity, the NPAs of the electricity are being counted

twice. Public counsel's statements regarding the limitations in WREGIS's current tracking system do not alter the requirements of utilities to comply with CETA. State representatives and the utilities and entities generating renewable energy should work with WREGIS to ensure the system can address the requirements of CETA prior to 2030.

25 Public counsel is incorrect to assert that the proposed rules require ascribing emissions to the renewable energy from which unbundled RECs have been sold. If an out-of-state GHG emission program relies on the renewable designation of electricity in determining whether to assess an emission fee or allowance charge, it is relying on the NPAs of the electricity. Public counsel is incorrect that the NPAs do not include the zero-emission nature of renewable energy.³ Nonpower attributes in a REC include all NPAs associated with the MWh or electricity, whether the energy is sold in or out of state.⁴

³ RCW 19.405.020 (29)(a) "Nonpower attributes" means all environmentally related characteristics, exclusive of energy, capacity reliability, and other electrical power service attributes, that are associated with the generation of electricity, including but not limited to the facility's fuel type, geographic location, vintage, qualification as a renewable resource, and *avoided emissions of pollutants to the air, soil, or water, and avoided emissions of carbon dioxide and other GHGs* (emphasis added).

(b) "Nonpower attributes" does not include any aspects, claims, characteristics, and benefits associated with the on-site capture and destruction of methane or other GHGs at a facility through a digester system, landfill gas collection system, or other mechanism, which may be separately marketable as GHG emission reduction credits, offsets, or similar tradable commodities. However, these separate avoided emissions may not result in or otherwise have the effect of attributing GHG emissions to the electricity.

⁴ RCW 19.405.020(31) "Renewable energy credit" means a tradable certificate of proof of one megawatt-hour of a renewable resource. The certificate includes *all of the nonpower attributes associated with that one megawatt-hour of electricity* and the certificate is verified by a renewable energy credit tracking system selected by the department (emphasis added).

26 On April 22, 2022, the joint investor-owned utilities (IOUs) additionally filed comments. Among other comments, the joint IOUs stated that contracting requirements could interfere with the utilities' ability to interact in regional markets and result in significantly reduced market participation and/or drive higher prices for premium products to serve Washington customers. Specifically, contracting constraints related to coal power are too proscriptive, go beyond the statutory language of CETA, and are not needed. Accordingly, they suggest eliminating WAC 480-100-650 (4) (b) (v).

27 The joint IOUs additionally claim that extensive reporting requirements could burden utilities and the commission with the creation of data systems, compilation, and, for the commission, receipt and review of voluminous data. Hourly data for some of the elements in the proposed rules simply cannot be provided at this time (e.g., none of the joint IOUs have advanced metering infrastructure (AMI) installed for 100 percent of their retail customer load).

28 We disagree that, because unspecified power is often "system power," an IOU selling the power will not know to whom they are selling the unspecified power. Where the utility has a contract for the sale of system power, it must know the entity to whom it sells power in order to collect payments for the power sold. Therefore, it should not be overly burdensome to provide the reporting requirements proposed in WAC 480-100-650 (4) (b) (v).

29 As for the IOU claim that buyers in the market of unspecified power would not accept a term requiring them to agree that the power was unspecified, the only buyer with a need or motivation not to agree to such a term would be the buyer who intended to resell the power with the false statement that such power was something other than unspecified power. That is exactly the result the proposed rules are intended to address.

30 Additionally, with the advent of allowance costs under the Climate Commitment Act (CCA) for unspecified power and emitting power, we are skeptical that unspecified power will transact in 2030 at the same levels as it does today. Certainly, if it does, and the problems

the joint IOUs predict either occur or are not remedied, the commission can revisit the proposed rules.

31 Furthermore, we disagree with the joint IOUs that CETA limits the requirement to eliminate coal power in the manner described in their comments. First, the commission has already considered and rejected similar arguments related to the elimination of coal-fired resources in the previous rule making concerning integrated resource plans and clean energy implementation plans.⁵ Second, the joint IOUs' conclusion that not buying coal power will result in paying a price premium for spot market power is speculative, and not supported by evidence or analysis. By the end of 2025, the only coal-fired generation in the Northwest will be in Montana and, at most, will be generated at Colstrip Units 3 and 4. To reach the 2030 CETA requirements, Washington utilities will likely commit most of the transmission they own from Montana to Washington to wind resources. This is likely to also be true for Oregon load-serving IOUs that own Colstrip transmission.

⁵ See Dockets UE-191023 and UE-190698, General Order R-601 at 28-33, ¶¶ 73 - 87 (December 28, 2020).

32 On April 22, 2022, Renewable Northwest filed comments in this docket, noting that the reporting of total renewable generation and bundled sales will allow interested persons to determine how much utilities are relying on retained RECs for compliance. We agree. Such reported data will allow the commission and interested persons to make just such a calculation.

33 On April 22, 2022, the Western Power Trading Forum (WPTF) submitted comments addressing double counting and coal exclusion. WPTF believes the proposed rules are susceptible to the following three interpretations and asks for confirmation of these interpretations:

1. Allow electricity sourced from a renewable resource located in California to be used for compliance with both CETA's 2030 GHG-neutral standard and the 2045 100 percent clean standard as long as the electricity and the associated RECs have been sold to a Washington utility.

2. California cap and trade program accounts for the direct emissions of that resource, which, under that program, does not render the associated RECs ineligible for CETA compliance, provided the RECs and energy have been contracted to a Washington utility.

3. If the resource is dispatched via EIM or future organized market, the dispatch of that resource based on its energy bids by the market operator would NOT be considered a transfer of ownership nor a transaction that would render the associated RECs ineligible for CETA compliance.

34 WPTF requests the commission address how a Washington utility purchasing system sales from a utility that operates coal-fired generating plants can demonstrate its purchase is coal free.

35 The commission appreciates WPTF sharing its interpretations. Under the rules adopted in this order, our response is as follows: (1) Yes, renewable resources sourced from California may be used for compliance provided that the sale to Washington is designated as an export from California so that the renewable energy sale is not considered under California's GHG cap and trade program. (2) Yes, as long as the RECs and energy are exported as a bundled product. (3) Because we are not adopting rules related to primary compliance at this time, we defer discussion of this question to a later time.

36 Investor-owned utilities can use many different means and constructs in private contracts to meet the demonstration requirement

specified in the proposed rule. We do not agree that the proposed rules should prescribe methods or terms that limit flexibility in complying with CETA.

37 **DISCUSSION:** The commission provides the following guidance in addition to the responses to the comments on the proposed rules above.

38 CETA mandates, among other things, that the electricity supplied to retail customers in Washington comes from 100 percent renewable and R&N resources by 2045,⁶ and that "all retail sales of electricity to Washington retail electric customers be GHG neutral by January 1, 2030".⁷ CETA provides that:

⁶ RCW 19.405.050(1).

⁷ RCW 19.405.040(1).

(a) For the four-year compliance period beginning January 1, 2030, and for each multiyear compliance period thereafter through December 31, 2044, an electric utility must demonstrate its compliance with this standard using a combination of nonemitting electric generation and electricity from renewable resources, or alternative compliance options, as provided in this section. To achieve compliance with this standard, an electric utility must: (i) Pursue all cost-effective, reliable, and feasible conservation and efficiency resources to reduce or manage retail electric load, using the methodology established in RCW **19.285.040**, if applicable; and (ii) **use electricity** from renewable resources and nonemitting electric generation in an amount equal to 100 percent of the utility's retail electric loads over each multiyear compliance period. An electric utility must achieve compliance with this standard for the following compliance periods: January 1, 2030, through December 31, 2033; January 1, 2034, through December 31, 2037; January 1, 2038, through December 31, 2041; and January 1, 2042, through December 31, 2044.⁸

⁸ RCW 19.405.040 (1)(a).

The 2030 GHG neutrality standard is an important milestone in the transition to clean energy, and the commission has devoted a great deal of time and effort to considering the different interpretations of the term "use electricity" put forward by interested persons, both in this docket and in our previous rule making.⁹ Due to the uncertainty arising from these competing interpretations, as well as the passage of CCA, we will defer our interpretation of the ambiguous aspect of GHG neutrality standard in RCW 19.405.040(1) to the next iteration of the rule making in this docket. However, we still expect that the electric utilities we regulate are engaged in planning and acquiring resources to achieve CETA's final goal: Supplying 100 percent R&N electricity in providing electric service for retail customers equitably, cost effectively, and reliably.

⁹ See *In re Adopting Rules Relating to Clean Energy Implementation Plans and Compliance with the Clean Energy Transformation Act*, Dockets UE-191023 and UE-190698 (Consolidated), General Order R-601, p. 29, ¶ 75 (CETA Rule-making order) (December 28, 2020).

39 *Prohibition on double counting.* CETA requires the commission to define the "requirements, including appropriate specification, verification, and reporting requirements, for the following: (a) Retail electric load met with market purchases and the western energy imbalance market or other centralized market administered by a market operator for the purposes of RCW 19.405.030 through 19.405.050; and (b) to address the prohibition on double counting of nonpower attributes under RCW 19.405.040(1) that could occur under other programs."¹⁰ RCW 19.405 does not define double counting, but the statutory requirement in RCW 19.405.040 (1)(b)(ii) allows use of unbundled RECs for alterna-

tive compliance only, provided that there is no double counting of any NPAs associated with renewable energy credits within Washington or programs in other jurisdictions, as follows:

¹⁰ RCW 19.405.130(3).

(A) Unbundled renewable energy credits produced from eligible renewable resources, as defined under RCW 19.285.030, which may be used by the electric utility for compliance with RCW 19.285.040 and this section as provided under RCW 19.285.040 (2) (e); and

(B) Unbundled renewable energy credits, other than those included in subsection (b) (ii) (A) of this subsection, that represent electricity generated within the compliance period.¹¹

¹¹ For reference, RCW 19.285.040 (2)(e) states, "A qualifying utility may use renewable energy credits to meet the requirements of this section, subject to the limitations of this subsection." The subsection goes on to establish restrictions on using RECs for compliance based on the type of renewable electricity and the year in which the electricity was generated.

⁴⁰ The statute also prohibits double counting for any NPAs submitted for compliance under RCW 19.405.040 (1) (c) and (f). Although the term "double counting" is not explicitly used in these subsections, the prohibition becomes apparent when subsections (1) (c) and (f) are read together with the statutory definitions of "renewable energy credit" and "nonpower attribute" in RCW 19.405.020. Because RECs are defined as including *all* nonpower attributes associated with renewable electricity, any REC that is double counted would no longer meet the statutory definition. The requirement in RCW 19.405.040 (1) (c) that all renewable electricity used for compliance with subsection (a) "must be verified by the retirement of renewable energy credits" means that no double counting can occur for that REC to be counted toward primary compliance. The same holds true for nonpower attributes from nonemitting resources under RCW 19.405.040 (1) (f). The statutory definition of a NPA includes "all environmentally related characteristics" of the electricity, therefore, any double counted NPA would not meet the statutory definition, rendering it ineligible for primary compliance under RCW 19.405.040 (1) (f). In summary, the prohibition on double counting under RCW 19.405.040 includes all nonpower attributes, not just unbundled RECs submitted for alternative compliance as some interested persons have suggested.¹²

¹² Joint utilities comment at 7 (December 6, 2021).

⁴¹ Double counting can occur in a variety of ways. The first and most obvious is that an NPA is used for two different compliance requirements, or the same NPA is reported by two different entities. Another way double counting can occur is if the NPA is separated from the R&N electricity but that electricity, although not sold with the REC, is still described as having renewable nonpower attributes. As mentioned above, because of the statute's definition of RECs and NPAs, assigning any environmental attribute to electricity unbundled from its REC (or NPA) is double counting of that electricity's NPA.

⁴² Through this rule making, the commission ultimately addresses double counting by incorporating it into WAC 480-100-650(4), entitled "data and contract reporting." This subsection further specifies certain reporting requirements for annual clean energy progress reports under WAC 480-100-650(3), which are ultimately incorporated into the four-year clean energy compliance report required by WAC 480-100-650(1).

⁴³ One of the criticisms interested persons have raised about proposed WAC 480-100-650(4) is that the contracting requirements are either overly burdensome or will have a chilling effect on bilateral

transactions.¹³ In light of the commission's duty to prevent double counting, we do not find these contracting requirements to be unduly burdensome or believe they will have a chilling effect. A purchaser of unspecified electricity, for example, would only object to the contract term described in WAC 480-100-650 (4)(c)(i)(A) if they intended to ascribe environmental attributes to the electricity, resulting in double counting. While we acknowledge that this rule will require utilities to make changes to their standard contract language, the requirement should not dissuade market participants that are not seeking to engage in double counting from continuing to make transactions. The commission acknowledges, however, that preventing double counting that occurs due to the actions of market participants located in other states would be difficult, if not impossible, given the limits of our jurisdiction and authority. These rules are intended to prevent as much double counting as possible within the scope of the commission's authority, but we acknowledge that preventing certain types of double counting will require interstate cooperation and coordination, market reforms, or both.

¹³ See e.g., joint utility comments at 5-6 (April 22, 2022).

44 Finally, WAC 480-100-650 (4)(d) addresses storage¹⁴ and its impact on reporting and compliance under these rules. In short, the rules state that storage does not affect the ability to report R&N electricity for compliance. However, consistent with the statutory definition of retail electric load¹⁵ and language in RCW 19.405.040 (1)(a)(ii), the subsection specifies that, "any electrical consumption or loss resulting ... is not considered retail electric load as defined in RCW 19.405.020(36)."¹⁶ Our rules related to storage have not garnered much attention or controversy in the last few drafts, although we did solicit comments on the subject early in this rule making.¹⁷ The U.S. Energy Storage Association submitted comments during the CR-101 phase of this Docket recommending that these rules encourage acquisition of storage resources.¹⁸ We take no further position on this issue, but note that determining how to properly value potential storage resources in a utility's portfolio should be left to other proceedings, such as each utility's integrated resource plans, clean energy implementation plans, and general rate case filings.

¹⁴ Here, as in the rules, "storage" does not refer to storage resources on the customer side of the meter.

¹⁵ RCW 19.405.020(36). Retail electric load is in part defined as "the amount of megawatt-hours of electricity delivered in a given calendar year ..."

¹⁶ WAC 480-100-650 (4)(d)(ii).

¹⁷ See revised notice of opportunity to provide written comment (June 7, 2021).

¹⁸ See generally, U.S. Storage Association comments (June 2, 2021).

45 *Application of the rules to electricity from BPA.* Consistent with RCW 19.405.040 (1)(g) and RCW 19.405.050(6), the proposed rules were intended to enforce CETA's requirements without preventing IOUs from purchasing or exchanging power with the Bonneville Power Administration (BPA). The commission received generally favorable comments from BPA during the CR-101 phase of this docket. The commission has incorporated BPA's suggested language edits into WAC 480-100-650 (4)(c)(iii). The commission did not receive further written comments from BPA on the CR-102 draft rules, and believes these rules adequately meet the BPA-related objectives of the statute. The commission also notes that the rules set a January 1, 2029, end date for the BPA exemption under WAC 480-100-650 (3)(f), indicating that these rules will likely need to be revisited before that time.

46 *Finalization of "Use" rules.* In addition to the reasons discussed above, a changing market environment, new laws,¹⁹ and new technology adopted by the IOUs making information more readily available and easier to collect support our determination that "use" rules require further consideration. We also share the concerns of several commenters that the differences between the proposed rules related to "use" and the rules commerce has adopted on the same subject could create confusion, creating unwarranted expense for utilities and ultimately ratepayers. Therefore, we decline to adopt the proposed rules related to "use" and will conduct further proceedings in this docket to consider those rules.

¹⁹ The implementation of CCA will directly impact the application of the proposed "use" rules. The commission is working to coordinate with the department of ecology to ensure effective and efficient implementation of both CCA and CETA. The commission has noted that the application of these laws creates the potential for conflicting obligations for electric utilities. If these conflicts cannot be resolved through coordination between state agencies, they may require a legislative solution.

47 **COMMISSION ACTION:** After considering all the information regarding this proposal, the commission finds and concludes that it should amend the rules as proposed in the CR-102 at WSR 22-07-100 excluding the revisions related to "use." The following proposed rules will *not* be adopted:

- | | |
|--|---|
| 480-100-605 Definitions: "Primary compliance"; "Retained nonpower attribute" or "retained NPA" | "Primary compliance" "means the portion of the compliance obligation under RCW 19.405.040(1) that cannot be met through the alternative compliance options outlined in RCW 19.405.040 (1)(b)"
"Retained nonpower attribute" or "retained NPA" "means the nonpower attributes of renewable electricity (represented by RECs) or the nonpower attributes of nonemitting electricity, from electricity owned or controlled by a utility where the associated electricity was sold by that utility in a wholesale sale without its associated nonpower attributes (NPA)" |
| 480-100-620 (3)(b)(i) | After "including the" deleted "ten-year" and inserted "10-year" |
| 480-100-620 (11)(h) | After "projected resource needs", inserted "The utility may not include retained NPAs for primary compliance in its long-range integrated resource plan solution, consistent with WAC 480-100-650 (1)(a). The utility may not include retained NPAs in any way in its long-range integrated resource plan solution, consistent with WAC 480-100-650(2)" |
| 480-100-620 (11)(c) | Inserted "Meet the requirements of WAC 480-100-650 (1)(a) and (2)" |
| 480-100-620 (11)(d)-(k) | After the insertion of the new WAC 480-100-620 (11)(c), the lettering of remaining subsections went from "c-j" to "c-k" |
| 480-100-620(12) | After "develop a" deleted "ten-year" and inserted "10-year" |
| 480-100-620 (12)(b) | After "the utility's" deleted "ten-year" and inserted "10-year" |
| 480-100-620 (12)(c)(ii) | After "the CEAP's" deleted "ten-year" and inserted "10-year" |
| 480-100-620 (12)(c)(iii) | After "described in" deleted "(WAC 480-100-620 (11)(g).)" and inserted "subsection (11)(h) of this section" |
| 480-100-640(1) | After "action plan." inserted "The utility may not rely on retained NPAs toward primary compliance in its CEIP, consistent with WAC 480-100-650 (1)(a). The utility may not rely on retained NPAs in any way in its CEIP, consistent with WAC 480-100-650(2)." |
| 480-100-640 (6)(b)(ii) | Inserted "(g)" after "620(11)" and deleted ", (h)," before "and (12)(c)." |
| 480-100-650(1) Reporting and compliance | Inserted "Greenhouse gas neutrality resource portfolio performance standards and compliance. A utility must demonstrate how its resource acquisition, resource retirement, and continued investment in and operation of existing resources serve a minimum of 80 percent of its retail electric load, or other minimum percentage established by the commission, with renewable or nonemitting electricity in each compliance period beginning January 1, 2030. Using electricity for compliance under RCW 19.405.040(1) means that a utility: |

(a) May not account for the ability to apply retained NPAs toward primary compliance under (c) of this subsection when developing its long-range integrated resource plan solution under WAC 480-100-620 and its CEIP under WAC 480-100-640 and must have models, scenarios, projections, and other information and analysis within the utility's IRP and CEIP that are consistent with this requirement.

(b) May not account for the ability to apply retained NPAs toward primary compliance under (c) of this subsection or with its interim or other targets in making decisions to acquire or invest in resources with a contract term or useful life greater than two years.

(c) May report retained NPAs toward primary compliance with interim or other targets under this section or WAC 480-100-665, but only if the utility has complied with (a) and (b) of this subsection and subsection (6) of this section, and if applicable subsection (2) of this section during the period under review.

(2) One hundred percent renewable and nonemitting resource portfolio performance standards and compliance. A utility must demonstrate that it is supplying all its retail electric service obligations with renewable and nonemitting resources. To meet this requirement, the utility must demonstrate that it has secured transmission rights or assets to provide feasible transmission for renewable or nonemitting resources to serve its retail electric service obligations. A utility may not rely on retained NPAs for planning, acquisition, reporting or in any other way under RCW 19.405.050(1). A utility's demonstration of compliance with RCW 19.405.050(1) must include at a minimum an analysis of its retail electric service obligations on an hourly basis.

(3)"

480-100-650(2) Clean energy compliance report review process.

Substituted "2" for "4"

480-100-650(3) Annual clean energy progress reports.

Substituted "(3)" for "(5)"

480-100-650(4) Data and contract reporting.

Substituted "(4)" for "(6)"

480-100-650 (4)(b)(iv)

Inserted "Total monthly purchases and sales of unbundled RECs and other nonpower attributes. Based on the statutory definition of unbundled REC under RCW 19.405.020(38), a REC that meets the definition of a retained NPA under WAC 480-100-605 that is subsequently sold becomes an unbundled REC. Any unbundled REC reported for compliance must meet the requirements under (c) of this subsection."

And inserted "(v)" before "Beginning January 1, 2026"

480-100-650 (4)(d)(iii)

Inserted "For reporting and compliance with subsections (1)(a), (b), and (2) of this section,"

89 **STATEMENT OF ACTION; STATEMENT OF EFFECTIVE DATE:** After reviewing the entire record, the commission determines that it should amend WAC 480-100-605, 480-100-610, 480-100-625, 480-100-630, 480-100-640, 480-100-650, 480-100-655, 480-100-660, and 480-100-665 to read as set forth in Appendix A, as rules of the commission, to take effect pursuant to RCW 34.05.380(3) on July 1, 2022, as required by RCW 19.405.130.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 10, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 10, Repealed 0.

ORDER

THE COMMISSION ORDERS:

90 (1) The commission amends WAC 480-100-605, 480-100-610, 480-100-625, 480-100-630, 480-100-640, 480-100-650, 480-100-655, 480-100-660, and 480-100-665 to read as set forth in Appendix B, as rules of the commission, to take effect on July 1, 2022, as required by RCW 19.405.130 and pursuant to RCW 34.05.380(2).

91 (2) This order and the rules set forth in Appendix A, after being recorded in the register of the commission, shall be forwarded to the code reviser for filing pursuant to chapters 80.01 and 34.05 RCW and chapter 1-21 WAC.

DATED at Lacey, Washington, and effective June 29, 2022.
Washington Utilities and Transportation Commission

Appendix B

**Proposed Adoption of Rules Further Implementing CETA
Docket UE-210183
March 21, 2022**

I. Introduction: On May 3, 2021, the commission filed with the code reviser a Preproposal statement of inquiry (CR-101) to promulgate new rules to further implement certain sections of CETA, E2SSB 5116, codified in chapter 19.405 RCW. The commission filed the CR-101 in Docket UE-210183.

CETA requires investor-owned electric utilities (1) to eliminate coal-fired generation from their portfolios by the end of 2025; (2) to ensure that all retail sales of electricity to their retail customers will be GHG-neutral by the end of 2030; and (3) to source all of their power from renewable and nonemitting resources by the end of 2045. Furthermore, CETA requires that the utilities ensure that all customers are benefiting from the transition to clean energy through the equitable distribution of energy and nonenergy benefits and reductions of burdens to vulnerable and highly impacted communities. The commission previously adopted rules implementing most of these requirements.¹

¹ *In re Rulemaking Related to Clean Energy Implementation Plans, CETA Compliance, and Integrated Resource Planning*, Dockets UE-190698 and UE-191023.

RCW 19.405.130(3) requires that commerce and the commission adopt rules by June 30, 2022, defining the requirements for complying with RCW 19.405.030 through 19.405.050 with electric market purchases from carbon and electricity markets outside of the state, and to address the prohibition of double counting of nonpower attributes under RCW 19.405.040. This rule making also addresses two related issues that arose during the development the CETA implementation rules in Docket UE-191023 - the interpretation of the requirement to "use" electricity for compliance with RCW 19.405.040 (1)(a), and the treatment of energy storage for compliance with RCW 19.405.030 through 19.405.050.

The commission is ready to publish proposed rules. When issuing a notice of proposed rules, agencies must provide a copy of the SBEIS prepared in accordance with the Regulatory Fairness Act, codified in

chapter 19.85 RCW, or explain why an SBEIS was not prepared. The commission has evaluated the effect of the rules on small businesses and determined that the rule will only implement state law without imposing additional requirements to the affected industries and that small businesses will not incur more-than-minor costs resulting from the statutory requirements codified in the proposed rules.

II. SBEIS Requirements: The Regulatory Fairness Act provides that an agency must conduct an SBEIS "if the proposed rule will impose more than minor costs on businesses in an industry."² An SBEIS is intended to assist agencies in evaluating any disproportionate impacts of the rule making on small businesses. A business is categorized as "small" under the Regulatory Fairness Act if the business employs 50 or fewer employees. Under RCW 19.85.040(1), agencies must determine whether there is a disproportionate impact on small businesses in the industry, and under RCW 19.85.030(2), consider means to minimize the costs imposed on small businesses.

² RCW 19.85.030.

III. SBEIS Evaluation Procedure: On February 23, 2022, the commission mailed a notice to all stakeholders interested in the commission's rule making, providing a copy of the draft proposed rules and an opportunity to respond to an SBEIS questionnaire. The notice requested that companies that would be affected by the draft rules provide information about the rules' possible cost impacts, with specific information for each rule that the companies identified as causing an impact. The commission received no responses to the SBEIS questionnaire.

Pursuant to the Regulatory Fairness Act, the commission is required to conduct an SBEIS before adopting a rule that will impose more-than-minor costs on small businesses. In analyzing the draft proposed rule, the enacting statute, and the current rule, the commission has determined that the draft proposed rules merely implement state law and adopt reporting requirements that apply only to investor-owned utilities. The commission finds, based on the information available to it, that the proposed rules will not impose more-than-minor costs on small businesses.

IV. Results of the Analysis: In evaluating the proposed rules and the costs of complying with them, the commission conducted an analysis of the statute and the rules proposed to implement it.

The proposed rules interpret and implement the term "use" in RCW 19.405.040 (1) (a) and 19.405.050(1). The proposed rules also address the legislature's prohibition of double counting of nonpower attributes under RCW 19.405.040, as well as the treatment of energy storage for compliance with RCW 19.405.030 through RCW 19.405.050.

RCW 19.405.040 (1)(a) provides, in part, that an electric utility must "demonstrate its compliance with this standard using a combination of nonemitting electric generation and electricity from renewable resources, or alternative compliance options" and "use electricity from renewable resources and nonemitting electric generation in an amount equal to one hundred percent of the utility's retail electric loads over each multiyear compliance period."

The proposed rules interpreting the meaning of "use" are integrated into existing language in WAC 480-100-600 through 480-100-665. Broadly, the proposed rules include the following changes:

- WAC 480-100-605 Definitions, changes to the definitions to clarify distinctions between retained nonpower attributes from renewa-

ble energy, or renewable energy credits (RECs), and those from nonemitting resources.

- WAC 480-100-650 Content of integrated resource plan, adding a requirement to plan for the compliance requirements under WAC 480-100-650(2).
- WAC 480-100-650(1) Reporting and compliance for meeting the GHG-neutral standard, expansion of details on planning and acquisition requirements under RCW 19.405.040 (1)(a), how utilities may demonstrate compliance, and restrictions on the use of retained RECs in planning and acquisitions.
- WAC 480-100-650(2) 100 Percent renewable and nonemitting resource portfolio performance standards and compliance, addition of a new subsection detailing requirements that ensure compliance under RCW 19.405.050(1).
- WAC 480-100-650(5) Annual clean energy progress reports, revisions and additions to reporting requirements.
- Removal of the specific time period for reviewing rules on compliance with RCW 19.405.040(1).

The proposed rules add rules on double counting, and the second draft rules shifted the focus of the regulatory requirements to utilities providing retail electric service in the state of Washington that are subject to CETA. The rules add provisions to require investor-owned utilities to include contract or other transaction terms in the sale of electricity to prevent double counting.

All of these rules codify reporting and other requirements in CETA. Investor-owned utilities will incur costs to comply with these requirements, but the commission does not propose any rules that would cause companies to incur any costs that are more than minor that the legislature has not required in the statute.

Even if the proposed rules could be construed to impose more-than-minor compliance costs, small businesses will not incur any of those costs. The proposed rules establish requirements for investor-owned utilities, none of which are small businesses as defined in the statute. The Regulatory Fairness Act does not apply to the costs these large businesses incur to comply with those requirements.

V. Proposed Rule that May Create Costs: The commission's analysis shows that the proposed rules have the effect of merely implementing CETA. The statute requires investor-owned utilities to undertake certain activities and functions, and requires the commission to determine the utilities' compliance with the statutory requirements. The proposed rules implement those requirements. No interested persons have identified any costs to small businesses that will result from complying with the statutory requirements codified in the proposed rules. Any compliance costs are the result of implementing legislative direction, and would not be born by small businesses as defined in the Regulatory Fairness Act.

VI. Summary of Findings: The commission finds that the proposed rules implement CETA as enacted by the legislature, and any costs that result from complying with the statutory requirements codified in the proposed rules would be the result of legislative, not commission, direction. The commission further finds that small businesses will not incur any more-than-minor costs to comply with the proposed rules.

VII. Summary of Mitigation: No mitigation is necessary. The legislature, not the commission, has adopted requirements that may require large businesses to incur more-than-minor compliance costs, none of which must be addressed through the Regulatory Fairness Act.

VIII. Conclusion: Chapter 19.85 RCW requires that an agency prepare an SBEIS to assess whether proposed rules would impose more-than-minor costs on small businesses.

The commission has analyzed all information collected throughout the rule-making process and concludes the proposed rules do no more than implement CETA and do not impose more-than-minor costs on small businesses that the legislature did not require.

David W. Danner, Chairman
Ann E. Rendahl, Commissioner

Appendix A Amended Rules

OTS-3653.6

PART VIII—PLANNING AND IMPLEMENTATION

AMENDATORY SECTION (Amending WSR 21-02-022, filed 12/28/20, effective 12/31/20)

WAC 480-100-605 Definitions. The definitions below apply to all of WAC 480-100-600 through 480-100-665.

"Allocation of electricity" means, for the purposes of setting electricity rates, the costs and benefits associated with the resources used to provide electricity to an electric utility's retail electricity consumers that are located in this state.

"Alternative lowest reasonable cost and reasonably available portfolio" means, for purposes of calculating the incremental cost of compliance in RCW 19.405.060(3), the portfolio of investments the utility would have made and the expenses the utility would have incurred if not for the requirement to comply with RCW 19.405.040 and 19.405.050. The alternative lowest reasonable cost and reasonably available portfolio must include the social cost of greenhouse gases in the resource acquisition decision in accordance with RCW 19.280.030 (3) (a).

"Biomass energy" includes: Organic by-products of pulping and the wood manufacturing process; animal manure; solid organic fuels from wood; forest or field residues; untreated wooden demolition or construction debris; food waste and food processing residuals; liquors derived from algae; dedicated energy crops; and yard waste.

Biomass energy does not include:

- Wood pieces that have been treated with chemical preservatives such as creosote, pentachlorophenol, or copper-chrome-arsenic;
- Wood from old growth forests; or
- Municipal solid waste.

"Carbon dioxide equivalent" or "CO₂e" means a metric measure used to compare the emissions from various greenhouse gases based upon their global warming potential.

"CEAP" means the clean energy action plan.

"CEIP" means the clean energy implementation plan.

"Coal-fired resource" means a facility that uses coal-fired generating units, or that uses units fired in whole or in part by coal as feedstock, to generate electricity. Coal-fired resource does not include:

- An electric generating facility that is included as part of a limited duration wholesale power purchase, not to exceed one month, made by an electric utility for delivery to retail electric customers that are located in this state for which the source of the power is not known at the time of entry into the transaction to procure the electricity; or

- An electric generating facility that is subject to an obligation to meet the standards contained in RCW 80.80.040 (3) (c).

"Commission" means the Washington utilities and transportation commission.

"Conservation and efficiency resources" means any reduction in electric power consumption that results from increases in the efficiency of energy use, production, transmission, or distribution.

"Cost-effective" means that a project or resource is forecast: (a) To be reliable and available within the time it is needed; and (b) to meet or reduce the electric power demand of the intended consumers at an estimated incremental system cost no greater than that of the least-cost similarly reliable and available alternative project or resource, or any combination thereof.

"Customer benefit indicator" means an attribute, either quantitative or qualitative, of resources or related distribution investments associated with customer benefits described in RCW 19.405.040(8).

"Demand response" means changes in electric usage by demand-side resources from their normal consumption patterns in response to changes in the price of electricity, or to incentive payments designed to induce lower electricity use, at times of high wholesale market prices or when system reliability is jeopardized. Demand response may include measures to increase or decrease electricity production on the customer's side of the meter in response to incentive payments.

"Distributed energy resource" means a nonemitting electric generation or renewable resource or program that reduces electric demand, manages the level or timing of electricity consumption, or provides storage, electric energy, capacity, or ancillary services to an electric utility and that is located on the distribution system, any subsystem of the distribution system, or behind the customer meter, including conservation and energy efficiency.

"Energy assistance" means a program undertaken by a utility to reduce the household energy burden of its customers.

- Energy assistance includes, but is not limited to, weatherization, conservation and efficiency services, and monetary assistance, such as a grant program or discounts for lower income households, intended to lower a household's energy burden.

- Energy assistance may include direct customer ownership in distributed energy resources or other strategies if such strategies achieve a reduction in energy burden for the customer above other available conservation and demand-side measures.

"Energy assistance need" means the amount of assistance necessary to achieve an energy burden equal to six percent for utility customers.

"Energy burden" means the share of annual household income used to pay annual home energy bills.

"Equitable distribution" means a fair and just, but not necessarily equal, allocation of benefits and burdens from the utility's transition to clean energy. Equitable distribution is based on disparities in current conditions. Current conditions are informed by, among other things, the assessment described in RCW 19.280.030 (1)(k) from the most recent integrated resource plan.

"Fossil fuel" means natural gas, petroleum, coal, or any form of solid, liquid, or gaseous fuel derived from such a material.

"Greenhouse gas" includes carbon dioxide, methane, nitrous oxide, hydrofluorocarbons, perfluorocarbons, sulfur hexafluoride, and any other gas or gases designated by the department of ecology by rule under RCW 70A.45.010.

"Highly impacted community" means a community designated by the department of health based on the cumulative impact analysis required by RCW 19.405.140 or a community located in census tracts that are fully or partially on "Indian country," as defined in 18 U.S.C. Sec. 1151.

"Implementation period" means the four years after the filing of each clean energy implementation plan through 2045. The first implementation period will begin January 1, 2022, and will end December 31, 2025, and the second implementation period will begin on January 1, 2026, and will end on December 31, 2029.

"Integrated resource plan" or "IRP" means an analysis describing the mix of generating resources, conservation, methods, technologies, and resources to integrate renewable resources and, where applicable, address overgeneration events, and efficiency resources that will meet current and projected needs at the lowest reasonable cost to the utility and its ratepayers and that complies with the requirements specified in RCW 19.280.030(1).

"Lowest reasonable cost" means the lowest cost mix of generating resources and conservation and efficiency resources determined through a detailed and consistent analysis of a wide range of commercially available resources. At a minimum, this analysis must consider resource cost, market-volatility risks, demand-side resource uncertainties, resource dispatchability, resource effect on system operation, the risks imposed on the utility and its customers, public policies regarding resource preference adopted by Washington or the federal government, and the cost of risks associated with environmental effects, including emissions of carbon dioxide. The analysis of the lowest reasonable cost must describe the utility's combination of planned resources and related delivery system infrastructure and show consistency with chapters 19.280, 19.285, and 19.405 RCW.

"Natural gas" means naturally occurring mixtures of hydrocarbon gases and vapors consisting principally of methane, whether in gaseous or liquid form, including methane clathrate. Natural gas does not include renewable natural gas or the portion of renewable natural gas when blended into other fuels.

"Nonemitting electric generation" means electricity from a generating facility or a resource that provides electric energy, capacity, or ancillary services to an electric utility and that does not emit greenhouse gases as a by-product of energy generation. Nonemitting electric generation does not include renewable resources.

"Nonpower attributes" means all environmentally related characteristics, exclusive of energy, capacity reliability, and other electrical power service attributes, that are associated with the generation of electricity including, but not limited to, the facility's fuel type, geographic location, vintage, qualification as a renewable resource, and avoided emissions of pollutants to the air, soil, or water, and avoided emissions of carbon dioxide and other greenhouse gases. Nonpower attributes does not include any aspects, claims, characteristics, and benefits associated with the on-site capture and destruction of methane or other greenhouse gases at a facility through a digester system, landfill gas collection system, or other mechanism, which may be separately marketable as greenhouse gas emission reduction credits, offsets, or similar tradable commodities. However, these separate avoided emissions may not result in or otherwise have the effect of attributing greenhouse gas emissions to the electricity.

"Renewable energy credit" or "REC" means a tradable certificate of proof of one megawatt-hour of a renewable resource. The certificate includes all of the nonpower attributes associated with that one megawatt-hour of electricity and the certificate is verified by a renewable energy credit tracking system selected by the department of commerce.

"Renewable resource" means water; wind; solar energy; geothermal energy; renewable natural gas; renewable hydrogen; wave, ocean, or tidal power; biodiesel fuel that is not derived from crops raised on land cleared from old growth or first growth forests; or biomass energy.

"Resource" includes, but is not limited to, generation, conservation, distributed generation, demand response, efficiency, and storage.

"Resource need" means any current or projected deficit to reliably meet electricity demands created by changes in demand, changes to system resources, or their operation to comply with state or federal requirements. Such demands or requirements may include, but are not limited to, capacity and associated energy, capacity needed to meet peak demand in any season, fossil-fuel generation retirements, equitable distribution of benefits or reduction of burdens, cost-effective conservation and efficiency resources, demand response, and renewable and nonemitting resources.

"Retail electric load" means the amount of megawatt-hours of electricity delivered in a given calendar year by an electric utility to its Washington retail electric customers. "Retail electric load" does not include:

(a) Megawatt-hours delivered from qualifying facilities under the federal Public Utility Regulatory Policies Act of 1978, P.L. 95-617, in operation prior to May 7, 2019, provided that no entity other than the electric utility can make a claim on delivery of the megawatt-hours from those resources; or

(b) Megawatt-hours delivered to an electric utility's system from a renewable resource through a voluntary renewable energy purchase by a retail electric customer of the utility in which the renewable energy credits associated with the megawatt-hours delivered are retired on behalf of the retail electric customer.

"Social cost of greenhouse gas emissions" or "SCGHG" is the inflation-adjusted costs of greenhouse gas emissions resulting from the generation of electricity, as required by RCW 80.28.405, the updated calculation of which is published on the commission's website.

"Unbundled renewable energy credit" or "unbundled REC" means a renewable energy credit that is sold, delivered, or purchased separately from the underlying electricity. All thermal renewable energy credits are considered unbundled renewable energy credits.

"Unspecified electricity" means an electricity source for which the fuel attribute is unknown or has been separated from the energy delivered to retail electric customers.

"Vulnerable populations" means communities that experience a disproportionate cumulative risk from environmental burdens due to: (a) Adverse socioeconomic factors, including unemployment, high housing and transportation costs relative to income, access to food and health care, and linguistic isolation; and (b) sensitivity factors, such as low birth weight and higher rates of hospitalization.

[Statutory Authority: RCW 80.01.040, 80.04.160, and chapters 80.28, 19.280, and 19.405 RCW. WSR 21-02-022 (Dockets UE-191023 and UE-190698, General Order 601), § 480-100-605, filed 12/28/20, effective 12/31/20.]

AMENDATORY SECTION (Amending WSR 21-02-022, filed 12/28/20, effective 12/31/20)

WAC 480-100-610 Clean energy transformation standards. (1) On or before December 31, 2025, each utility must eliminate coal-fired resources from its allocation of electricity to Washington retail electric customers;

(2) By January 1, 2030, each utility must ensure all retail sales of electricity to Washington electric customers are greenhouse gas neutral;

(3) By January 1, 2045, each utility must ensure that nonemitting electric generation and electricity from renewable resources supply ((one hundred)) 100 percent of all retail sales of electricity to Washington electric customers;

(4) In making progress toward and meeting subsections (2) and (3) of this section, each utility must:

(a) Pursue all cost-effective, reliable, and feasible conservation and efficiency resources ((r)) and demand response;

(b) Maintain and protect the safety, reliable operation, and balancing of the electric system; and

(c) Ensure that all customers are benefiting from the transition to clean energy through:

(i) The equitable distribution of energy and nonenergy benefits and reduction of burdens to vulnerable populations and highly impacted communities;

(ii) Long-term and short-term public health and environmental benefits and reduction of costs and risks; and

(iii) Energy security and resiliency.

(5) Each utility must demonstrate that it has made progress toward and has met the standards in this section at the lowest reasonable cost.

[Statutory Authority: RCW 80.01.040, 80.04.160, and chapters 80.28, 19.280, and 19.405 RCW. WSR 21-02-022 (Dockets UE-191023 and UE-190698, General Order 601), § 480-100-610, filed 12/28/20, effective 12/31/20.]

AMENDATORY SECTION (Amending WSR 21-02-022, filed 12/28/20, effective 12/31/20)

WAC 480-100-625 Integrated resource plan development and timing.

(1) **Timing.** Unless otherwise ordered by the commission, each electric utility must file an integrated resource plan (IRP) with the commission by January 1, 2021, and every four years thereafter.

(2) **IRP work plan.** No later than (~~fifteen~~) 15 months prior to the due date of its IRP, the utility must file a work plan that includes advisory group input and outlines the content of the IRP and expectations for the subsequent two-year progress report. The utility must include the following in its work plan:

(a) The methods for assessing potential resources;

(b) A proposed schedule of meetings for the utility's resource planning advisory group and equity advisory group, as established in WAC 480-100-655 (1)(b), for the IRP;

(c) A list of significant topics, consistent with WAC 480-100-620, that will be discussed at each advisory group meeting for the IRP;

(d) The date the draft IRP will be filed with the commission;

(e) The date the final IRP will be filed;

(f) A link to the utility's website, updated in a timely manner, to which the utility posts and makes publicly available information related to the IRP, including information outlined in subsection (5) of this section;

(g) If the utility anticipates significant changes in the workplan, it must file an updated workplan.

(3) **Draft IRP.** No later than four months prior to the due date of the final IRP, the utility must file its draft IRP with the commission. At minimum, the draft IRP must include the preferred portfolio, CEAP, and supporting analysis, and to the extent practicable all scenarios, sensitivities, appendices, and attachments.

(a) The commission will hear public comment on the draft IRP at an open meeting scheduled after the utility files its draft IRP. The commission will accept public comments electronically and in any other available formats, as outlined in the commission's notice for the open public meeting and opportunity to comment.

(b) The utility must file with the commission completed presentation materials concerning the draft IRP at least five business days prior to the open meeting.

(4) **Two-year progress report.** At least every two years after the utility files its IRP, beginning January 1, 2023, the utility must file a two-year progress report.

(a) In this report, the utility must update its:

(i) Load forecast;

(ii) Demand-side resource assessment, including a new conservation potential assessment;

(iii) Resource costs; and

(iv) The portfolio analysis and preferred portfolio.

(b) The progress report must include other updates that are necessary due to changing state or federal requirements, or significant changes to economic or market forces.

(c) The progress report must also update for any elements found in the utility's current clean energy implementation plan, as described in WAC 480-100-640.

(5) **Publicly available information.** The utility must make the following information publicly available on its website:

- (a) Meeting summaries and materials for advisory group meetings, including materials for future meetings;
- (b) A current schedule of advisory group meetings and significant topics to be covered, actively updated by the company and changes highlighted;
- (c) Information on how members of the public may participate in advisory group meetings; and
- (d) Advisory group comments about the IRP and its development received to date, including responses communicating how the subject of the input was considered or used. Comments with similar content or input may be consolidated with a single utility response.

[Statutory Authority: RCW 80.01.040, 80.04.160, and chapters 80.28, 19.280, and 19.405 RCW. WSR 21-02-022 (Dockets UE-191023 and UE-190698, General Order 601), § 480-100-625, filed 12/28/20, effective 12/31/20.]

AMENDATORY SECTION (Amending WSR 21-02-022, filed 12/28/20, effective 12/31/20)

WAC 480-100-630 Integrated resource planning advisory groups.

- (1) The utility must demonstrate and document how it considered input from advisory group members in the development of its IRP and two-year progress report. Examples of how the utility may incorporate advisory group input include using modeling scenarios, sensitivities, and assumptions advisory group members proposed and using data and information supplied by advisory group members as inputs to plan development. As part of this process and consistent with WAC 480-100-625(5), the utility must communicate to advisory group members about whether and how the utility used their input in its analysis and decision making, including explanations for why the utility did not use an advisory group member's input.
- (2) The utility must make available completed presentation materials for each advisory group meeting at least three business days prior to the meeting. The utility may update materials as needed.
- (3) The utility must make all ((~~of~~)) its data inputs and files used to develop its IRP available to the commission in native file format, per RCW 19.280.030 (10)(a) and (b), and in an easily accessible format. The utility may make confidential information available by providing it to the commission pursuant to WAC 480-07-160. The utility should minimize its designation of information in the IRP as confidential. Nonconfidential contents of the IRP, two-year progress report, and supporting documentation as well as nonconfidential data inputs and files must be available for advisory group member review in an easily accessible format upon request. Nothing in this subsection limits the protection of records containing commercial information under RCW 80.04.095.

[Statutory Authority: RCW 80.01.040, 80.04.160, and chapters 80.28, 19.280, and 19.405 RCW. WSR 21-02-022 (Dockets UE-191023 and UE-190698, General Order 601), § 480-100-630, filed 12/28/20, effective 12/31/20.]

AMENDATORY SECTION (Amending WSR 21-02-022, filed 12/28/20, effective 12/31/20)

WAC 480-100-640 Content of a clean energy implementation plan

(CEIP). (1) **Filing requirements - General.** Unless otherwise ordered by the commission, each electric utility must file with the commission a CEIP by October 1, 2021, and every four years thereafter. The CEIP describes the utility's plan for making progress toward meeting the clean energy transformation standards(~~(7)~~) and is informed by the utility's clean energy action plan. The information and documents described in each subsection below must be included in each CEIP.

(2) **Interim targets.**

(a) Each utility must propose a series of interim targets that:

(i) Demonstrate how the utility will make reasonable progress toward meeting the standards identified in WAC 480-100-610 (2) and (3); and

(ii) Are consistent with WAC 480-100-610(4) (~~(7) and~~).

~~((iii))~~ (b) Each utility must propose interim targets in the form of the percent of forecasted retail sales of electricity supplied by nonemitting and renewable resources prior to 2030 and from 2030 through 2045.

~~((b))~~ (c) The utility must include the utility's percentage of retail sales of electricity supplied by nonemitting and renewable resources in 2020 in the first CEIP it files.

~~((e))~~ (d) Each interim target must be informed by the utility's historic performance under median water conditions.

(3) **Specific targets.**

(a) Each utility must propose specific targets for energy efficiency, demand response, and renewable energy.

(i) The energy efficiency target must encompass all other energy efficiency and conservation targets and goals the commission requires the utility to meet. The specific energy efficiency target must be described in the utility's biennial conservation plan required in chapter 480-109 WAC. The utility must provide forecasted distribution of energy and nonenergy costs and benefits.

(ii) The utility must provide proposed program details, program budgets, measurement and verification protocols, target calculations, and forecasted distribution of energy and nonenergy costs and benefits for the utility's demand response target.

(iii) The utility must propose the renewable energy target as the percent of retail sales of electricity supplied by renewable resources and must provide details of renewable energy projects or programs, program budgets as applicable, and forecasted distribution of energy and nonenergy costs and benefits.

(b) The utility must provide a description of the technologies, data collection, processes, procedures, and assumptions the utility used to develop the targets in this subsection. The utility must make data input files that are used to determine relevant targets available in native format and in an easily accessible format as an appendix.

(4) **Customer benefit data.** Each CEIP must:

(a) Identify highly impacted communities using the cumulative impact analysis pursuant to RCW 19.405.140 combined with census tracts at least partially in Indian country;

(b) Identify vulnerable populations based on adverse socioeconomic factors and sensitivity factors developed through the advisory group process and public participation plan described in WAC

480-100-655, describing and explaining any changes from the utility's most recently approved CEIP; and

(c) Include proposed or updated customer benefit indicators and associated weighting factors related to WAC 480-100-610 (4)(c) including, at a minimum, one or more customer benefit indicators associated with energy benefits, nonenergy benefits, reduction of burdens, public health, environment, reduction in cost, reduction in risk, energy security, and resiliency. Customer benefit indicators and weighting factors must be developed consistent with the advisory group process and public participation plan described in WAC 480-100-655. The utility should describe and explain any changes in customer benefit indicators or weighting factors from its most recently approved CEIP.

(5) **Specific actions.** Each CEIP must include the specific actions the utility will take over the implementation period. The specific actions must meet and be consistent with the clean energy transformation standards and be based on the utility's clean energy action plan and interim and specific targets. Each CEIP must present the specific actions in a tabular format that provides the following information for each specific action:

(a) The general location, if applicable, proposed timing, and estimated cost of each specific action or remaining resource need, including whether the resource will be located in highly impacted communities, will be governed by, serve, or otherwise benefit highly impacted communities or vulnerable populations in part or in whole;

(b) Metrics related to resource adequacy including contributions to capacity or energy needs; and

(c) Customer benefit indicator values, or a designation as nonapplicable, for every customer benefit indicator described in subsection (4)(c) of this section.

(6) **Narrative description of specific actions.** The CEIP must describe how the specific actions:

(a) Demonstrate progress toward meeting the standards identified in WAC 480-100-610 (2) and (3) ~~((+))~~.

(b) Demonstrate consistency with the standards identified in WAC 480-100-610(4) including, but not limited to:

(i) An assessment of current benefits and burdens on customers, by location and population, and the projected impact of specific actions on the distribution of customer benefits and burdens during the implementation period ~~((+))~~.

(ii) A description of how the specific actions in the CEIP mitigate risks to highly impacted communities and vulnerable populations and are consistent with the longer-term strategies and actions described in the utilities most recent IRP and CEAP as required by WAC 480-100-620 (11)(g) and (12)(c).

(c) Are consistent with the proposed interim and specific targets ~~((+))~~.

(d) Are consistent with the utility's integrated resource plan ~~((+))~~.

(e) Are consistent with the utility's resource adequacy requirements, including a narrative description of how the resources identified in the most recent resource adequacy assessment conducted or adopted by the utility demonstrates that the utility will meet its resource adequacy standard ~~((+and))~~.

(f) Demonstrate how the utility is planning to meet the clean energy transformation standards at the lowest reasonable cost including, but not limited to:

(i) A description of the utility's approach to identifying the lowest reasonable cost portfolio of specific actions that meet the requirements of (a) through (e) of this subsection, including a description of its methodology for weighing considerations in WAC 480-100-610(4);

(ii) A description of the utility's methodology for selecting the investments and expenses it plans to make over the next four years that are directly related to the utility's compliance with the clean energy transformation standards, consistent with RCW 19.405.050

(3)(a), and a demonstration that its planned investments represent a portfolio approach to investment plan optimization; and

(iii) Supporting documentation justifying each specific action identified in the CEIP.

(7) **Projected incremental cost.** Each CEIP must include a projected incremental cost as outlined in WAC 480-100-660(4).

(8) **Public participation.** Each CEIP must detail the extent of advisory group and other public participation in the development of the CEIP as described in WAC 480-100-655 including, but not limited to, ~~(the)~~ a summary of advisory group member comments described in WAC 480-100-655 (1)(i).

(9) **Alternative compliance.** The utility must describe any plans it has to rely on alternative compliance mechanisms as described in RCW 19.405.040 (1)(b).

(10) **Early action coal credit.** If the utility proposes to take the early action compliance credit authorized in RCW 19.405.040(11), the utility must satisfy the requirements in that statutory provision and demonstrate that the proposed action constitutes early action by presenting the analysis in subsection (6) of this section both with and without the proposed early action. The utility must compare both the proposed early action and the alternative against the same proposed interim and specific targets.

(11) **Biennial CEIP update.** The utility must make a biennial CEIP update filing on or before November 1st of each odd-numbered year that the utility does not file a CEIP. The CEIP update may be limited to the biennial conservation plan requirements under chapter 480-109 WAC. The utility must file its biennial CEIP update in the same docket as its most recently filed CEIP and include an explanation of how the update will modify targets in its CEIP. In addition to its proposed biennial conservation plan, the utility may file in the update other proposed changes to the CEIP as a result of the integrated resource plan progress report.

[Statutory Authority: RCW 80.01.040, 80.04.160, and chapters 80.28, 19.280, and 19.405 RCW. WSR 21-02-022 (Dockets UE-191023 and UE-190698, General Order 601), § 480-100-640, filed 12/28/20, effective 12/31/20.]

AMENDATORY SECTION (Amending WSR 21-02-022, filed 12/28/20, effective 12/31/20)

WAC 480-100-650 Reporting and compliance. (1) **Clean energy compliance report.** Unless otherwise ordered by the commission, each electric utility must file a clean energy compliance report with the commission by July 1, 2026, and at least every four years thereafter. The report must ~~((demonstrate whether and how))~~:

- (a) Demonstrate whether and how the utility met its interim targets((+)).
- (b) Demonstrate whether and how the utility met its specific targets((+)).
- (c) Demonstrate whether and how the specific actions the utility took made progress toward meeting the clean energy transformation standards at the lowest reasonable cost((+)).
- (d) Demonstrate whether and how the utility met its statutory obligations under RCW 19.405.040(1) and 19.405.050(1) through the acquisition of the electricity and associated RECs or nonpower attributes. This requires the utility to demonstrate that the electricity the utility reports for compliance is:
- (i) From a generating facility located within the utility's service area or balancing authority area; or
- (ii) Acquired by the utility at one of the following points of delivery:
- (A) The transmission or distribution system of an electric utility;
- (B) The transmission system of the Bonneville Power Administration;
- (C) The transmission system of any entity that is a participant in a centralized organized market located in the Western Interconnection in which the electric utility is a participant; or
- (D) Another point of delivery designated by the electric utility for the purpose of subsequent delivery to the electric utility.
- (e) Demonstrate whether and how the specific actions the utility took are consistent with the requirements in WAC 480-100-610 (4)(c) including, but not limited to:
- (i) Providing updated customer benefit indicator values;
- (ii) An analysis that the distribution of benefits and reductions of burdens have accrued or will reasonably accrue to intended customers, including highly impacted communities and vulnerable populations.
- ~~((e))~~ (f) Provide a description of the utility's equity advisory group process, customer engagement and outcomes, and how the utility's efforts are consistent with the requirements in WAC 480-100-655 for the development or update of customer benefit indicators related to WAC 480-100-610 (4)(c)((+)).
- ~~((f))~~ (g) Include the actual incremental cost of compliance as required in WAC 480-100-660(5)((+)).
- ~~((g))~~ (h) Include all of the information found in the annual progress report as described in subsection ~~((3))~~ (4) of this section for the fourth year of the CEIP((+)).
- ~~((h))~~ (i) Include a summary of the data in the annual progress reports described in subsection ~~((3))~~ (4) of this section((+)).
- ~~((i))~~ (j) Document the use of any alternative compliance options as described in RCW 19.405.040 (1)(b), or any request for a temporary exemption per RCW 19.405.090(3)((+)).
- ~~((j))~~ (k) Include a description of the public participation opportunities the utility provided and the feedback the utility received during the implementation period, including whether and how public participation influenced the utility's decisions and actions((+and)).
- ~~((k))~~ (l) Include the data input files made available to the commission in native format and in an easily accessible format as an appendix.
- (2) **Clean energy compliance report review process.**
- (a) Interested persons may file written comments with the commission regarding the utility's clean energy compliance report within

((~~sixty~~)) 60 days of the utility's filing unless the commission states otherwise.

(b) The commission may review clean energy compliance reports through the commission's open public meeting process, as described in chapter 480-07 WAC.

(c) After completing its review of the utility's clean energy compliance report, the commission will determine whether the utility met its specific and interim targets, and whether the utility made sufficient progress toward meeting the clean energy transformation standards.

(3) **Annual clean energy progress reports.** On or before July 1st of each year beginning in 2023, other than in a year in which the utility files a clean energy compliance report, the utility must file with the commission, in the same docket as its most recently filed CEIP, an informational annual clean energy progress report regarding its progress in meeting its targets during the preceding year. The annual clean energy progress report must include, but is not limited to:

(a) Beginning July 1, 2027, and each year thereafter, an attestation for the previous calendar year that the utility did not use any coal-fired resource as defined in this chapter to serve Washington retail electric customer load((~~+~~)).

(b) Conservation achievement in megawatts, first-year megawatt-hour savings, and projected cumulative lifetime megawatt-hour savings((~~+~~)).

(c) Demand response program achievement and demand response capability in megawatts and megawatt hours((~~+~~)).

(d) Renewable resource capacity in megawatts, and renewable energy usage in megawatt hours and as a percentage of electricity supplied by renewable resources((~~+~~)).

(e) All renewable energy credits and the program or obligation for which they were used (e.g., voluntary renewable programs, renewable portfolio standard, clean energy transformation standards)((~~+~~)).

(f) Verification and documentation of the retirement of renewable energy credits for all electricity from renewable resources used to comply with the requirements of RCW 19.405.040, 19.405.050, a specific target, or an interim target((~~+~~)), except for electricity purchased from Bonneville Power Administration, which may be used to comply with these requirements without a renewable energy credit until January 1, 2029, as long as the nonpower attributes of the renewable energy are tracked through contract language((~~+~~)).

(g) Nonemitting resource capacity in megawatts, and nonemitting energy usage in megawatt hours and as a percentage of total electricity supplied by nonemitting energy((~~+~~)).

(h) The utility's greenhouse gas content calculation pursuant to RCW 19.405.070((~~+~~)).

(i) An electronic link to the utility's most recently filed fuel mix disclosure report as required by RCW 19.29A.140((~~+~~)).

(j) Total greenhouse gas emissions in metric tons of CO₂e((~~+~~)).

(k) Demonstration of ownership of nonpower attributes for nonemitting generation using attestations of ownership and transfer by properly authorized representatives of the generating facility, all intermediate owners of the nonemitting electric generation, and an appropriate company executive of the utility; the utility may not transfer ownership of the nonpower attributes after claiming them in any compliance report((~~+~~and)).

(1) Other information the company agreed to or was ordered to report in the most recently approved CEIP or biennial CEIP update.

(4) Data and contract reporting. Each utility must file its annual clean energy progress report based on an analysis that identifies and considers the source and characteristics of the electricity a utility claims to meet compliance obligations under WAC 480-100-610, including electricity that is produced, purchased, sold, or exchanged.

(a) Unless otherwise ordered by the commission, the analysis and supporting data provided in the filing must include data in an hourly format for:

(i) Total Washington retail sales.

(ii) Retail sales for customers participating in a voluntary renewable energy purchase program in alignment with RCW 19.405.020 (36) (b).

(iii) Total electricity production for all renewable and nonemitting generation owned, contracted, or controlled by the utility.

(iv) Generation from qualifying facilities as described in RCW 19.405.020 (36) (a).

(v) All electricity sold or transferred for all bundled sales of electricity from renewable and nonemitting sources. For the purposes of this subsection, bundled electricity is electricity that is sold with all its nonpower attributes in the same transaction.

(vi) All electricity sales in which the electricity was sold by that utility in a wholesale market sale without its associated nonpower attributes.

(b) Unless otherwise ordered by the commission, the utility must include in its filing the following:

(i) Total monthly megawatt-hours of sales, purchases, and exchanges by counter party of electricity sales in which the electricity was sold by that utility in a wholesale market sale without its associated nonpower attributes. Any contract in which the utility sells electricity in a wholesale market sale without its associated nonpower attributes must include terms stating the seller is not transferring any of the nonpower attributes and the buyer may not represent in any form that the electricity has any nonpower attributes associated with it and that the buyer must include such provision in any sale of the electricity in any subsequent sale it makes.

(ii) Total monthly megawatt-hours of sales, purchases, and exchanges of bundled electricity from renewable or nonemitting generation. For the purposes of this subsection, bundled electricity is electricity that is sold with all of its nonpower attributes in the same transaction.

(iii) All purchase contracts longer than one month that source the electricity delivered from coal fueled generation.

(iv) Beginning January 1, 2026, all existing or new purchase contracts longer than one month with documentation that none of the electricity delivered is sourced from coal fueled generation.

(v) Any data provided to the Western power pool's resource adequacy program or its successor.

(c) A utility may use an unbundled REC as an alternative compliance option, as provided in RCW 19.405.040 (1) (b), only if the utility demonstrates that there is no double counting of any nonpower attribute associated with that REC. This subsection sets only the minimum requirements necessary to demonstrate that no double counting has occurred. The commission may require the utility to produce other evidence or take specific actions as the commission determines necessary to ensure that there is no double counting of nonpower attributes.

(i) Except as provided in (c)(iii) of this subsection, a utility may use an unbundled REC for alternative compliance only if the utility demonstrates:

(A) The associated electricity was sold, delivered, or transferred without fuel sources or nonpower attributes and under a contract or transaction term expressly stating the fuel source or nonpower attributes are not included; and

(B) The associated electricity was not delivered, reported, or claimed as a zero-emission specified source or assigned the emissions rate of the renewable generating facility under a greenhouse gas (GHG) program.

(ii) A utility's demonstration under this section may be met by documentation that the entity providing the unbundled REC:

(A) Provides contract, confirmation, or other transaction terms that comply with the requirements of (c)(i)(A) and (B) of this subsection;

(B) Was a party to or otherwise has knowledge of the transaction in which the associated electricity was sold or transferred and attests to (c)(i)(A) and (B) of this subsection; or

(C) Obtained the unbundled REC from an entity that attests that it and all previous owners of the REC transferred the REC using transaction terms complying with the requirements of (c)(ii)(A) or (B) of this subsection.

(iii) To claim and retire an unbundled REC for alternative compliance where the Washington-eligible RECs were created by renewable electricity marketed by the Bonneville Power Administration a utility must demonstrate the REC was not associated with electricity from a system sale from the Bonneville Power Administration directly into a state with a GHG program and to an entity regulated by the state greenhouse gas program. The RECs are calculated based on the same vintage year as the year in which the electricity was imported to the state with the greenhouse gas program.

(iv) For the purposes of (c) of this subsection, "greenhouse gas program" includes any governmental program outside of Washington that caps or limits greenhouse gas emissions or requires the purchase, surrender, or retirement of greenhouse gas allowances if the scope of the greenhouse gas program includes electricity imported from outside the governmental jurisdiction and does not require the retirement of RECs for such imported electricity.

(d) For the purposes of reporting and compliance, the storage of electricity has the following impacts:

(i) The eligibility of renewable or nonemitting electricity is not affected by the use of storage resources.

(ii) Except for storage resources located on the customer side of a retail meter, any electrical consumption or loss resulting from the charging, holding, and discharging of storage resources is not considered retail electric load as defined in RCW 19.405.020(36).

(iii) Any electrical consumption or loss resulting from the charging, holding, and discharging of storage resources located on the customer side of a retail meter is considered retail electric load for the purpose of compliance with chapter 19.405 RCW.

(5) **Commission staff information requests.** Nothing in this rule affects the utility's obligation to provide any additional information or data requested by commission staff.

[Statutory Authority: RCW 80.01.040, 80.04.160, and chapters 80.28, 19.280, and 19.405 RCW. WSR 21-02-022 (Dockets UE-191023 and

UE-190698, General Order 601), § 480-100-650, filed 12/28/20, effective 12/31/20.]

AMENDATORY SECTION (Amending WSR 21-02-022, filed 12/28/20, effective 12/31/20)

WAC 480-100-655 Public participation in a clean energy implementation plan (CEIP). (1) **Advisory groups.** The utility must demonstrate and document how it considered input from advisory group members in the development of its CEIP and biennial CEIP update. Examples of how the utility may incorporate advisory group input include: Using modeling scenarios, sensitivities, and assumptions advisory group members proposed and using data and information supplied by advisory group members as inputs to plan development. As part of this process and consistent with (i) of this subsection, the utility must communicate to advisory group members about whether and how the utility used their input in its analysis and decision-making, including explanations for why the utility did not use an advisory group member's input.

(a) The utility must involve all advisory groups in the development of its CEIP and its biennial CEIP update, including the equity advisory group identified in (b) of this subsection((†)).

(b) The utility must maintain and regularly engage an external equity advisory group to advise the utility on equity issues including, but not limited to, vulnerable population designation, equity customer benefit indicator development, data support and development, and recommended approaches for the utility's compliance with WAC 480-100-610 (4) (c) (i). The utility must encourage and include the participation of environmental justice and public health advocates, tribes, and representatives from highly impacted communities and vulnerable populations in addition to other relevant groups((†)).

(c) The utility must convene advisory groups, with reasonable advance notice, at regular meetings open to the public during the planning process. A utility must notify advisory groups of company and commission public meetings scheduled to address its CEIP and biennial CEIP update((†)).

(d) Engaging with advisory groups for the purposes of developing the CEIP does not relieve the utility of the obligation to continue to convene and engage these groups for their individual topical duties. This section does not supersede existing rules related to those groups((†)).

(e) Nothing in this section limits the utility from convening and engaging public advisory groups on other topics((†)).

(f) Participation in an advisory group does not restrict groups and individuals from commenting on CEIP filings before the commission((†)).

(g) The utility must make available completed presentation materials for each advisory group meeting at least three business days prior to the meeting. The utility may update materials as needed;

(h) The utility must make all ((ef)) its data inputs and files used to develop its CEIP available to the commission in native file format and in an easily accessible format. The utility may make confidential information available by providing it to the commission pursuant to WAC 480-07-160. The utility should minimize its designation of information in the CEIP as confidential. Nonconfidential contents of the CEIP, biennial update, and supporting documentation as well as

nonconfidential data inputs and files must be available for advisory group review in an easily accessible format upon request. Nothing in this subsection limits the protection of records containing commercial information under RCW 80.04.095((~~7~~)).

(i) As part of the filing of its CEIP and biennial update with the commission, the utility must provide a summary of advisory group comments received during the development of its CEIP and biennial update and the utility's responses, including whether issues raised in the comments were addressed and incorporated into the final CEIP as well as documentation of the reasons for rejecting public input. The utility must include the summary as an appendix to the final CEIP. Comments with similar content or input may be consolidated with a single utility response.

(2) **Participation plan and education.** The utility must involve advisory groups in developing the timing and extent of meaningful and inclusive public participation throughout the development and duration of the CEIP, including outreach and education serving vulnerable populations and highly impacted communities. On or before May 1st of each odd-numbered year, the utility must file with the commission a plan that outlines its schedule, methods, and goals for public participation and education both during the development of its CEIP and throughout the implementation of the plan. The utility must include the following in its participation plan:

(a) Timing, methods, and language considerations for seeking and considering input from:

(i) Vulnerable populations and highly impacted communities for the creation of or updates to customer benefit indicators and weighting factors for the utility's compliance with WAC 480-100-610

(4) (c) (i); and

(ii) All customers, including vulnerable populations and highly impacted communities, for the creation of, or updates to, customer benefit indicators and weighting factors for the utility's compliance with WAC 480-100-610 (4) (c) (ii) and (iii).

(b) Identification of barriers to public participation including, but not limited to, language, cultural, economic, or other factors, and strategies for reducing barriers to public participation((~~7~~)).

(c) Plans to provide information and data in broadly understood terms through meaningful participant education((~~7~~)).

(d) A proposed schedule of public meetings or engagement, including advisory group meetings((~~7~~)).

(e) A proposed list of significant topics that will be discussed((~~7~~)).

(f) The date the utility will file the final CEIP with the commission((~~7~~ and)).

(g) A link to a website accessible to the public and managed by the utility, to which the utility posts and makes publicly available the following information:

(i) Meeting summaries and materials for all relevant meetings, including materials for future meetings;

(ii) A current schedule of advisory group meetings and significant topics to be covered;

(iii) Information on how the public may participate in CEIP development; and

(iv) Final plans and biennial CEIP updates posted within ((~~thirty~~)) 30 days of final commission action.

(3) **Customer notices.** Within ((~~thirty~~)) 30 days of filing the utility's CEIP, the utility must inform customers of the filing and

requirements under chapter 19.405 RCW, briefly summarize the utility's CEIP, and inform customers of how they may comment on the utility's filing. The notice must include:

- (a) The date the notice is issued;
 - (b) The utility's name and address;
 - (c) A website link that navigates to the full CEIP;
 - (d) A statement that the commission has the authority to approve the CEIP, with or without conditions, or reject the CEIP;
 - (e) A description of how customers may contact the utility if they have specific questions or need additional information about the CEIP; and
 - (f) Public involvement language pursuant to WAC 480-100-194
- (4) (j).

[Statutory Authority: RCW 80.01.040, 80.04.160, and chapters 80.28, 19.280, and 19.405 RCW. WSR 21-02-022 (Dockets UE-191023 and UE-190698, General Order 601), § 480-100-655, filed 12/28/20, effective 12/31/20.]

AMENDATORY SECTION (Amending WSR 21-02-022, filed 12/28/20, effective 12/31/20)

WAC 480-100-660 Incremental cost of compliance. (1) **Incremental cost methodology.** To determine the incremental cost of the actions a utility takes to comply with RCW 19.405.040 and 19.405.050, the utility must compare its lowest reasonable cost portfolio to the alternative lowest reasonable cost and reasonably available portfolio. The utility should use a portfolio optimization model, such as the one used in its most recent (~~integrated resource plan~~) IRP, as the basis for calculating the alternative lowest reasonable cost and reasonably available portfolio to show the difference in portfolio choices and investment needs between the two portfolios, and demonstrate which investments and expenses are directly attributable costs to meet the requirements of RCW 19.405.040 and 19.405.050.

(a) The utility may include in its documentation of both portfolios those investments and expenses that are not reflected in the portfolio optimization if the utility demonstrates that the investment or expense could not reasonably have been reflected in the portfolio optimization model.

(b) If the portfolios provided are the result of a model, the utility must provide a fully linked and electronically functional copy of that model as part of its workpapers.

(c) The utility may propose an alternative incremental cost methodology if it can demonstrate that it meets the requirements of a methodology as described in RCW 19.405.060 (3) and (5), and that it will comply with RCW 19.405.040 and 19.405.050 at the lowest reasonable cost.

(2) **Incremental cost calculation.** The utility must calculate the average annual threshold amount for determining eligibility for reliance on RCW 19.405.060(3) as a means of compliance. The average annual threshold amount is equal to a two percent increase over the utility's weather-adjusted sales revenue to customers from each previous year, divided by the number of years in the period. For a period consisting of four years, the mathematical formula for the annual threshold amount is:

$$\text{Annual Threshold Amount} = \frac{(WASR_0 \times 2\% \times 4) + (WASR_1 \times 2\% \times 3) + (WASR_2 \times 2\% \times 2) + (WASR_3 \times 2\%)}{4}$$

(3) **Directly attributable costs.** An investment or expense is directly attributable only if all ~~((of))~~ the following conditions are satisfied:

(a) The utility made the investment or incurred the expense during the implementation period~~((+))~~.

(b) The investment or expense is part of the lowest reasonable cost portfolio that results in compliance with RCW 19.405.040 and 19.405.050~~((+))~~.

(c) The investment or expense is additional to the costs that the utility would incur for the alternative lowest reasonable cost and reasonably available portfolio~~((+and))~~.

(d) The investment or expense is not required to meet any statutory, regulatory, or contractual requirement or any provision of chapter 19.405 RCW other than RCW 19.405.040 or 19.405.050.

(4) **Projected incremental cost.** The utility must file projected incremental cost estimates in each CEIP using the methodology described in subsection (1) of this section and using projected weather-adjusted sales revenue in the calculation in subsection (2) of this section to estimate the average annual threshold amount for the implementation period. The utility must support the projections with workpapers, models, and associated calculations, and must ~~((provide the following information))~~:

(a) ~~((Identification of))~~ Identify all investments and expenses that the utility plans to make during the period in order to comply with the requirements of RCW 19.405.040 and 19.405.050~~((+))~~.

(b) ~~((Demonstration))~~ Demonstrate that the investments and expenses identified in (a) of this subsection are directly attributable to actions necessary to comply with, or make progress towards, the requirements of RCW 19.405.040 and 19.405.050~~((+and))~~.

(c) Provide the expected cost of the utility's planned activities and the expected cost of the alternative lowest reasonable cost and reasonably available portfolio.

(5) **Reported actual incremental costs.** In each CEIP compliance report as described in WAC 480-100-650, the utility must file the actual incremental costs using the methodology described in subsection (1) of this section and the calculation in subsection (2) of this section. The utility must support its filing by providing the following information:

(a) The actual costs the utility incurred during the implementation period~~((+))~~. Presentation of capital and expense accounts should be reported by Federal Energy Regulatory Commission (FERC) account by year~~((+))~~.

(b) A demonstration that the reported incremental cost is directly attributable to specific actions the utility has taken that were necessary to comply with RCW 19.405.040 and 19.405.050, per subsection (2) of this section~~((+))~~.

(c) Documentation of the cost of the alternative lowest reasonable cost and reasonably available portfolio; the utility must update verifiable and material inputs of this portfolio with the most recent information available~~((+))~~.

(d) If the utility uses the incremental cost compliance option as described in this subsection, a demonstration that during the implementation period the average annual incremental cost of meeting the standards or the interim targets equals or exceeds a two percent annu-

al increase of the investor-owned utility's weather-adjusted electric retail sales revenue to customers for electric operations above the previous year((~~+~~)).

(e) An explanation for the variance between the projected incremental cost in subsection (3) of this section and the actual incremental costs reported in subsection (4) of this section((~~+~~and)).

(f) Workpapers and calculations supporting the incremental cost calculations.

(6) Determination of incremental cost of compliance option.

(a) For any implementation period in which the utility relies on RCW 19.405.060(3) as the basis for compliance with the standard under RCW 19.405.040(1) or 19.405.050(1), the utility must request a determination from the commission when filing its clean energy compliance report, per WAC 480-100-650.

(b) The utility must also provide evidence that, if the utility relied on alternative compliance options allowed under RCW 19.405.040(1)(b) during the applicable period, the utility has maximized investments in renewable resources and nonemitting electric generation before relying on these alternative compliance options.

[Statutory Authority: RCW 80.01.040, 80.04.160, and chapters 80.28, 19.280, and 19.405 RCW. WSR 21-02-022 (Dockets UE-191023 and UE-190698, General Order 601), § 480-100-660, filed 12/28/20, effective 12/31/20.]

AMENDATORY SECTION (Amending WSR 21-02-022, filed 12/28/20, effective 12/31/20)

WAC 480-100-665 Enforcement. (1) **General.** The commission may take enforcement action in response to a utility's failure to comply with the provisions of chapter 19.405 RCW, this chapter of the commission's rules, or a commission order implementing those requirements.

(2) **Procedure.** The commission may take enforcement action in the following types of proceedings:

(a) **Complaint.** The commission may bring a complaint against the utility pursuant to RCW 80.04.380 and WAC 480-07-300, et seq.

(b) **Penalty assessment.** The commission may assess penalties as provided in RCW 80.04.405 and WAC 480-07-915.

(c) **Other.** The commission may take enforcement action in any proceeding in which the utility's compliance with the provisions of chapter 19.405 RCW, this chapter of the commission's rules, or a commission order implementing those requirements is at issue including, but not limited to, the utility's general rate case.

(3) **Remedies.** The commission may impose any one or a combination of the following remedies for a utility's failure to comply with the provisions of chapter 19.405 RCW, this chapter of the commission's rules, or a commission order implementing those requirements.

(a) **RCW 19.405.090.** For all violations subject to the compliance, enforcement, and penalty provisions of RCW 19.405.090, the commission may require the utility to pay an administrative penalty of (~~one hundred dollars~~) \$100 multiplied by the applicable megawatt-hour of electric generation used to meet load that is not electricity from a renewable resource or nonemitting electric generation.

(b) For violations of rule or order not subject to RCW 19.405.090, the commission may pursue the following remedies:

(i) **RCW 80.04.380.** The commission may assess penalties of up to (~~one thousand dollars~~) \$1,000 for each violation. Violation of the same requirement in statute, rule, or commission order are separate and distinct violations, and each day the utility is not in compliance with these requirements is a separate and distinct violation.

(ii) **RCW 80.04.405.** The commission may assess penalties of (~~one hundred dollars~~) \$100 for each violation. Violation of the same requirement in statute, rule, or commission order are separate and distinct violations, and each day the utility is not in compliance with these requirements is a separate and distinct violation.

(c) **Specific performance.** The commission may order a utility to take specific actions necessary to comply with chapter 19.405 RCW, this chapter of the commission's rules, and commission orders implementing those requirements.

(d) **Customer notification.** If the commission finds a utility in violation of chapter 19.405 RCW, this chapter of the commission's rules, or commission orders implementing those requirements, the commission may order the utility to notify its retail electric customers of the violation in a published form.

(4) **Mitigation.** A utility may request mitigation of, and the commission may mitigate, any administrative penalty as described in RCW 19.405.090(3) or penalty assessment as provided in WAC 480-07-915. Any mitigation the commission grants does not relieve the utility of its obligation to comply with applicable legal requirements or to take specific actions the commission orders.

[Statutory Authority: RCW 80.01.040, 80.04.160, and chapters 80.28, 19.280, and 19.405 RCW. WSR 21-02-022 (Dockets UE-191023 and UE-190698, General Order 601), § 480-100-665, filed 12/28/20, effective 12/31/20.]

WSR 22-15-003

PERMANENT RULES

DEPARTMENT OF LICENSING

[Filed July 6, 2022, 1:17 p.m., effective August 6, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The department of licensing (DOL) is conducting rule making related to implementing fair housing for real estate licensees. This is the result of SSB 5378, which passed the Washington state legislature in 2021. This requires new and current professional real estate licensees in Washington to take instructional hours in fair housing. DOL is tasked with providing the fair housing and prevention of unfair practices curriculum for real estate licensees. The proposed rules incorporate the "Washington State Real Estate Fair Housing" course into existing rules, make nonsubstantive technical and grammatical edits for clarity, and clarifies that licensees attest to meeting certain requirements and are subject to audit.

Citation of Rules Affected by this Order: New WAC 308-124A-802 Defining prescribed Washington real estate fair housing curriculum; and amending WAC 308-124A-785 Broker first active renewal, 308-124A-790 Continuing education clock hour requirements, 308-124H-810 Course titles reserved for prescribed curriculum courses, 308-124H-820 General requirements for course approval, and 308-124H-825 Secondary education provider course content approval application.

Statutory Authority for Adoption: RCW 18.85.041.

Adopted under notice filed as WSR 22-10-101 on May 4, 2022.

Changes Other than Editing from Proposed to Adopted Version: Various WAC changed "will" back to "shall" or "must"; WAC 308-124A-790 removed redundant language and moved language about attestation to a new subsection (d) for clarification; WAC 308-124A-802 amended the definition of fair housing curriculum to align more with statute and what the final fair housing curriculum outline says; WAC 308-124H-810 changed "wanting" to "seeking," added clarifying language, and clarified that it is "business management" not "real estate business management" as it [is] broader than a specific real estate focus; and WAC 308-124H-825 added clarifying language.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 1, Amended 5, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 5, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 5, Repealed 0.

Date Adopted: July 6, 2022.

Ellis Starrett
Rules and Policy Manager

OTS-3753.2

AMENDATORY SECTION (Amending WSR 10-06-078, filed 3/1/10, effective 7/1/10)

WAC 308-124A-785 Broker first active license renewal. The minimum requirements for a broker to be issued the first renewal of an active license are: The broker has furnished proof of successful completion of ~~((ninety))~~ 90 clock hours ~~((commenced))~~ started after the date first licensed, from ~~((a))~~ prescribed ~~((curriculum))~~ curricula approved by the real estate program, including real estate law, advanced practices and ~~((thirty))~~ 30 hours in approved continuing education, including the core curriculum and Washington real estate fair housing.

[Statutory Authority: RCW 18.85.040 and 18.85.041. WSR 10-06-078, § 308-124A-785, filed 3/1/10, effective 7/1/10.]

AMENDATORY SECTION (Amending WSR 14-16-054, filed 7/29/14, effective 8/29/14)

WAC 308-124A-790 Continuing education clock hour requirements. A licensee ~~((shall submit))~~ must attest to the department ~~((evidence of))~~ satisfactory completion of clock hours, pursuant to RCW 18.85.211, in the manner ~~((and on forms))~~ prescribed by the department.

(1) A licensee applying for renewal of an active license ~~((shall submit evidence of))~~ must attest to the completion of at least ~~((thirty))~~ 30 clock hours of instruction in a course(s) approved by the real estate program and ~~((commenced))~~ started within ~~((forty-eight))~~ 48 months of a licensee's renewal date. The clock hours of instruction attested to are subject to audit by the department.

(a) A minimum of ~~((fifteen))~~ 15 clock hours must be completed within ~~((twenty-four))~~ 24 months of the licensee's current renewal date, and a portion of that ~~((fifteen))~~ 15 must include three hours of the prescribed core curriculum defined in WAC 308-124A-800 and requisite hours of the prescribed Washington real estate fair housing curriculum defined in WAC 308-124A-802.

(b) Up to ~~((fifteen))~~ 15 clock hours of instruction beyond the ~~((thirty))~~ 30 clock hours submitted for a previous renewal date may be carried forward to the following renewal date. ~~((Failure to report successful completion of the prescribed core curriculum clock hours shall result in denial of license renewal.))~~

(c) If Washington real estate fair housing education was not completed during initial qualification for licensure, renewing licensees must take the six-hour Washington real estate fair housing education.

(d) Failure to attest to the successful completion of the prescribed core and Washington real estate fair housing curricula clock hours shall result in denial of license renewal.

(2) The ~~((thirty))~~ 30 clock hours ~~((shall))~~ must be satisfied by ~~((evidence of))~~ completion of approved real estate courses as defined in WAC 308-124H-820. ~~((A))~~ Portions of the ~~((thirty))~~ 30 clock hours of continuing education must include three clock hours of prescribed core curriculum defined in WAC 308-124A-800 and three clock hours of

prescribed Washington real estate fair housing curriculum as defined in WAC 308-124A-802.

(3) Courses for continuing education clock hour credits ~~((shall be commenced))~~ must be started after issuance of a first license.

(4) A licensee ~~((shall))~~ must not place a license on inactive status to avoid the continuing education requirement or the post-licensing requirements. If a licensee ~~((shall submit evidence of))~~ is inactive less than one year, they must attest to the completion of continuing education clock hours to activate ~~((a))~~ the license ~~((if activation occurs within one year after the license had been placed on inactive status and the last renewal of the license had been as an inactive license))~~. A licensee ~~((shall submit evidence of completing))~~ must attest to the post-licensing requirements if not previously satisfied upon returning to active status. The clock hours of instruction or post-licensing requirements attested to are subject to audit by the department.

(5) Approved courses may be repeated for continuing education credit in subsequent renewal periods.

(6) Clock hour credits for continuing education shall not be accepted if:

(a) The course is not approved pursuant to chapter 308-124H WAC and chapter 18.85 RCW;

(b) Course(s) was taken to activate an inactive license pursuant to RCW 18.85.265(3);

(c) Course(s) submitted to satisfy the requirements of RCW 18.85.101 (1)(c), broker's license, RCW 18.85.211, 18.85.111, managing broker's license and WAC 308-124A-780, reinstatement.

(7) Instructors shall not receive clock hour credit for teaching or course development.

[Statutory Authority: RCW 18.85.041. WSR 14-16-054, § 308-124A-790, filed 7/29/14, effective 8/29/14; WSR 13-14-077, § 308-124A-790, filed 7/1/13, effective 8/1/13. Statutory Authority: RCW 18.85.041, 18.85.101, and 18.85.181. WSR 11-09-009, § 308-124A-790, filed 4/8/11, effective 5/9/11. Statutory Authority: RCW 18.85.040 and 18.85.041. WSR 10-06-078, § 308-124A-790, filed 3/1/10, effective 7/1/10.]

NEW SECTION

WAC 308-124A-802 Defining prescribed Washington real estate fair housing curriculum. Washington real estate fair housing curriculum is a specific course of study approved by the director. The purpose of this course is to introduce real estate brokers and managing brokers to the federal Fair Housing Act (42 U.S.C. 3601 et seq.) and the Washington law against discrimination (chapter 49.60 RCW) as it relates to real estate transactions. The department shall prescribe the curriculum outline to use in developing the curriculum for approval.

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OTS-3754.2

AMENDATORY SECTION (Amending WSR 14-16-054, filed 7/29/14, effective 8/29/14)

WAC 308-124H-810 Course titles reserved for prescribed curriculum courses. Any approved school ((desiring)) seeking to offer ((fundamentals, business management, broker management, real estate law, advanced real estate law, real estate practices, or advanced real estate practices, shall utilize the most recent course curriculum prescribed by the department, and shall include in its title the phrase "real estate fundamentals," "real estate brokerage management," "real estate law," "advanced real estate law," "business management," "real estate practices," or "advanced real estate practices," if submitted for approval for clock hours. No other courses shall use these phrases in their titles)) mandated real estate training must have "real estate" included in the course title (except business management), must utilize the most recent course curriculum prescribed by the department, must submit the course for approval of clock hours, and cannot use the following prescribed core curricula phrases in other course titles:

- (1) Real estate fundamentals;
- (2) Real estate brokerage management;
- (3) Real estate law;
- (4) Advanced real estate law;
- (5) Business management;
- (6) Real estate practices;
- (7) Advanced real estate practices; and
- (8) Washington real estate fair housing.

[Statutory Authority: RCW 18.85.041. WSR 14-16-054, § 308-124H-810, filed 7/29/14, effective 8/29/14. Statutory Authority: RCW 18.85.040 and 18.85.041. WSR 10-06-078, § 308-124H-810, filed 3/1/10, effective 7/1/10.]

AMENDATORY SECTION (Amending WSR 10-06-078, filed 3/1/10, effective 7/1/10)

WAC 308-124H-820 General requirements for course approval.

Courses shall meet the following requirements:

- (1) Be offered by a private entity approved by the director to operate as a school;
- (2) Be offered by a tax-supported, public technical or community college or other institution of higher learning that certifies clock hours as indicated in RCW 18.85.011(5), consistent with the approval standards prescribed by the director and this chapter;
- (3) Be offered by the Washington real estate commission;
- (4) Have a minimum of three hours of course work or instruction for the student. A clock hour is a period of ((fifty)) 50 minutes of actual instruction;
- (5) Provide practical information related to the practice of real estate in any of the following real estate topic areas:
 - (a) Department prescribed curricula:
 - (i) Fundamentals;
 - (ii) Practices;
 - (A) Residential;
 - (B) Commercial;

- (iii) Advanced practices;
 - (A) Residential;
 - (B) Commercial;
- (iv) Real estate law;
- (v) Advanced real estate law;
- (vi) Brokerage management;
- (vii) Business management;
- (viii) Core curriculum;
 - (A) Residential;
 - (B) Commercial;
 - (C) Property management;
- (b) Open curricula:
 - (i) Legal aspects;
 - (ii) Taxation;
 - (iii) Appraisal;
 - (iv) Evaluating real estate and business opportunities;
 - (v) Property management and leasing;
 - (vi) Construction and land development;
 - (vii) Ethics and standards of practice;
 - (viii) Washington real estate fair housing;
 - (ix) Real estate closing practices;
 - (~~(ix)~~) (x) Current trends and issues;
 - (~~(x)~~) (xi) Principles/essentials;
 - (~~(xi)~~) (xii) Finance;
 - (~~(xii)~~) (xiii) Hazardous waste and other environmental issues;
 - (~~(xiii)~~) (xiv) Commercial;
 - (~~(xiv)~~) (xv) Real estate sales and marketing;
 - (~~(xv)~~) (xvi) Instructor development;
 - (~~(xvi)~~) (xvii) Consumer protection;
 - (~~(xvii)~~) (xviii) Cross cultural communication;
 - (~~(xviii)~~) (xix) Advanced management practices;
 - (~~(xix)~~) (xx) Use of computers and/or other technologies as applied to the practice of real estate;
- (6) Be under the supervision of an instructor approved to teach the topic area, who (~~shall~~) must, at a minimum, be available to respond to specific questions from students on an immediate or reasonably delayed basis;
- (7) The following types of courses (~~will~~) shall not be approved for clock hours:
 - (a) Mechanical office and business skills, such as, keyboarding, speed-reading, memory improvement, grammar, and report writing;
 - (b) Standardized software programs such as word processing, email, spreadsheets or databases; an example: A course using spreadsheet program to demonstrate investment analysis would be acceptable, but a course teaching how to use a spreadsheet would not be acceptable;
 - (c) Orientation courses for licensees, such as those offered by trade associations;
 - (d) Personal and sales motivation courses or sales meetings held in conjunction with a licensee's general business;
 - (e) Courses that are designed or developed to serve other professions, unless each component of the curriculum and content specifically shows how a real estate licensee can utilize the information in the practice of real estate;
 - (f) Personal finance, etiquette, or motivational type courses;
 - (g) Courses that are designed to promote or offer to sell specific products or services to real estate licensees such as warranty pro-

grams, client/customer database systems, software programs or other devices. Services or products can be offered during nonclock hour time, such as breaks or lunchtime. Letterhead, logos, company names or other similar markings by itself, on course material are not considered promotional;

(h) Clock hours (~~((will))~~) shall not be awarded for any course time devoted to meals or transportation;

(8) Courses of (~~((thirty))~~) 30 clock hours or more which are submitted for approval (~~((shall))~~) must include a comprehensive examination(s) and answer key(s) of no fewer than three questions per clock hour with a minimum of (~~((ninety))~~) 90 questions, and a requirement of passing course grade of at least 70 percent; essay question examination keys (~~((shall))~~) must identify the material to be tested and the points assigned for each question;

(9) Include textbook or instructional materials approved by the director, which (~~((shall))~~) must be kept accurate and current;

(10) Not have a title which misleads the public as to the subject matter of the course;

(11) The provider's course application (~~((shall))~~) must identify learning objectives and demonstrate how these are related to the practice of real estate;

(12) Courses offering the prescribed core curriculum (~~((shall))~~) must meet the requirements of WAC 308-124A-800 and those offering the prescribed Washington real estate fair housing curriculum must meet the requirements of WAC 308-124A-802;

(13) Only primary providers shall be approved to teach the prescribed core curriculum and Washington real estate fair housing; and

(14) Course providers offering core curriculum within a course exceeding three clock hours must clearly indicate in the application for approval where the core curriculum elements are met in the course.

[Statutory Authority: RCW 18.85.040 and 18.85.041. WSR 10-06-078, § 308-124H-820, filed 3/1/10, effective 7/1/10.]

AMENDATORY SECTION (Amending WSR 14-16-054, filed 7/29/14, effective 8/29/14)

WAC 308-124H-825 Secondary education provider course content approval application.

(1) An approved school (applicant) may offer courses, except for the mandated courses, that are currently approved for another (~~((education provider or course developer provided a secondary provider course content approval application is submitted to the department;~~

~~((2-)))~~ secondary education school after:

(a) The applicant (~~((must also))~~) provides the department with written authorization by the ((original)) secondary education ((provider/developer)) school permitting the use of the course content by the applicant((;

~~((3-)))~~; and

(b) The department issues a certificate of course approval ((will be provided)) to the secondary education ((provider;

~~((4-)))~~ school.

(2) The applicant must use the course approval number issued by the department on all certificates of course completion(~~((;~~

~~((5-)))~~.

(3) Course approval is valid only for the dates of the ((original education provider/course developer's approval; and
(6)) originally approved course.

(4) The applicant may not apply for secondary ((provider course content approval applications may not be used for) school approval for the following courses: Real ((state)) estate fundamentals, real estate brokerage management, real estate law, advanced real estate law, business management, real estate practices, advanced real estate practices, Washington real estate fair housing, or core course.

[Statutory Authority: RCW 18.85.041. WSR 14-16-054, § 308-124H-825, filed 7/29/14, effective 8/29/14. Statutory Authority: RCW 18.85.040 and 18.85.041. WSR 10-06-078, § 308-124H-825, filed 3/1/10, effective 7/1/10.]

WSR 22-15-007
PERMANENT RULES
DEPARTMENT OF
RETIREMENT SYSTEMS

[Filed July 6, 2022, 4:17 p.m., effective August 6, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Plan 3 of the public employees' retirement system (PERS), school employees' retirement system (SERS), and teachers' retirement system (TRS), and the law enforcement officers' and fire-fighters' retirement system (LEOFF) Plan 2 provide an increased benefit if retirement is delayed following separation from employment after 20 or more years of service. The increase is referred to as a benefit "index." The rule clarifies the application of the benefit indexing when a person separates on the first day of a month so that month is included in the calculation, as there was ambiguity in the statute.

Citation of Rules Affected by this Order: New WAC 415-02-210.

Statutory Authority for Adoption: RCW 41.50.050.

Adopted under notice filed as WSR 21-11-096 [22-12-067] on May 27, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: July 6, 2022.

Tracy Guerin
Director

OTS-3702.2

NEW SECTION

WAC 415-02-210 What is an indexed retirement allowance? If you are a member of an indexed retirement plan as defined in WAC 415-02-030 and have at least 20 years of service credit when you leave employment, your pension benefit will increase by three percent for each year you delay receiving it, up to your full retirement age. The increased amount is referred to as an indexed retirement allowance.

(1) **How will my indexed retirement allowance be calculated?** If there is a period of at least one month between your separation from employment in the plan and your date of retirement, the department will calculate your indexed retirement allowance in the following way:

Using the average salary, increase the retirement allowance from the date both of the following have occurred and end on the last day of the month prior to attainment of the full retirement age.

- (a) Separation from the retirement plan; and
- (b) Accrual of 20 years of service credit.

Example: A PERS Plan 3 member separates December 24, 2017, with 23 years of service credits at age 63 and defers receiving their retirement until age 65, January 1, 2019. This member will receive indexing starting January 2018 through December 2018 (12 months of indexing).

(2) What if I return to service after completing 20 years of service credit? If you separate with at least 240 months of service credits, wait to retire, then return to membership before retiring, the indexing of your retirement benefit will be calculated two ways, with the higher of the two being used for your retirement calculation.

(a) Method 1: Use the average salary from the first separation after you attained 20 years of service credit. Indexing would apply to the number of calendar months starting from the first separation date. Indexing ends the month prior to the chosen retirement date or attainment of the full retirement age whichever is sooner, and excludes the months of re-employment following the first separation date.

(b) Method 2: Use the highest average salary based on all earnings throughout the entire employment period. Indexing would apply from the last separation date to the end of the month prior to the chosen retirement date or full retirement age, whichever is sooner.

Example: You are a member of a single DRS retirement system who separates with at least 240 months of service credits, waits to retire, then returns to membership before retiring. You now have 20 years of service credits on your inactive employment period, and will have at least two separation dates. DRS will calculate the benefit in the following two ways and provide you the higher of the two results:

Method 1 - System AFC/FAS with Interruptive Indexing.

- Use the AFC/FAS from the first separation after you attained 20 years of service credit excluding months when you were reemployed.

Method 2 - System AFC/FAS without Interruptive Indexing.

- Use the highest AFC/FAS based on all earnings, where indexing only be allowed from the last separation date to the retirement date.

(3) If your separation from employment occurs on the first of the month, that month will be included in the months indexed between separation and retirement. Any separation date after the first of the month will have indexing begin the following month.

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WSR 22-15-010

PERMANENT RULES

DEPARTMENT OF AGRICULTURE

[Filed July 7, 2022, 2:40 p.m., effective August 7, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: This rule-making order amends chapter 16-157 WAC, Organic food standards and certification, by adopting the March 30, 2022, version of the USDA organic regulations (7 C.F.R. Part 205)

Citation of Rules Affected by this Order: Amending WAC 16-157-020.

Statutory Authority for Adoption: RCW 15.86.060(1), [15.86.]065(3), [15.86.]065(4).

Adopted under notice filed as WSR 22-10-097 on May 4, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 1, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: July 7, 2022.

Derek I. Sandison
Director

OTS-3767.1

AMENDATORY SECTION (Amending WSR 21-21-027, filed 10/11/21, effective 11/11/21)

WAC 16-157-020 Adoption of the National Organic Program. The Washington state department of agriculture adopts the standards of the National Organic Program, 7 C.F.R. Part 205, effective ((~~July 26, 2021~~)) March 30, 2022, for the production and handling of organic crops, livestock, and processed agricultural products. The National Organic Program rules may be obtained from the department by emailing the organic program at organic@agr.wa.gov, by phone at 360-902-1805 or accessing the National Organic Program's website at <https://www.ams.usda.gov/rules-regulations/organic>.

[Statutory Authority: RCW 15.86.060(1), [15.86.]065(3), and [15.86.]065(4). WSR 21-21-027, § 16-157-020, filed 10/11/21, effective 11/11/21. Statutory Authority: RCW 15.86.060(1) and [15.86.]065(3). WSR 19-14-129, § 16-157-020, filed 7/3/19, effective 8/3/19. Statutory Authority: RCW 15.86.060 and 15.86.070. WSR 19-01-062, § 16-157-020, filed 12/14/18, effective 1/14/19. Statutory Authority: RCW 15.86.060(1), [15.86.]065(3) and chapter 34.05 RCW. WSR 18-03-154, §

16-157-020, filed 1/23/18, effective 2/23/18. Statutory Authority: Chapter 15.86 and 34.05 RCW. WSR 09-15-152, § 16-157-020, filed 7/21/09, effective 8/21/09. Statutory Authority: RCW 15.86.060 and 15.86.070. WSR 06-23-108, § 16-157-020, filed 11/17/06, effective 12/18/06. Statutory Authority: Chapters 15.86 and 34.05 RCW. WSR 04-24-015, § 16-157-020, filed 11/22/04, effective 12/23/04. Statutory Authority: Chapter 15.86 RCW. WSR 03-03-044, § 16-157-020, filed 1/10/03, effective 2/10/03; WSR 02-10-090, § 16-157-020, filed 4/29/02, effective 5/30/02.]

WSR 22-15-018
PERMANENT RULES
OFFICE OF
FINANCIAL MANAGEMENT

[Filed July 11, 2022, 1:54 p.m., effective August 11, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: To establish official pay dates for state officers and employees for calendar year 2023.

Citation of Rules Affected by this Order: Amending WAC 82-50-021.

Statutory Authority for Adoption: RCW 42.16.010(1) and 42.16.017.

Adopted under notice filed as WSR 22-08-032 on March 29, 2022.

Date Adopted: July 11, 2022.

Roselyn Marcus
Assistant Director
for Legal and Legislative Affairs
Rules Coordinator

AMENDATORY SECTION (Amending WSR 21-16-019, filed 7/23/21, effective 8/23/21)

WAC 82-50-021 Official lagged, semimonthly pay dates established. Unless exempted otherwise under the provisions of WAC 82-50-031, the salaries of all state officers and employees are paid on a lagged, semimonthly basis for the official twice-a-month pay periods established in RCW 42.16.010(1). The following are the official lagged, semimonthly pay dates for calendar years ((2021 and)) 2022 and 2023:

Table with 2 columns: ((CALENDAR YEAR 2021)) and CALENDAR YEAR 2022. Lists dates for each month from January to December for both years, with 2022 dates underlined.

<u>CALENDAR YEAR 2022</u>	<u>CALENDAR YEAR 2023</u>
<u>Monday, January 10, 2022</u>	<u>Tuesday, January 10, 2023</u>
<u>Tuesday, January 25, 2022</u>	<u>Wednesday, January 25, 2023</u>
<u>Thursday, February 10, 2022</u>	<u>Friday, February 10, 2023</u>
<u>Friday, February 25, 2022</u>	<u>Friday, February 24, 2023</u>
<u>Thursday, March 10, 2022</u>	<u>Friday, March 10, 2023</u>
<u>Friday, March 25, 2022</u>	<u>Friday, March 24, 2023</u>
<u>Monday, April 11, 2022</u>	<u>Monday, April 10, 2023</u>
<u>Monday, April 25, 2022</u>	<u>Tuesday, April 25, 2023</u>
<u>Tuesday, May 10, 2022</u>	<u>Wednesday, May 10, 2023</u>
<u>Wednesday, May 25, 2022</u>	<u>Thursday, May 25, 2023</u>
<u>Friday, June 10, 2022</u>	<u>Friday, June 9, 2023</u>
<u>Friday, June 24, 2022</u>	<u>Monday, June 26, 2023</u>
<u>Monday, July 11, 2022</u>	<u>Monday, July 10, 2023</u>
<u>Monday, July 25, 2022</u>	<u>Tuesday, July 25, 2023</u>
<u>Wednesday, August 10, 2022</u>	<u>Thursday, August 10, 2023</u>
<u>Thursday, August 25, 2022</u>	<u>Friday, August 25, 2023</u>
<u>Friday, September 9, 2022</u>	<u>Monday, September 11, 2023</u>
<u>Monday, September 26, 2022</u>	<u>Monday, September 25, 2023</u>
<u>Friday, October 7, 2022</u>	<u>Tuesday, October 10, 2023</u>
<u>Tuesday, October 25, 2022</u>	<u>Wednesday, October 25, 2023</u>
<u>Thursday, November 10, 2022</u>	<u>Thursday, November 9, 2023</u>
<u>Wednesday, November 23, 2022</u>	<u>Wednesday, November 22, 2023</u>
<u>Friday, December 9, 2022</u>	<u>Monday, December 11, 2023</u>
<u>Friday, December 23, 2022</u>	<u>Friday, December 22, 2023</u>

[Statutory Authority: RCW 42.16.010 (1) and 42.16.017. WSR 21-16-019, § 82-50-021, filed 7/23/21, effective 8/23/21; WSR 20-10-059, § 82-50-021, filed 4/30/20, effective 5/31/20; WSR 19-12-008, § 82-50-021, filed 5/23/19, effective 6/23/19; WSR 18-10-052, § 82-50-021, filed 4/26/18, effective 5/27/18; WSR 17-13-073, § 82-50-021, filed 6/16/17, effective 7/17/17; WSR 16-12-057, § 82-50-021, filed 5/26/16, effective 6/26/16; WSR 15-10-025, § 82-50-021, filed 4/27/15, effective 5/28/15; WSR 14-12-007, § 82-50-021, filed 5/22/14, effective 6/22/14; WSR 13-08-078, § 82-50-021, filed 4/2/13, effective 5/3/13; WSR 12-09-016, § 82-50-021, filed 4/5/12, effective 5/6/12; WSR 11-10-019, § 82-50-021, filed 4/26/11, effective 5/27/11; WSR 10-10-011, § 82-50-021, filed 4/22/10, effective 5/23/10; WSR 09-11-008, § 82-50-021, filed 5/7/09, effective 6/7/09; WSR 08-09-038, § 82-50-021, filed 4/9/08, effective 5/10/08; WSR 07-11-015, § 82-50-021, filed 5/3/07, effective 6/3/07; WSR 06-11-053, § 82-50-021, filed 5/11/06, effective 6/11/06; WSR 05-11-038, § 82-50-021, filed 5/11/05, effective 6/11/05; WSR 04-15-006, § 82-50-021, filed 7/7/04, effective 8/7/04; WSR 03-11-073, § 82-50-021, filed 5/20/03, effective 6/20/03; WSR 02-13-087, § 82-50-021, filed 6/18/02, effective 7/19/02; WSR 01-12-007, § 82-50-021, filed 5/24/01, effective 6/24/01; WSR 00-09-088, § 82-50-021, filed 4/18/00, effective 5/19/00; WSR 99-12-081, § 82-50-021, filed 5/28/99, effective 6/28/99; WSR 98-14-079, § 82-50-021, filed 6/30/98, effective 6/30/98; WSR 97-13-064, § 82-50-021, filed 6/17/97, effective 7/18/97; WSR 96-15-039, § 82-50-021, filed 7/11/96, effective 8/11/96; WSR 95-15-031, § 82-50-021, filed 7/11/95, effective 8/11/95; WSR 94-13-097, § 82-50-021, filed 6/15/94, effective 7/16/94; WSR 93-24-041, § 82-50-021, filed 11/23/93, effective 12/24/93; WSR 92-20-038, § 82-50-021, filed 9/29/92, effective 10/30/92; WSR 91-20-061 (Order

91-73), § 82-50-021, filed 9/24/91, effective 10/25/91; WSR 90-17-017 (Order 90-72), § 82-50-021, filed 8/7/90, effective 9/7/90; WSR 89-17-090 (Order 89-70), § 82-50-021, filed 8/22/89, effective 9/22/89; WSR 89-03-063 (Order 89-67), § 82-50-021, filed 1/18/89; WSR 88-16-027 (Order 88-66), § 82-50-021, filed 7/27/88; WSR 87-16-060 (Order 87-65), § 82-50-021, filed 7/30/87; WSR 86-17-001 (Order 86-63), § 82-50-021, filed 8/8/86; WSR 85-16-014 (Order 85-62), § 82-50-021, filed 7/26/85; WSR 84-14-046 (Order 84-61), § 82-50-021, filed 6/29/84; WSR 83-17-118 (Order 83-59), § 82-50-021, filed 8/24/83.]

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

WSR 22-15-048
PERMANENT RULES
DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed July 15, 2022, 9:26 a.m., effective August 15, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The department is amending WAC 388-412-0025 How do I receive my benefits?

The amendments align policy regarding replacement of cancelled benefits from an electronic benefit transfer account with that of current federal regulations. Supplemental Nutrition Assistance Program regulations (7 C.F.R. 274.2 (i)(3)) define that cancelled food benefits cannot be replaced.

Citation of Rules Affected by this Order: Amending WAC 388-412-0025.

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

Other Authority: 7 C.F.R. 274.2 (i)(3).

Adopted under notice filed as WSR 22-01-127 on December 13, 2021 and WSR 22-08-026 on March 25, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 1, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: July 15, 2022.

Katherine I. Vasquez
Rules Coordinator

SHS-4904.2

AMENDATORY SECTION (Amending WSR 21-13-168, filed 6/23/21, effective 8/1/21)

WAC 388-412-0025 How do I receive my benefits? (1) You can choose to get your cash benefits by:

(a) Electronic benefit transfer (EBT), which is a direct deposit into a DSHS account that you access with a debit card called the Washington EBT Quest card;

(b) Electronic funds transfer (EFT), which is a direct deposit into your own bank account;

(c) A warrant (check) to an approved authorized representative (AREP);

- (d) A warrant (check) to a payee who is not approved for direct deposit; or
- (e) A warrant (check) to you if you get:
- (i) Diversion cash assistance (DCA) that is not paid directly to a vendor;
- (ii) Ongoing additional requirements (OAR) that cannot be paid directly to a vendor; or
- (iii) Clothing and personal incidentals (CPI) payments.
- (2) We send your **basic food** benefits to you by EBT.
- (3) EBT accounts:
- (a) We set up an EBT account for the head of household of each assistance unit (AU) that receives benefits by EBT.
- (b) You use a Quest debit card to access your benefits in your EBT account. You select a personal identification number (PIN) that you must enter when using this card.
- (c) You must use your cash and basic food benefits from your EBT account. We cannot transfer cash to your bank account or change cash or basic food benefits to checks.
- (4) **Suspended EBT benefits:**
- (a) We suspend access to benefits from your EBT account if:
- (i) You are a single-person household; and
- (ii) We are notified that you are incarcerated over (~~(thirty)~~) 30 days.
- (b) You must contact the department upon release to activate your EBT account for use within (~~(forty-eight)~~) 48 hours.
- (5) **Unused EBT benefits:**
- (a) If you do not use your EBT account within (~~(two-hundred-seventy-four)~~) 274 days, we cancel the cash and basic food on your account; or
- (b) Benefits on your account will be (~~(eaneeled)~~) cancelled upon verification you and all members of your household are deceased.
- (6) **Replacing benefits:**
- (a) **Replacing basic food benefits:** We cannot replace cancelled basic food benefits.
- (~~(i) We can replace cancelled benefits we deposited less than three hundred sixty-five 274 days from the date you ask for us to replace your benefits.~~
- (~~ii) We cannot replace cancelled benefits deposited three hundred sixty-five 274 or more days from the date you ask us to replace your benefits.~~)
- (b) **Replacing cash benefits:** We **can replace** cancelled cash benefits for you or another member of your assistance unit. Cash benefits are not transferable to someone outside of your assistance unit.
- (c) **Replacing cash warrants:**
- (i) If we issued you cash benefits as a warrant we can replace these benefits for you or a member of your assistance unit. Cash benefits are not transferable to someone outside of your assistance unit.
- (ii) If we issued the benefits as a warrant (~~(one-hundred-sixty)~~) 160 or fewer days ago, your local office can replace the warrant.
- (iii) If we issued the benefits as a warrant more than (~~(one-hundred-sixty)~~) 160 days ago, the Office of Accounting Services (OAS) can replace the warrant. We will contact OAS with the request.
- (7) **Correcting your EBT balance:** When you make a purchase with your EBT card a system error can occur where the purchase amount is not deducted from your EBT account. When the error is discovered the following will happen:

(a) You will be notified in writing of the system error before the money is removed from your account; and

(b) You will have (~~ninety~~) 90 days to request an administrative hearing. If you ask for an administrative hearing within (~~ten~~) 10 calendar days, the money will not be removed from your EBT account unless:

(i) You withdraw your administrative hearing request in writing;

(ii) You do not follow through with the administrative hearing process; or

(iii) The administrative law judge tells us in writing to remove the money.

[Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.08.090 and 7 C.F.R. 274.2(i). WSR 21-13-168, § 388-412-0025, filed 6/23/21, effective 8/1/21. Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057, and 74.08.090. WSR 12-14-052, § 388-412-0025, filed 6/28/12, effective 8/1/12. Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.500, 74.04.510, 74.04.005, 74.08.090, 74.08A.020, 7 C.F.R. 274.12 and Quest operating rules. WSR 09-21-071, § 388-412-0025, filed 10/16/09, effective 11/16/09. Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.500, 74.04.510, 74.04.515, 74.08.090, and 7 C.F.R. 274.12. WSR 07-04-029, § 388-412-0025, filed 1/29/07, effective 3/1/07. Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.08.090. WSR 05-17-089, § 388-412-0025, filed 8/12/05, effective 9/12/05. Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510. WSR 03-22-038, § 388-412-0025, filed 10/28/03, effective 12/1/03. Statutory Authority: RCW 74.04.510 and 74.08.090. WSR 02-18-105, § 388-412-0025, filed 9/3/02, effective 10/4/02; WSR 01-18-054, § 388-412-0025, filed 8/30/01, effective 9/30/01. Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057 and 74.08.090. WSR 98-16-044, § 388-412-0025, filed 7/31/98, effective 9/1/98.]

WSR 22-15-060
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed July 15, 2022, 4:46 p.m., effective August 15, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Office of superintendent of public instruction is adopting permanent rule revisions to expand the methods through which the Washington inventory of developing skills assessment and full-day kindergarten can be implemented in an alternative learning experience setting to allow observations through in-person or synchronous digital instructional contact.

Citation of Rules Affected by this Order: Amending WAC 392-550-035 and 392-550-050.

Statutory Authority for Adoption: RCW 28A.232.010.

Adopted under notice filed as WSR 22-11-044 on May 12, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 2, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: July 15, 2022.

Chris P. S. Reykdal
State Superintendent
of Public Instruction

OTS-3781.1

AMENDATORY SECTION (Amending WSR 20-15-062, filed 7/10/20, effective 8/10/20)

WAC 392-550-035 Full-day kindergarten requirements. Alternative learning experience programs providing full-day kindergarten must:

(1) Have multiple weekly (~~(, in-person, and on-site)~~) observations of students by certificated teachers each week during the eight-week WaKIDS assessment window. Observations must take place either in person or through synchronous digital instructional contact.

(2) Have at least a one thousand annual hour instructional program.

(3) Have written student learning plans that include at least the following elements:

(a) A description of curriculum activities that assist students in:

- (i) Developing initial skills in the academic areas of reading, mathematics, and writing;
 - (ii) Developing a variety of communication skills;
 - (iii) Providing experiences in science, social studies, arts, health, physical education, and a world language other than English;
 - (iv) Acquiring large and small motor skills;
 - (v) Acquiring social and emotional skills including successful participation in learning activities as an individual and as part of a group; and
 - (vi) Learning through hands-on experiences.
- (b) A description of learning environments that are developmentally appropriate and promote creativity.
- (4) Implement WaKIDS in accordance with WAC 392-550-050.

[Statutory Authority: Chapter 28A.232 RCW and RCW 28A.232.030. WSR 20-15-062, § 392-550-035, filed 7/10/20, effective 8/10/20.]

AMENDATORY SECTION (Amending WSR 20-15-062, filed 7/10/20, effective 8/10/20)

- WAC 392-550-050 Assessment requirements.** (1) (a) All students enrolled in alternative learning experience courses or course work must be assessed at least annually, using, for full-time students, the state assessment for the student's grade level and using any other annual assessments required by the school district or charter school.
- (b) (i) Part-time students must be assessed at least annually.
- (ii) Part-time students who are receiving home-based instruction under chapter 28A.200 RCW or who are enrolled in an approved private school under chapter 28A.195 RCW are not required to participate in the assessments required under chapter 28A.655 RCW.
- (2) Any student whose alternative learning experience enrollment is claimed as greater than 0.8 full-time equivalent in any one month through the January count date must be included by the school district or charter school in any required state or federal accountability reporting for that school year, subject to existing state and federal accountability rules and procedures.
- (3) (a) Students enrolled in nonresident district alternative learning experience courses or course work who are unable to participate in required annual state assessments at the nonresident district must have the opportunity to participate in such required annual state assessments at the district of physical residence, subject to that district's planned testing schedule.
- (b) (i) It is the responsibility of the nonresident enrolling district to establish a written agreement with the district of physical residence that facilitates all necessary coordination between the districts and with the student and, where appropriate, the student's parent(s) to fulfill this requirement. Such coordination may include arranging for appropriate assessment materials, notifying the student of assessment administration schedules, arranging for the forwarding of completed assessment materials to the enrolling district for submission for scoring and reporting, arranging for any allowable testing accommodations, and other steps as may be necessary.
- (ii) The written agreement may include rates and terms for payment of reasonable fees by the enrolling district to the district of physical residence to cover costs associated with planning for and ad-

ministering the assessments to students not enrolled in the district of physical residence.

(iii) Assessment results for students assessed according to these provisions must be included in the enrolling district's accountability measurements, and not in the district of physical residence's accountability measurements.

(4) (a) School districts and charter schools offering alternative learning experience courses or course work to students enrolled in full-day kindergarten under RCW 28A.150.315 must administer WaKIDS to identify the skills, knowledge, and characteristics of kindergarten students at the beginning of the school year in order to support social-emotional, physical, and cognitive growth and development of individual children; support early learning provider and parent involvement; and inform instruction.

(b) To maintain fidelity to the state WaKIDS assessment protocol, the WaKIDS assessment requires multiple weekly (~~(, in person, and on-site)~~) observations of students by certificated teachers each week during the eight-week assessment window. Observations must take place either in person or through synchronous digital instructional contact.

[Statutory Authority: Chapter 28A.232 RCW and RCW 28A.232.030. WSR 20-15-062, § 392-550-050, filed 7/10/20, effective 8/10/20.]

WSR 22-15-074

PERMANENT RULES

DEPARTMENT OF HEALTH

[Filed July 18, 2022, 9:03 a.m., effective December 1, 2022]

Effective Date of Rule: December 1, 2022.

Purpose: WAC 246-840-990 Fees and renewal cycle. The department of health (department), in consultation with the nursing care quality assurance commission (commission), amended WAC 246-840-990 to implement fee changes for registered nurses (RNs), licensed practical nurses (LPNs), and advanced registered nurse practitioners (ARNPs). RCW 43.70.250 requires that the costs of licensing each profession be fully borne by members of that profession. The fee increases are necessary: To cover the cost of a database solution to replace an outdated licensing system; for staffing to continue nurse license processing within legislated timelines; and for staffing to address increased workload associated with nursing assistants and the long-term care crisis.

The application and renewal fee will increase for RNs by \$15 from \$99 to \$114. The application and renewal fee will increase for LPNs by \$5 from \$64 to \$69. RNs and LPNs pay a renewal fee each year. The application and renewal fee for ARNPs will increase by \$5 from \$125 to \$130. ARNPs pay a renewal every two years, but ARNPs must also pay the RN renewal fee each year. A fee change for nursing technicians (nursing students working up to their level of education) will not occur at this time because there are far fewer in the profession and raising fees for them would cause an undue burden financially. A \$16 surcharge for an online evidence-based library for health professionals in Washington state provided by the University of Washington (HEAL-WA) and a surcharge of \$5 to support the Washington Center for Nursing did not increase. These surcharges are added to the fees shown above and impact the total fees for applications and renewals. These surcharges are mandated by the Washington state legislature.

A technical change was made to WAC 246-840-990(5) to clearly identify rules in another WAC chapter with which the commission must comply. No language, only numerical changes were made to this subsection of rule from the proposed rule to the adopted version.

Citation of Rules Affected by this Order: Amending WAC 246-840-990.

Statutory Authority for Adoption: RCW 18.36A.060, 18.36A.140, 43.70.110, 43.70.250, 43.70.280.

Adopted under notice filed as WSR 22-10-104 on May 4, 2022.

Changes Other than Editing from Proposed to Adopted Version: After the June 13, 2022, public hearing, new year-end fiscal information was reviewed. Total revenue in the last year was higher than originally forecast. The department, in consultation with the commission, determined that the fee increase for RNs should be less than originally proposed and has been decreased from \$25 to \$15 based on the adjusted projections. The language of the adopted rule differs from the proposed rule in that the RN fee is now \$114.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: July 18, 2022.

Kristin Peterson, JD
Deputy Secretary
Policy and Planning
for Umair A. Shah, MD, MPH
Secretary

OTS-3711.2

AMENDATORY SECTION (Amending WSR 17-07-038, filed 3/8/17, effective 7/1/17)

WAC 246-840-990 Fees and renewal cycle. (1) A licensed practical nurse (LPN) or a registered nurse (RN) must renew his or her license every year on the licensee's birthday.

(2) When applying for a license an applicant for an initial or renewal LPN license or RN license must pay, in addition to the application fee, the University of Washington (UW) health sciences online library access (HEAL-WA) surcharge and the central nursing resource center (nursing center) surcharge, as required in RCW 43.70.110.

(3) An advanced registered nurse practitioner (ARNP) must renew his or her license every two years on the licensee's birthday. An ARNP must also hold a valid RN license and pay all associated fees every year on the licensee's birthday.

(4) A nursing technician must renew his or her registration every year on the practitioner's birthday. The renewal must be accompanied by an attestation as required in RCW 18.79.370 that includes the nursing technician's anticipated graduation date. If the anticipated graduation date is within one year, the registration will expire (~~thirty~~) 30 days after the anticipated graduation date. The expiration date may be extended to (~~sixty~~) 60 days after graduation if the nursing technician can show good cause as defined in WAC 246-840-010(15).

(5) A practitioner who holds more than one credential will be charged separate fees for each credential, in compliance with (~~chapter 246-12 WAC, Part 2~~) WAC 246-12-020 through 246-12-051 and RCW 43.70.110.

(6) The following nonrefundable fees will be charged:

Application Fees

	Registered Nurse	Licensed Practical Nurse	Advanced Registered Nurse Practitioner ¹	Nursing Technician
Application Fee	((99)) <u>114</u>	((64)) <u>69</u>	((125)) <u>130</u>	25

HEAL-WA Surcharge	16	16	0	0
Nursing Center Surcharge	5	5	0	0
Total	<u>((120))</u>	<u>((85)) 90</u>	<u>((125))</u>	<u>25</u>
	<u>135</u>		<u>130</u>	

¹Pays a \$125 application fee per specialty license. If not currently a licensed RN, must also pay RN application fees.

On Time Renewal

	Registered Nurse	Licensed Practical Nurse	Advanced Registered Nurse Practitioner ²	Nursing Technician
Renewal Fee	<u>((99))</u>	<u>((64)) 69</u>	<u>((125))</u>	25
	<u>114</u>		<u>130</u>	
HEAL-WA Surcharge	16	16	0	0
Nursing Center Surcharge	5	5	0	0
Total	<u>((120))</u>	<u>((85)) 90</u>	<u>((125))</u>	<u>25</u>
	<u>135</u>		<u>130</u>	

²Pays a \$125 renewal fee per specialty license once every ((2)) two years. Must also renew RN license every year.

Late Renewal - Up to One Year Past the Expiration

	Registered Nurse	Licensed Practical Nurse	Advanced Registered Nurse Practitioner ³	Nursing Technician
Renewal Fee	<u>((99))</u>	<u>((64)) 69</u>	<u>((125))</u>	25
	<u>114</u>		<u>130</u>	
HEAL-WA Surcharge	16	16	0	0
Nursing Center Surcharge	5	5	0	0
Late Renewal Penalty	50	50	50	25
Total	<u>((170))</u>	<u>((135))</u>	<u>((175))</u>	<u>50</u>
	<u>185</u>	<u>140</u>	<u>180</u>	

³Pays \$50 per specialty license in late fees.

Late Renewal - One Year or More Expired

	Registered Nurse	Licensed Practical Nurse	Advanced Registered Nurse Practitioner
Renewal Fee	<u>((99))</u>	<u>((64)) 69</u>	<u>((125))</u>
	<u>114</u>		<u>130</u>
HEAL-WA Surcharge	16	16	0
Nursing Center Surcharge	5	5	0
Late Renewal Penalty	50	50	50
Expired Licenses Reissuance	70	70	0
Total	<u>((240))</u>	<u>((205))</u>	<u>((175))</u>
	<u>255</u>	<u>210</u>	<u>180</u>

Retired Active Renewal

	Registered Nurse	Licensed Practical Nurse
Renewal Fee	44	44
HEAL-WA Surcharge	16	16
Nursing Center Surcharge	5	5
Total	<u>65</u>	<u>65</u>

Retired Active Renewal—Late Renewal - Up to One Year Past the Expiration

	Registered Nurse	Licensed Practical Nurse
Renewal Fee	44	44
HEAL-WA Surcharge	16	16
Nursing Center Surcharge	5	5
Late Renewal Penalty	45	45
Total	110	110

Retired Active Renewal—Late Renewal - One Year or More Expired

	Registered Nurse	Licensed Practical Nurse
Renewal Fee	44	44
HEAL-WA Surcharge	16	16
Nursing Center Surcharge	5	5
Late Renewal Penalty	45	45
Expired License Reissuance	70	70
Total	180	180

Inactive License Renewal

	Registered Nurse	Licensed Practical Nurse	Advanced Registered Nurse Practitioner
Renewal Fee	44	44	40
HEAL-WA Surcharge	16	16	0
Nursing Center Surcharge	5	5	0
Total	65	65	40

Inactive License Renewal—Late Renewal - Up to One Year Past the Expiration

	Registered Nurse	Licensed Practical Nurse	Advanced Registered Nurse Practitioner
Renewal Fee	44	44	40
HEAL-WA Surcharge	16	16	0
Nursing Center Surcharge	5	5	0
Late Renewal Penalty	45	45	40
Total	110	110	80

Inactive License Renewal—Late Renewal - One Year or More Expired

	Registered Nurse	Licensed Practical Nurse	Advanced Registered Nurse Practitioner
Renewal Fee	44	44	40
HEAL-WA Surcharge	16	16	0
Nursing Center Surcharge	5	5	0
Late Renewal Penalty	45	45	40
Expired License Reissuance	40	40	40

Total	150	150	120
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Other fees

	Registered Nurse	Licensed Practical Nurse	Advanced Registered Nurse Practitioner	Nursing Technician
Duplicate licensee or registration	20	20	20	15
Verification of licensure	25	25	25	25

[Statutory Authority: RCW 43.70.250 and 43.70.280. WSR 17-07-038, § 246-840-990, filed 3/8/17, effective 7/1/17. Statutory Authority: 2013 2nd sp.s. c 4, 2013 c 249 § 219, RCW 18.130.250, and 43.70.250. WSR 13-24-097, § 246-840-990, filed 12/3/13, effective 2/1/14. Statutory Authority: RCW 43.70.110 (3) (c) and 43.70.250. WSR 12-19-088, § 246-840-990, filed 9/18/12, effective 11/1/12. Statutory Authority: RCW 43.70.110, 43.70.250, and 2010 c 37. WSR 10-19-071, § 246-840-990, filed 9/16/10, effective 10/15/10. Statutory Authority: RCW 43.70.110, 43.70.250, 2008 c 329. WSR 08-15-014, § 246-840-990, filed 7/7/08, effective 7/7/08. Statutory Authority: RCW 43.70.010, 43.70.250, and 2005 c 268. WSR 05-20-107, § 246-840-990, filed 10/5/05, effective 11/5/05. Statutory Authority: RCW 43.70.250, [43.70.]280 and 43.70.110. WSR 05-12-012, § 246-840-990, filed 5/20/05, effective 7/1/05. Statutory Authority: RCW 43.70.250 and chapter 18.79 RCW. WSR 04-04-054, § 246-840-990, filed 1/30/04, effective 1/30/04. Statutory Authority: RCW 43.70.280. WSR 98-05-060, § 246-840-990, filed 2/13/98, effective 3/16/98. Statutory Authority: Chapter 18.79 RCW. WSR 97-23-075, § 246-840-990, filed 11/19/97, effective 1/12/98. Statutory Authority: RCW 18.79.200. WSR 95-12-021, § 246-840-990, filed 5/31/95, effective 7/1/95.]

WSR 22-15-089
PERMANENT RULES
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed July 19, 2022, 8:30 a.m., effective August 19, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: On October 1, 2020, chapter 296-155 WAC, Part C-1, Fall protection requirements for construction, was repealed and chapter 296-880 WAC, Unified safety standards for fall protection, became effective (WSR 20-12-091). Since October 1, 2020, the department has become aware that these references were not changed in the original rule-making activity. In order to create clarity and provide accuracy, the references below must be corrected.

AMENDED SECTIONS:

WAC 296-155-54800 Design of platforms and suspension systems. In subsection (7) removed "Part C-1 of this chapter" and replaced with "chapter 296-880 WAC."

WAC 296-155-655 General protection requirements. In subsection (7) (a) removed "C-1" and added "chapter 296-880 WAC."

WAC 296-155-688 Vertical slip forms. In subsection (9) removed "296-155 WAC, Part C-1" and replaced with "296-880 WAC."

WAC 296-305-05502 Training and member development. In subsection (5) removed "296-155 WAC, Part C-1" and replaced with "296-880 WAC."

Citation of Rules Affected by this Order: Amending WAC 296-155-54800, 296-155-655, 296-155-688, and 296-305-05502.

Statutory Authority for Adoption: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060.

Adopted under notice filed as WSR 22-10-065 on May 3, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 4, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 4, Repealed 0.

Date Adopted: July 19, 2022.

Joel Sacks
Director

OTS-3717.1

AMENDATORY SECTION (Amending WSR 20-12-091, filed 6/2/20, effective 10/1/20)

WAC 296-155-54800 Design of platforms and suspension systems.

(1) Employers that manufacture personnel platforms and/or their suspension systems must be designed, constructed and tested according to ASME B30.23-2005, Personnel Lifting Systems. The design and manufacturer's specifications must be made by a registered professional engineer. Personnel platforms manufactured prior to the effective of this section must comply with ASME B30.23-1998.

(2) Only the crane/derrick manufacturer may approve the design and installation procedures for platform mounting attachment points on lattice type boom cranes and lattice type boom extensions. The design and installation procedures, for platform mounting attachment points on other types of cranes/derricks must be approved by their manufacturer or an RPE. All approvals must be in writing.

(3) Platform mounting attachments on the crane/derrick must be designed to protect against disengagement during lifting operation.

(4) The system used to connect the personnel platform to the equipment must allow the platform to remain within 10 degrees of level, regardless of boom angle.

(5) The suspension system must be designed to minimize tipping of the platform due to movement of employees occupying the platform.

(6) The personnel platform itself (excluding the guardrail system and personal fall arrest system anchorages), must be capable of supporting, without failure, its own weight and at least 5 times the maximum intended load.

(7) The personnel platform must be equipped with a guardrail system which meets the requirements of (~~Part C-1 of this~~) chapter 296-880 WAC, and must be enclosed at least from the toeboard to mid-rail with either solid construction material or expanded metal having openings no greater than one-half inch (1.27 cm). Points to which personal fall arrest systems are attached must meet the anchorage requirements in chapter 296-880 WAC, Unified safety standards for fall protection.

(8) You must install a grab rail inside the entire perimeter of the personnel platform except for access gates/doors.

(9) **Access gates/doors.** If installed, access gates/doors of all types (including swinging, sliding, folding, or other types) must:

(a) Not swing outward. If due to the size of the personnel platform, such as a one-person platform, it is infeasible for the door to swing inward and allow safe entry for the platform occupant, then the access gate/door may swing outward.

(b) Be equipped with a device that prevents accidental opening.

(10) Headroom must be sufficient to allow employees to stand upright in the platform.

(11) In addition to the use of hard hats, employees must be protected by overhead protection on the personnel platform when employees are exposed to falling objects. The platform overhead protection must not obscure the view of the operator or platform occupants (such as wire mesh that has up to one-half inch openings), unless full protection is necessary.

(12) All edges exposed to employee contact must be smooth enough to prevent injury.

(13) An identification plate must be located on the platform. The location must protect against damage and allow easy viewing from both

interior (while hoisted) and exterior (while not hoisted) of the platform.

(14) The inspection plate must display the following information:

- (a) Manufacturer's name and address;
- (b) Platform rating in terms of weight and personnel;
- (c) Platform identification number;

(d) Suspension system description for suspended platforms, or the intended crane/derrick manufacturer and model for boom attached platforms;

(e) Weight of the empty platform and its suspension system;

(f) Date the platform was manufactured;

(g) Certification of compliance to the design, construction, and testing requirements of ASME B30.23-2005, Personnel Lifting Systems;

(h) Listing of any unique operational environments for which the platform has been designed.

(15) For suspended platforms, the suspension system must be sized by the platform manufacturer, and its installed sling angle established, so as not to cause damage to the platform. Suspension systems must comply with the following:

(a) Hooks and other detachable devices.

(i) Hooks used in the connection between the hoist line and the personnel platform (including hooks on overhaul ball assemblies, lower load blocks, bridle legs, or other attachment assemblies or components) must be:

(A) Of a type that can be closed and locked, eliminating the throat opening.

(B) Closed and locked when attached.

(ii) Shackles used in place of hooks must be of the alloy anchor type, with either:

(A) A bolt, nut and retaining pin, in place; or

(B) Of the screw type, with the screw pin secured from accidental removal.

(iii) Where other detachable devices are used, they must be of the type that can be closed and locked to the same extent as the devices addressed in subsection (a) of this section. You must close and lock devices when attached.

(b) When a rope bridle is used to suspend the personnel platform, each bridle leg must be connected to a master link or shackle (see (a) of this subsection) in a manner that ensures that the load is evenly divided among the bridle legs.

(c) Eyes in wire rope slings shall be fabricated with thimbles.

(d) Wire rope sling suspension systems with pored socket end connections, if used, must be designed in accordance with the manufacturer's or qualified person's application instructions.

(e) All sling suspension systems must utilize a master link for attachment to the crane/derrick hook or bolt type shackle with cotter pin.

(f) You must not use synthetic webbing or natural or synthetic fiber rope slings for suspension systems.

(g) Suspension system legs must be designed and sized according to ASME B30.23-2005.

(h) Wire rope sling suspension systems must have each leg of the system permanently marked with the rated load of the leg. The master link in the system must be permanently marked with the suspension system's rated load and identification as a personnel lifting platform suspension component.

(i) Rigging hardware (including wire rope, shackles, rings, master links, and other rigging hardware) and hooks must be capable of supporting, without failure, at least 5 times the maximum intended load applied or transmitted to that component. A sling made from rotation resistant rope is prohibited.

(j) You must use bridles and associated rigging for suspending the personnel platform only for the platform and the necessary employees, their tools and materials necessary to do their work, and you must not use it for any other purpose when not hoisting personnel.

(16) Overhead protection, when provided for a platform, must allow for a clear view of the crane/derrick components directly overhead, from any position in the platform. Any openings designed in the overhead protection must not allow a sphere of greater than 0.5 in (13 mm) to pass through.

(17) All welding of the personnel platform and its components must be performed by a certified welder familiar with the weld grades, types and material specified in the platform design.

(18) Bolted connections of load sustaining members or components of the platform must be in accordance with the AISC Specification for Structural Joints Using ASTM A 325 or A 490 Bolts.

(19) You must provide a weatherproof compartment suitable for storage of the operator's manual and assorted other documents, or a weatherproof placard displaying the operator's manual, and readable from the platform, when motion controls that are operational from the platform are installed.

(20) Motion controls, if installed on the platform, must:

- (a) Be clearly identified as to their function;
- (b) Be protected from inadvertent actuation;
- (c) Be inside the platform and readily accessible to the operator;
- (d) When possible be oriented and move in the approximate direction of the function that they control;
- (e) Return to their neutral position and stop all motion when released.

(21) Boom motion controls, if provided, must additionally:

- (a) Include a control that must be continuously activated for controls to be operational;
- (b) Include an emergency stop control that does not require continuous actuation for a stop condition;
- (c) Have motion controls, accessible at ground level, that can override platform controls.

[Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060, and chapter 49.17 RCW. WSR 20-12-091, § 296-155-54800, filed 6/2/20, effective 10/1/20. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. WSR 16-09-085, § 296-155-54800, filed 4/19/16, effective 5/20/16. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.440, 49.17.060, and 29 C.F.R. 1926, Subpart CC. WSR 12-01-086, § 296-155-54800, filed 12/20/11, effective 2/1/12.]

AMENDATORY SECTION (Amending WSR 20-12-091, filed 6/2/20, effective 10/1/20)

WAC 296-155-655 General protection requirements. (1) **Surface encumbrances.** You must remove or support surface encumbrances that are

located so as to create a hazard to employees, as necessary, to safeguard employees.

(2) **Underground installations.**

(a) You must locate utility installations, such as sewer, telephone, fuel, electric, water lines, or any other underground installations that reasonably may be expected to be encountered during excavation work, prior to opening an excavation.

(b) You must contact utility companies or owners within established or customary local response times, advised of the proposed work, and asked to locate the underground utility installation prior to the start of actual excavation.

(c) When excavation operations approach the location of underground installations, you must determine the exact location of the installations by safe and acceptable means.

(d) While the excavation is open, you must protect underground installations, supported, or removed as necessary to safeguard employees.

(3) **Access and egress.**

(a) Structural ramps.

(i) Structural ramps that are used solely by employees as a means of access or egress from excavations must be designed by a competent person. Structural ramps used for access or egress of equipment must be designed by a competent person qualified in structural design, and must be constructed in accordance with the design.

(ii) Ramps and runways constructed of two or more structural members must have the structural members connected together to prevent displacement.

(iii) Structural members used for ramps and runways must be of uniform thickness.

(iv) Cleats or other appropriate means used to connect runway structural members must be attached to the bottom of the runway or must be attached in a manner to prevent tripping.

(v) Structural ramps used in lieu of steps must be provided with cleats or other surface treatments on the top surface to prevent slipping.

(b) Means of egress from trench excavations. A stairway, ladder, ramp or other safe means of egress must be located in trench excavations that are 4 feet (1.22 m) or more in depth so as to require no more than 25 feet (7.62 m) of lateral travel for employees.

(4) **Exposure to vehicular traffic.** You must provide employees exposed to vehicular traffic with, and they must wear, high-visibility garments meeting the requirements of WAC 296-155-200, General requirements for personal protective equipment (PPE).

(5) **Exposure to falling loads.** You must not permit any employee underneath loads handled by lifting or digging equipment. You must require employees to stand away from any vehicle being loaded or unloaded to avoid being struck by any spillage or falling materials. Operators may remain in the cabs of vehicles being loaded or unloaded when the vehicles are equipped, in accordance with WAC 296-155-610 (2)(g), to provide adequate protection for the operator during loading and unloading operations.

(6) **Warning system for mobile equipment.** When mobile equipment is operated adjacent to an excavation, or when such equipment is required to approach the edge of an excavation, and the operator does not have a clear and direct view of the edge of the excavation, you must utilize a warning system such as barricades, hand or mechanical signals,

or stop logs. If possible, the grade should be away from the excavation.

(7) **Hazardous atmospheres.**

(a) Testing and controls. In addition to the requirements set forth in parts B-1 (~~(, C, and C-1)~~) and C of this chapter (296-155 WAC) and chapter 296-880 WAC to prevent exposure to harmful levels of atmospheric contaminants and to assure acceptable atmospheric conditions, the following requirements apply:

(i) Where oxygen deficiency (atmospheres containing less than 19.5 percent oxygen) or a hazardous atmosphere exists or could reasonably be expected to exist, such as in excavations in landfill areas or excavations in areas where hazardous substances are stored nearby, you must test the atmospheres in the excavation before employees enter excavations greater than 4 feet (1.22 m) in depth.

(ii) You must take adequate precautions to prevent employee exposure to atmospheres containing less than 19.5 percent oxygen and other hazardous atmospheres. These precautions include providing proper respiratory protection or ventilation in accordance with chapter 296-842 WAC.

(iii) You must take adequate precaution such as providing ventilation, to prevent employee exposure to an atmosphere containing a concentration of a flammable gas in excess of 10 percent of the lower flammable limit of the gas.

(iv) When controls are used that are intended to reduce the level of atmospheric contaminants to acceptable levels, you must conduct testing as often as necessary to ensure that the atmosphere remains safe.

(b) Emergency rescue equipment.

(i) Emergency rescue equipment, such as breathing apparatus, a safety harness and line, or a basket stretcher, must be readily available where hazardous atmospheric conditions exist or may reasonably be expected to develop during work in an excavation. This equipment must be attended when in use.

(ii) Employees entering bell-bottom pier holes, or other similar deep and confined footing excavations, must wear a harness with a lifeline securely attached to it. The lifeline must be separate from any line used to handle materials, and must be individually attended at all times while the employee wearing the lifeline is in the excavation.

Note: See chapter 296-62 WAC, Part M for additional requirements applicable to confined space operations.

(8) **Protection from hazards associated with water accumulation.**

(a) Employees must not work in excavations in which there is accumulated water, or in excavations in which water is accumulating, unless adequate precautions have been taken to protect employees against the hazards posed by water accumulation. The precautions necessary to protect employees adequately vary with each situation, but could include special support or shield systems to protect from cave-ins, water removal to control the level of accumulating water, or use of a safety harness and lifeline.

(b) If water is controlled or prevented from accumulating by the use of water removal equipment, the water removal equipment and operations must be monitored by a competent person to ensure proper operation.

(c) If excavation work interrupts the natural drainage of surface water (such as streams), you must use diversion ditches, dikes, or other suitable means to prevent surface water from entering the excavation.

vation and to provide adequate drainage of the area adjacent to the excavation. Excavations subject to runoff from heavy rains will require an inspection by a competent person and compliance with subdivisions (a) and (b) of this subsection.

(9) Stability of adjacent structures.

(a) Where the stability of adjoining buildings, walls, or other structures is endangered by excavation operations, you must provide support systems such as shoring, bracing, or underpinning to ensure the stability of such structures for the protection of employees.

(b) You must not permit excavation below the level of the base or footing of any foundation or retaining wall that could be reasonably expected to pose a hazard to employees except when:

(i) A support system, such as underpinning, is provided to ensure the safety of employees and the stability of the structure; or

(ii) The excavation is in stable rock; or

(iii) A registered professional engineer has approved the determination that the structure is sufficiently removed from the excavation so as to be unaffected by the excavation activity; or

(iv) A registered professional engineer has approved the determination that such excavation work will not pose a hazard to employees.

(c) Sidewalks, pavements, and appurtenant structure must not be undermined unless a support system or another method of protection is provided to protect employees from the possible collapse of such structures.

(10) Protection of employees from loose rock or soil.

(a) You must provide adequate protection to protect employees from loose rock or soil that could pose a hazard by falling or rolling from an excavation face. Such protection must consist of scaling to remove loose material; installation of protective barricades at intervals as necessary on the face to stop and contain falling material; or other means that provide equivalent protection.

(b) You must protect employees from excavated or other materials or equipment that could pose a hazard by falling or rolling into excavations. Protection must be provided by placing and keeping such materials or equipment at least two feet (.61 m) from the edge of excavations, or by the use of retaining devices that are sufficient to prevent materials or equipment from falling or rolling into excavations, or by a combination of both if necessary.

(11) Inspections.

(a) Daily inspections of excavations, the adjacent areas, and protective systems must be made by a competent person for evidence of a situation that could result in possible cave-ins, indications of failure of protective systems, hazardous atmospheres, or other hazardous conditions. An inspection must be conducted by the competent person prior to the start of work and as needed throughout the shift. Inspections must also be made after every rainstorm or other hazard increasing occurrence. These inspections are only required when employee exposure can be reasonably anticipated.

(b) Where the competent person finds evidence of a situation that could result in a possible cave-in, indications of failure of protective systems, hazardous atmospheres, or other hazardous conditions, you must remove exposed employees from the hazardous area until the necessary precautions have been taken to ensure their safety.

(12) Fall protection.

(a) You must provide walkways where employees or equipment are required or permitted to cross over excavations. You must provide guardrails which comply with chapter 296-880 WAC, Unified safety

standards for fall protection where walkways are 4 feet or more above lower levels.

(b) You must provide adequate barrier physical protection at all remotely located excavations. You must barricade or cover all wells, pits, shafts, etc. Upon completion of exploration and similar operations, you must backfill temporary wells, pits, shafts, etc.

[Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060, and chapter 49.17 RCW. WSR 20-12-091, § 296-155-655, filed 6/2/20, effective 10/1/20. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. WSR 16-09-085, § 296-155-655, filed 4/19/16, effective 5/20/16. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060 and 29 C.F.R. 1926, Subpart M, Fall Protection. WSR 13-04-073, § 296-155-655, filed 2/4/13, effective 4/1/13. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. WSR 05-20-055, § 296-155-655, filed 10/3/05, effective 12/1/05; WSR 05-03-093, § 296-155-655, filed 1/18/05, effective 3/1/05; WSR 04-24-089, § 296-155-655, filed 12/1/04, effective 1/1/05. Statutory Authority: RCW 49.17.010, [49.17].040 and [49.17].050. WSR 99-17-094, § 296-155-655, filed 8/17/99, effective 12/1/99; WSR 99-10-071, § 296-155-655, filed 5/4/99, effective 9/1/99. Statutory Authority: RCW 49.17.040, [49.17].050 and [49.17].060. WSR 96-24-051, § 296-155-655, filed 11/27/96, effective 2/1/97. Statutory Authority: Chapter 49.17 RCW. WSR 95-10-016, § 296-155-655, filed 4/25/95, effective 10/1/95. Statutory Authority: Chapter 49.17 RCW and RCW 49.17.040, [49.17].050 and [49.17].060. WSR 92-22-067 (Order 92-06), § 296-155-655, filed 10/30/92, effective 12/8/92. Statutory Authority: Chapter 49.17 RCW. WSR 91-03-044 (Order 90-18), § 296-155-655, filed 1/10/91, effective 2/12/91. Statutory Authority: RCW 49.17.040 and 49.17.050. WSR 86-03-074 (Order 86-14), § 296-155-655, filed 1/21/86. Statutory Authority: RCW 49.17.040, 49.17.050 and 49.17.240. WSR 81-13-053 (Order 81-9), § 296-155-655, filed 6/17/81; Order 76-29, § 296-155-655, filed 9/30/76; Order 74-26, § 296-155-655, filed 5/7/74, effective 6/6/74.]

AMENDATORY SECTION (Amending WSR 16-09-085, filed 4/19/16, effective 5/20/16)

WAC 296-155-688 Vertical slip forms. (1) Slip forms must be designed and constructed, and the form movement carried out, under the immediate supervision of a person or persons experienced in slip form design and operation. Drawings prepared by a qualified engineer, showing the jack layout, formwork, working decks, and scaffolding, must be available at the job site, and followed.

(2) The steel rods or pipe on which the jacks climb or by which the forms are lifted must be designed for this purpose. Such rods must be adequately braced where not encased in concrete.

(3) Forms must be designed to prevent excessive distortion of the structure during the jacking operation.

(4) Vertical slip forms must be provided with scaffolding or work platforms completely encircling the area of placement.

(5) Jacks and vertical supports must be positioned in such a manner that the loads do not exceed the rated capacity of the jacks.

(6) The jacks or other lifting devices must be provided with mechanical dogs or other automatic holding devices to support the slip

forms whenever failure of the power supply or lifting mechanism occurs.

(7) The form structure must be maintained within all design tolerances specified for plumbness during the jacking operation.

(8) Lifting must proceed steadily and uniformly and must not exceed the predetermined safe rate of lift. A jacking system, which provides precise, simultaneous movement of the entire form in small pre-selected increments, is recommended for large structures.

(9) Workers placing reinforcing steel must comply with the requirements of chapter (~~296-155 WAC, Part C-1~~) 296-880 WAC when working above the scaffold level.

(10) The total allowable load on slip form platforms must be determined by the design engineer and enforced by the field supervisor.

(11) Lateral and diagonal bracing of the forms must be provided to prevent excessive distortion of the structure during the sliding operation.

(12) While the slide is in operation, the form structure must be maintained in line and plumb.

(13) A field supervisor experienced in slip form construction must be present on the deck at all times.

[Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. WSR 16-09-085, § 296-155-688, filed 4/19/16, effective 5/20/16; WSR 98-05-046, § 296-155-688, filed 2/13/98, effective 4/15/98. Statutory Authority: Chapter 49.17 RCW. WSR 91-03-044 (Order 90-18), § 296-155-688, filed 1/10/91, effective 2/12/91; WSR 89-11-035 (Order 89-03), § 296-155-688, filed 5/15/89, effective 6/30/89.]

OTS-3718.1

AMENDATORY SECTION (Amending WSR 18-22-116, filed 11/6/18, effective 12/7/18)

WAC 296-305-05502 Training and member development. (1) The employer must provide training, education and ongoing development for all members commensurate with those duties and functions that members are expected to perform.

(a) Training and education must be provided to members before they perform emergency activities.

(b) Fire service leaders and training instructors must be provided with training and education which is more comprehensive than that provided to the general membership of the fire department.

(c) The fire department must develop an ongoing proficiency cycle with the goal of preventing skill degradation.

(2) Training on specific positions/duties deemed by the fire department critical to the safety of responders and the effectiveness of emergency operations (such as driver operators or support personnel) must be provided at least annually.

(3) Firefighters must be trained in the function, care, use/operation, inspection, maintenance and limitations of the equipment assigned to them or available for their use.

(4) Members who are expected to perform interior structural firefighting must be provided with an education session or training at least quarterly.

(5) When firefighters are engaged in training above the (~~ten-foot~~) 10-foot level, where use of lifelines or similar activities are to be undertaken, a safety net or other approved secondary means of fall protection recommended in chapter (~~(296-155 WAC, Part C-1, fall protection requirements for construction)~~) 296-880 WAC, Unified safety standards for fall protection, must be used.

(6) Continuing education live fire training.

(a) All members who engage in interior structural firefighting in IDLH conditions must be provided live fire training appropriate to their assigned duties and the functions they are expected to perform at least every three years. Firefighters who do not receive this training in a three-year period will not be eligible to return to an interior structural firefighting assignment until they do. Responding to a fire scene with a full alarm assignment, an ICS established and a post-incident analysis will meet this requirement, but for no more than two training evolutions.

(b) All live fire training must be conducted by fire department qualified fire service instructors. When conducting their own training, fire departments must meet the requirements set out in the 2007 edition of the NFPA 1403, Standard on Live Fire Training Evolutions.

(c) An incident safety officer must be appointed for all live fire training evolutions. The incident safety officer function must be filled by a person who is trained and qualified in the IMS/Incident safety officer duties and who is not responsible for any other function at the training evolution other than the role of incident safety officer.

(7) When using structures for live fire suppression training, activities must be conducted according to the 2007 edition of NFPA 1403, Standard on Live Fire Training Evolutions. When using structures for nonlive fire training, the following requirements must be met:

(a) All structures used for training must be surveyed for potential hazardous substances, such as asbestos, prior to the initiation of any training activities. The survey must comply with chapter 296-62 WAC Part I-1 and must be conducted by an AHERA accredited inspector and performed in accordance with 40 C.F.R. 763, Subpart E. If the hazardous substances or asbestos containing materials of > 1% asbestos are to be disturbed during any training activity they must be removed prior to beginning that activity. Removal of asbestos < or =1% is not required prior to live fire training.

In live fire training structures where < or = 1% asbestos has been disturbed, the fire department will provide written notice to the owner/agent that asbestos has been disrupted and remains on-site.

For structures built before 1978, you must assume that painted surfaces are likely to contain lead and inform workers of this presumption. Surveys for lead containing paints are not required. Lead containing paints are not required to be removed prior to training activities.

If the training activity will not disturb the hazardous substance, the material must be clearly marked and all participants must be shown the location of the substance and directed not to disturb the materials.

(b) Acquired or built structures used for fire service training that does not involve live fire must be surveyed for the following

hazards and those hazards abated prior to the commencement of training activities:

(i) In preparation for training, an inspection of the training building must be made to determine that the floors, walls, stairs and other structure components are capable of withstanding the weight of contents, participants and accumulated water.

(ii) Hazardous materials and conditions within the structure must be removed or neutralized, except as exempted in (a) of this subsection.

(A) Closed containers and highly combustible materials must be removed.

(B) Oil tanks and similar closed vessels that cannot easily be removed must be vented sufficiently to eliminate an explosion or rupture.

(C) Any hazardous or combustible atmosphere within the tank or other vessel must be rendered inert.

(D) Floor openings, missing stair treads or railings, or other potential hazards must be repaired or made inaccessible.

(iii) If applicable, floors, railings and stairs must be made safe. Special attention must be given to potential chimney hazards.

(iv) Debris hindering the access or egress of firefighters must be removed before continuing further operations.

(v) Debris creating or contributing to unsafe conditions must be removed before continuing further operations.

(c) Asbestos training. Firefighters must be provided asbestos awareness training, including communication of the existence of asbestos-containing material (ACM) and presumed-asbestos-containing material (PACM). Training must be provided prior to initial assignment and annually thereafter, and must include:

(i) The physical characteristics of asbestos including types, fiber size, aerodynamic characteristics and physical appearance.

(ii) Examples of different types of asbestos and asbestos-containing materials to include flooring, wall systems, adhesives, joint compounds, exterior siding, fire-proofing, insulation, roofing, etc. Real asbestos must be used only for observation by trainees and must be enclosed in sealed unbreakable containers.

(iii) The health hazards of asbestos including the nature of asbestos related diseases, routes of exposure, dose-response relationships, synergism between cigarette smoking and asbestos exposure, latency period of diseases, hazards to immediate family, and the health basis for asbestos standards.

(iv) Instruction on how to recognize damaged, deteriorated, and delamination of asbestos-containing building materials.

(v) Decontamination and clean-up procedures.

(vi) Types of labels that are used within different industries to identify ACM or PACM that is present within structures. The labeling system the employer will use during training to identify asbestos and ACM/PACM during destructive drilling and training.

(vii) The location and types of ACM or PACM within any fire department owned or leased structures and the results of any "Good Faith Survey" done on fire department owned or leased structures.

(8) Asbestos exposure during destructive training activities. Fire department employees are exempt from the requirements of chapter 296-65 WAC and WAC 296-62-077, provided they comply with the following requirements:

(a) Fire departments must obtain a good faith asbestos inspection/survey from the property owner/agent prior to disturbing building

materials. The good faith survey must comply with chapter 296-62 WAC Part I-1 and must be conducted by an AHERA accredited inspector and performed in accordance with 40 C.F.R. 763, Subpart E.

(b) Good faith surveys must be shared with all employers and employees prior to using any structure.

(c) Materials containing >1% asbestos must be marked by a system recognized by all members. ACM/PACM may not be disturbed prior to, or during training, or must be removed by a certified asbestos abatement contractor prior to training activities. The incident safety officer for the training must walk all participants through the structure and inform them of the location of all ACM/PACM and that this material is not to be disturbed. If the structure is used for a black-out drill, the incident safety officer must instruct members that ACM/PACM is present and take precautions to ensure these materials are not disturbed during the training. A walk through is not required for black-out drills.

(d) Destructive drilling must not occur in a structure until the fire department has received a good faith asbestos survey from the owner/agent and ensured that any ACM or PACM has been abated from substrates upon which destructive drill tasks are planned to be performed. All suspect asbestos materials designated for destructive drill tasks will be identified, evaluated and tested by an accredited AHERA lab.

(e) Materials containing \leq 1% asbestos must be labeled by a system recognized by all members. Prior to initiating any destructive drilling on materials containing \leq 1% asbestos, the incident safety officer for the training must walk all participants through the structure and inform them of the location of asbestos.

(f) Firefighters must wear SCBA and turnouts whenever exposed to asbestos.

(g) Firefighters must be provided gross decontamination at the drill site by rinsing/brushing the firefighters turnouts and SCBA with water.

(h) Hand tools and other asbestos contaminated equipment will be rinsed off prior to being returned to the apparatus or service. Tools and equipment that cannot be decontaminated on site must be placed in sealed containers until they can be decontaminated. Care must be taken to not spread the asbestos.

(i) PPE that may have been contaminated with asbestos must be cleaned in a manner recommended by the manufacturer and that prevents the exposure of the employee cleaning the PPE. PPE that cannot be cleaned on-site must be placed in sealed containers until they can be decontaminated.

(j) In structures scheduled for demolition, or that will be turned over to another employer, where \leq 1% asbestos has been disturbed, the fire department will provide written notice to the owner/agent that asbestos has been disrupted and remains on-site. The fire department will inform the owner/agent, in writing, that access to the property must be limited to the demolition or asbestos contractor.

(k) The fire department will secure the structure after all drills and at the conclusion of the use of the structure. Securing the structure may include but not be limited to, locking or boarding up windows, doors, and wall and roof openings. The site of the structure may also require fencing. When asbestos material of \leq 1% has been disturbed by the fire department's drill activities, the site will be posted with warning signs. These signs will notify entrants onto the

site that asbestos debris of < or = 1% has been left on the site. For fire department members who plan to enter the structure or the building footprint, the signs will state the necessity of full turn-outs and SCBA with decontamination procedures. The signs will also state that entry into the building or the building footprint is prohibited by any persons other than the fire department and the demolition/abatement contractor.

(9) Additional training. Training must be provided on topics according to the job duties and potential hazards as outlined in Table 2, Subject Specific Training.

Table 2 Subject Specific Training	
Topic	Training requirements found in:
HEALTH AND SAFETY	
Noise and hearing loss prevention	<ul style="list-style-type: none"> • Chapter 296-817 WAC, Hearing loss prevention (noise) • WAC 296-305-02004
Respiratory equipment	<ul style="list-style-type: none"> • Chapter 296-842 WAC, Respirators • WAC 296-305-04001
Employee right-to-know procedures	<ul style="list-style-type: none"> • WAC 296-901-14016 Employee information and training
Identification and handling of asbestos-containing materials likely to be encountered during a fire response	<ul style="list-style-type: none"> • WAC 296-62-07722(5) as appropriate to asbestos encountered during a fire response, or EPA awareness level asbestos two hour training course
FIRE SUPPRESSION	
Overhaul procedures and operations	<ul style="list-style-type: none"> • WAC 296-305-05000 and 296-305-05002
Live fire training in structures	<ul style="list-style-type: none"> • NFPA 1403, Standard on Live Fire Training Evolutions, 2007 Edition
Wildland fires	<ul style="list-style-type: none"> • WAC 296-305-07010 through 296-305-07018 • The National Wildfire Coordination Group (NWCG) firefighter II • All training for assigned wildland incident command positions must be completed prior to assignment by the IC
INCIDENT MANAGEMENT	
Incident management training	<ul style="list-style-type: none"> • National Incident Management System • NFPA 1561, Standard on Emergency Services Incident Management System, 2008 edition (available on-line)
EMERGENCY MEDICAL	
Emergency medical training	<ul style="list-style-type: none"> • WAC 296-305-02501
HAZARDOUS MATERIALS	

Table 2 Subject Specific Training	
Topic	Training requirements found in:
Hazardous materials training	<ul style="list-style-type: none"> • Chapter 296-824 WAC, Emergency response • Nonconflicting portions of NFPA 472, Standard for Competence of Responders to Hazardous Materials/Weapons of Mass Destruction Incidents, 2008 edition
TECHNICAL RESCUE	
Confined space entry and/or rescue	<ul style="list-style-type: none"> • Chapter 296-809 WAC, Confined spaces • WAC 296-305-05004 • Nonconflicting portions of NFPA 1670, Standard on Operations and Training for Technical Rescue Incidents, 2004 edition • Nonconflicting portions of NFPA 1006, Professional Qualifications for Technical Rescue, 2008 edition
Other technical rescue situations, such as rope, structural collapse, transportation/machinery, trench, water, and wilderness rescue	<ul style="list-style-type: none"> • NFPA 1670, Standard on Operations and Training for Technical Rescue Incidents, 2004 edition • Nonconflicting portions of NFPA 1006, Professional Qualifications for Technical Rescue, 2008 edition
POSITION SPECIFIC DEVELOPMENT	
Aircraft	<ul style="list-style-type: none"> • NFPA 402, Guide for Aircraft Rescue and Firefighting Operations, 2008 edition
Driver training	<ul style="list-style-type: none"> • WAC 296-305-04505(8)

[Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060. WSR 18-22-116, § 296-305-05502, filed 11/6/18, effective 12/7/18; WSR 17-02-066, § 296-305-05502, filed 1/3/17, effective 2/3/17. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060 and 29 C.F.R. 1910.156, Fire brigades. WSR 13-05-070, § 296-305-05502, filed 2/19/13, effective 1/1/14.]

WSR 22-15-090
PERMANENT RULES
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed July 19, 2022, 8:32 a.m., effective August 19, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: This rule making aligns WAC 296-27-01113 with the language in Occupational Safety and Health Administration's (OSHA) rule in 29 C.F.R. 1904.10, Recording criteria for cases involving occupational hearing loss. OSHA updated its requirements in 2003. The OSHA rule requires recording hearing loss discovered under an employer's hearing conservation program. OSHA also requires employers to record every standard threshold shift (STS) identified with thresholds above the 25 dB average.

No requirements are being changed during this rule making, only updating language in WAC 296-27-01113 to be at-least-as-effective-as 29 C.F.R. 1904.10, Recording criteria for cases involving occupational hearing loss, and correcting images in WAC 296-817-30015 so they are easily read.

Amended Sections:

WAC 296-27-01113 Recording criteria for occupational hearing loss cases.

- Updated "recordable threshold shift (RTS)" in subsection (1) to "work-related standard threshold shift (STS)."
- Added new sentence to end of subsection (1) that states "Audiometric testing is required by chapter 296-817 WAC, Hearing loss prevention (noise)."
- Removed original language from subsection (2), as well as the note below the subsection, and added new language that states "Minimum recordable hearing thresholds. It is not required to record an STS when the average threshold level for the employee's current audiogram at 2000 Hz, 3000 Hz, and 4000 Hz average less than 25 dB. No age adjustment is allowed for this determination."
- Updated "To determine whether RTS has occurred" at the beginning of subsection (3) to "Age related hearing loss."
- Updated the language in subsection (3) which allows employers to use age adjustment tables during reviews of STSs. The previous rule language required additional hearing loss record reviews to use age adjustment.
- Updated multiple uses of "RTS" in subsection (4) to "STS."
- Added "Work-relatedness" to the beginning of subsection (5).
- Added subdivision letter (a) before the first sentence of subsection (5).
- Added subdivision letter (b) in place of subsection number (6) and added new reference about following the rules set out in WAC 296-27-01103 Determination of work-relatedness.

WAC 296-817-30015 Use these equations when estimating full-day noise.

- Updated image of equation only.

Citation of Rules Affected by this Order: Amending WAC 296-27-01113 and 296-817-30015.

Statutory Authority for Adoption: RCW 49.17.010, 49.17.040, and 49.17.050.

Other Authority: Chapter 49.17 RCW.

Adopted under notice filed as WSR 22-10-106 on May 4, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 1, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: July 19, 2022.

Joel Sacks
Director

OTS-3502.1

AMENDATORY SECTION (Amending WSR 19-17-068, filed 8/20/19, effective 1/1/20)

WAC 296-27-01113 Recording criteria for occupational hearing loss cases. (1) The employer must record a hearing loss case on the OSHA 300 Log (~~(by checking)~~) and check the column for hearing loss if an employee's hearing test (audiogram) reveals that a ~~((recordable))~~ work-related standard threshold shift ((RTS)) (STS) has occurred in one or both ears ~~((has occurred))~~. Audiometric testing is required by chapter 296-817 WAC, Hearing loss prevention (noise).

(2) ~~((The employer must evaluate the employee's current audiogram with their baseline audiogram to determine whether a RTS has occurred. If the employee has previously experienced a recorded hearing loss, you must compare the employee's current audiogram with the audiogram reflecting the employee's previously recorded hearing loss case.~~

Note: Audiometric test results reflect the employee's overall hearing ability in comparison to audiometric zero. Therefore, using the employee's current audiogram, you must use the average hearing level at 2000, 3000, and 4000 Hz to determine whether or not the employee's total hearing level is 25 dB or more.

~~(3) To determine whether RTS has occurred,))~~ Minimum recordable hearing thresholds. It is not required to record an STS when the average threshold level for the employee's current audiogram at 2000 Hz, 3000 Hz, and 4000 Hz average less than 25 dB. No age adjustment is allowed for this determination.

(3) Age related hearing loss. The employer may age adjust the employee's current audiogram results by using Tables A-1 or A-2 in Appendix A of this chapter ((. The employer may not use an age adjustment when determining whether the employee's total hearing level is 25 dB or more above audiometric zero)) to determine if it must be recorded (evaluations from WAC 296-817-20035(3) are still required). Compare the age-adjusted audiogram to the employee's original baseline audiogram or the last audiogram that resulted in a recordable STS (do not

age adjust the baseline or previously recorded audiogram). If the average threshold shift at 2000, 3000, and 4000 Hz from the original baseline or previously recorded audiogram to the current age adjusted audiogram is less than 10 dB, the hearing loss case is not required to be recorded.

(4) The employer is not required to record the hearing loss case on the OSHA 300 Log if they retest the employee's hearing within thirty days of the first test, and the retest does not confirm the ((RTS)) STS. If the retest confirms the ((RTS)) STS, the employer must record the hearing loss illness within seven calendar days of the retest. If subsequent audiometric testing indicates that an ((RTS)) STS is not persistent, the employer may erase or line-out the recorded entry.

(5) Work-relatedness.

(a) The employer must consider the case to be work-related if an event or exposure in the work environment either caused or contributed to the hearing loss or significantly aggravated a preexisting hearing loss.

((+6)) (b) The employer is not required to consider the case work-related or recordable if a physician or other licensed health care professional determines, following the rules set out in WAC 296-27-01103 Determination of work-relatedness, that the hearing loss is not work-related or has not been significantly aggravated by occupational noise exposure.

[Statutory Authority: RCW 49.17.010, 49.17.040, and 49.17.050. WSR 19-17-068, § 296-27-01113, filed 8/20/19, effective 1/1/20; WSR 15-11-066, § 296-27-01113, filed 5/19/15, effective 7/1/15. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. WSR 07-03-163, § 296-27-01113, filed 1/24/07, effective 4/1/07; WSR 03-24-085, § 296-27-01113, filed 12/2/03, effective 1/1/04; WSR 02-22-029, § 296-27-01113, filed 10/28/02, effective 1/1/03. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 02-01-064, § 296-27-01113, filed 12/14/01, effective 1/1/02.]

OTS-3503.1

AMENDATORY SECTION (Amending WSR 15-23-086, filed 11/17/15, effective 12/18/15)

WAC 296-817-30015 Use these equations when estimating full-day noise exposure from sound level measurements. You must compute employee's full-day noise exposure by using the appropriate equations from Table 2 "Noise Dose Computation" **when** using a sound level meter to estimate noise dose.

Table 2
Noise Dose Computation

Description	Equation
Compute the noise dose based on several time periods of constant noise during the shift	<p>The total noise dose over the work day, as a percentage, is given by the following equation where C_n indicates the total time of exposure at a specific noise level, and T_n indicates the reference duration for that level.</p> $D = 100 \times \left(\frac{C_1}{T_1} + \frac{C_2}{T_2} + \frac{C_3}{T_3} + \dots + \frac{C_n}{T_n} \right)$
The reference duration is equal to the time of exposure to continuous noise at a specific sound level that will result in a one hundred percent dose	<p>The reference duration, T, for sound level, L, is given in hours by the equation:</p> $T = \frac{8}{2^{\frac{(L-90)}{5}}}$
Given a noise dose as a percentage, compute the equivalent eight-hour time weighted average noise level	<p>The equivalent eight-hour time weighted average, TWA_8, is computed from the dose, D, by the equation:</p> $TWA_8 = 16.61 \times \log_{10} \left(\frac{D}{100} \right) + 90$

Description	Equation
<u>Compute the noise dose based on several time periods of constant noise during the shift.</u>	<p>The total noise dose over the work day, as a percentage, is given by the following equation where C_n indicates the total time of exposure at a specific noise level, and T_n indicates the reference duration for that level.</p> $D = 100 * ((C_1/T_1) + (C_2/T_2) + (C_3/T_3) + \dots + (C_n/T_n))$
<u>The reference duration is equal to the amount of time of exposure to continuous noise at a specific sound level that will result in a one hundred percent dose.</u>	<p>The reference duration, T, for sound level, L, is given in hours by the equation:</p> $T = 8 / (2^{((L - 90) / 5)})$
<u>Given a noise dose as a percentage, compute the equivalent eight hour time weighted average noise level.</u>	<p>The equivalent eight-hour time weighted average, TWA_8, is computed from the dose, D, by the equation:</p> $TWA_8 = 16.61 * \text{Log}_{10}(D/100) + 90$

[Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050. WSR 15-23-086, § 296-817-30015, filed 11/17/15, effective 12/18/15. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060. WSR 03-11-060, § 296-817-30015, filed 5/19/03, effective 8/1/03.]

WSR 22-15-095

PERMANENT RULES

DEPARTMENT OF HEALTH

(Board of Osteopathic Medicine and Surgery)

[Filed July 19, 2022, 9:43 a.m., effective August 19, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Chapter 246-854 WAC, Osteopathic physicians' assistants; and chapter 246-855 WAC, Osteopathic physicians' acupuncture assistants. SHB 2378 (chapter 80, Laws of 2020) repealed chapter 18.57A RCW. As a result of this law being repealed, the board of osteopathic medicine and surgery (board) is repealing chapters 246-854 and 246-855 WAC as they are no longer supported by statute and are no longer under the authority of the board. All physician assistants now fall under the authority of the Washington medical commission and its rules.

Citation of Rules Affected by this Order: Repealing WAC

246-854-005, 246-854-007, 246-854-010, 246-854-015, 246-854-021, 246-854-025, 246-854-030, 246-854-035, 246-854-075, 246-854-076, 246-854-080, 246-854-081, 246-854-082, 246-854-085, 246-854-086, 246-854-095, 246-854-105, 246-854-110, 246-854-112, 246-854-115, 246-854-116, 246-854-200, 246-854-210, 246-854-220, 246-854-230, 246-854-240, 246-854-241, 246-854-242, 246-854-255, 246-854-260, 246-854-265, 246-854-270, 246-854-275, 246-854-280, 246-854-285, 246-854-290, 246-854-295, 246-854-300, 246-854-305, 246-854-310, 246-854-315, 246-854-320, 246-854-325, 246-854-330, 246-854-335, 246-854-340, 246-854-345, 246-854-350, 246-854-355, 246-854-360, 246-854-365, 246-854-370, 246-855-010, 246-855-020, 246-855-030, 246-855-040, 246-855-050, 246-855-060, 246-855-070, 246-855-080, 246-855-090, 246-855-100, and 246-855-110.

Statutory Authority for Adoption: SHB 2378 (chapter 80, Laws of 2020).

Adopted under notice filed as WSR 22-06-071 on February 28, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 63.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 63.

Date Adopted: July 19, 2022.

Alex Sobel, DO, Chair
Board of Osteopathic Medicine and Surgery

OTS-3559.1

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 246-854-005	Definitions.
WAC 246-854-007	Application withdrawals.
WAC 246-854-010	Approved training and additional skills or procedures.
WAC 246-854-015	Use and supervision of an osteopathic physician assistant.
WAC 246-854-021	Delegation agreements.
WAC 246-854-025	Remote site.
WAC 246-854-030	Prescriptions.
WAC 246-854-035	Osteopathic physician assistant—Scope of practice.
WAC 246-854-075	Background check—Temporary practice permit.
WAC 246-854-076	Temporary practice permit—Military spouse eligibility and issuance.
WAC 246-854-080	Osteopathic physician assistant—Requirements for licensure.
WAC 246-854-081	How to return to active status when a license has expired.
WAC 246-854-082	Requirements for obtaining an osteopathic physician assistant license for those who hold an active allopathic physician assistant license.
WAC 246-854-085	Osteopathic physician assistant interim permit—Qualifications and requirements.
WAC 246-854-086	Reentry to practice requirements.
WAC 246-854-095	Scope of practice—Allopathic alternate physician.
WAC 246-854-105	Practice limitations due to disciplinary action.
WAC 246-854-110	Osteopathic physician assistant renewal and continuing medical education cycle.
WAC 246-854-112	Retired active license.
WAC 246-854-115	Continuing medical education requirements.
WAC 246-854-116	Mandatory one-time training in suicide assessment, treatment, and management.
WAC 246-854-200	Sexual misconduct.
WAC 246-854-210	Abuse.
WAC 246-854-220	Use of laser, light, radiofrequency, and plasma devices as applied to the skin.

WAC 246-854-230	Nonsurgical medical cosmetic procedures.
WAC 246-854-240	Intent and scope.
WAC 246-854-241	Exclusions.
WAC 246-854-242	Definitions.
WAC 246-854-255	Patient notification, secure storage, and disposal.
WAC 246-854-260	Use of alternative modalities for pain treatment.
WAC 246-854-265	Continuing education requirements for opioid prescribing.
WAC 246-854-270	Patient evaluation and patient record.
WAC 246-854-275	Treatment plan—Acute nonoperative pain.
WAC 246-854-280	Treatment plan—Acute perioperative pain.
WAC 246-854-285	Patient evaluation and patient record.
WAC 246-854-290	Treatment plan—Subacute pain.
WAC 246-854-295	Patient evaluation and patient record.
WAC 246-854-300	Treatment plan.
WAC 246-854-305	Written agreement for treatment.
WAC 246-854-310	Periodic review.
WAC 246-854-315	Consultation—Recommendations and requirements.
WAC 246-854-320	Consultation—Exemptions for exigent and special circumstances.
WAC 246-854-325	Consultation—Exemptions for the osteopathic physician assistant.
WAC 246-854-330	Pain management specialist.
WAC 246-854-335	Tapering requirements.
WAC 246-854-340	Patients with chronic pain, including those on high doses, establishing a relationship with a new practitioner.
WAC 246-854-345	Special populations—Patients twenty-five years of age or under, pregnant patients, and aging populations.
WAC 246-854-350	Episodic care of chronic opioid patients.
WAC 246-854-355	Coprescribing of opioids with certain medications.
WAC 246-854-360	Coprescribing of opioids for patients receiving medication assisted treatment.
WAC 246-854-365	Coprescribing of naloxone.
WAC 246-854-370	Prescription monitoring program—Required registration, queries, and documentation.

OTS-3560.1

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 246-855-010	Acupuncture—Definition.
WAC 246-855-020	Acupuncture assistant education.
WAC 246-855-030	Acupuncture—Program approval.
WAC 246-855-040	Osteopathic acupuncture physicians' assistant's examination.
WAC 246-855-050	Investigation.
WAC 246-855-060	English fluency.
WAC 246-855-070	Supervising physicians' knowledge of acupuncture.
WAC 246-855-080	Utilization.
WAC 246-855-090	Prohibited techniques and tests.
WAC 246-855-100	AIDS education and training.
WAC 246-855-110	Application for registration.

WSR 22-15-096
PERMANENT RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 22-71—Filed July 19, 2022, 10:42 a.m., effective August 19, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The overall purpose of these rule amendments is the continuing provision of sustainable recreational hunting opportunities and population management of covered wildlife species, in furtherance of RCW 77.04.012.

WAC 220-412-100 Landowner hunting permits. This slight rule change is to permit allocations and season dates for properties enrolled in the landowner hunting permit program. In addition, staff corrected wording changes to the WAC that addresses identified discrepancies between the WAC language and Commission Policy C-6002. These changes have aligned and reestablished the language in the commission policy.

WAC 220-415-020 2021-2023 Deer general seasons and definitions. The department sets deer general seasons in accordance with the department's mandate to provide recreational hunting opportunity and preserve, protect, perpetuate, and manage wildlife populations, RCW 77.04.012. Changes are considered on an annual basis or due to emerging needs. Changes for 2022 include:

1. A change to black-tailed deer early archery 2022 general season dates to fix an error in the 2021-2023 season setting process that inadvertently lengthened the early archery season and created overlap with elk muzzleloader special permits in the same hunt areas. The change avoids season overlap and potential conflict among different weapon-type hunters in the same hunt area.

2. A change in the list of GMUs for western Washington black-tailed deer early muzzleloader season is to fix a minor error (GMUs listed out of order). This change clarifies open GMUs.

3. A change in the 2022 and 2023 late archery mule deer general season for GMUs 209, 215, 233, 243, 250 is to fix an error in the 2021-2023 three-year season setting process which had inadvertently shortened the season without public input. This change is to restore season length and hunting opportunity to previous levels.

WAC 220-415-030 2022 Deer special permits. The primary purpose of this rule is to retain with minor modifications deer special permit opportunity in 2022 in accordance with the department's mandate to provide recreational hunting opportunity and preserve, protect, perpetuate, and manage wildlife populations, RCW 77.04.012. Changes to deer special permit availability (i.e., permit dates, permit levels) are to balance hunting opportunity among user groups with deer population status (i.e., increased hunting opportunities when populations allow, reduced opportunities when declining numbers warrant reduction), and to retain consistency in season timing (e.g., open/close day of week). Notable rule changes include:

1. Reductions in permits in the antlerless, youth, second deer, and hunter with disability categories are to assist population recovery of white-tailed deer and mule deer. These changes are in response to hemorrhagic disease outbreaks in eastern Washington during late summer of 2021, which reduced local population abundance. Reductions in Region 2 are also warranted due to concern over poor population productivity. A reduction in white-tailed deer and mule deer special

permit hunting opportunity, in units/hunts where outbreaks occurred, to facilitate population rebound.

2. Reductions in permits in the quality and buck categories are to balance hunter opportunity with population status (i.e., the number of bucks on the landscape) for white-tailed deer and mule deer. These changes are in response to hemorrhagic disease outbreaks in eastern Washington during late summer of 2021, which reduced local population abundance. A reduction in white-tailed deer and mule deer special permit hunting opportunity in units/hunts where outbreaks occurred.

3. Moving Skokomish quality deer permit opportunity to the buck category; reductions in permit numbers in buck, antlerless, senior, and hunter with disability categories in GMU 636 in response to harvest trends that indicate population decline in the unit.

4. Reductions in antlerless deer permits in North River (GMU 658), Minot Peak (GMU 660), Capitol Peak (GMU 663), and Williams Creek (GMU 673) and reductions in youth, 65+ senior, and hunters with disabilities permit levels for North River (GMU 658) and Capitol Peak (GMU 663) in response to harvest trends (i.e., total harvest, success, ratio of bucks to antlerless animals harvested) that indicate potential population decline, motivating conservative target harvest levels.

5. A clerical error was discovered in hunt 1730 GMU 485, hunters with disability after the commission adopted these rules in April 2022. The permits should be buck only, but antlerless was mistakenly entered as the legal deer. This was corrected by commission action at the July 15, 2022, meeting.

WAC 220-415-040 Elk area descriptions.

1. An elk area (3911) boundary rule change to exclude an area of nonagricultural land. Under the current boundary, elk in the unincorporated Washington department of fish and wildlife (WDFW) property are frequently pressured onto neighboring private property by hunting activity, occasionally creating conflict with landowners. Neighboring landowners have requested the change as they believe elk are being pressured onto private crop fields. A new boundary fence may be constructed in the near future in cooperation with the irrigation district.

2. An elk area (1054) is in GMU 154. WDFW anticipates a better ability to mitigate elk damage in GMU 154 by concentrating hunting activity where damage is most prevalent, while preventing additional harvest of antlerless elk in other areas of GMU 154 where population growth is a priority.

WAC 220-415-050 2021-2023 Elk general seasons and definitions.

The department sets elk general seasons in accordance with the department's mandate to provide recreational hunting opportunity and preserve, protect, perpetuate, and manage wildlife populations, RCW 77.04.012. Rule changes to general seasons are considered at a three-year cycle (most recently completed in 2021). Minor changes are considered on an annual basis or due to emerging needs. Rule changes for 2022 include:

1. A change to the eastern Washington archery and muzzleloader general season open GMUs is to exclude deer area 5382. This change is to eliminate overlap between elk general season hunters and deer special permit holders in deer area 5382, thereby maintaining hunt quality for deer special permit holders and minimizing potential conflict between elk general season hunters and deer special permit hunters.

WAC 220-415-060 2022 Elk special permits. The primary purpose of this rule amendment [is] to retain elk special permit opportunity in 2022 in accordance with the department's mandate to provide recrea-

tional hunting opportunity and preserve, protect, perpetuate, and manage wildlife populations, RCW 77.04.012. Specific changes to elk special permit availability (i.e., permit dates, permit levels) are to balance hunting opportunity among user groups against elk population status (i.e., increased hunting opportunities when populations allow, reduced opportunities when declining numbers warrant reduction), to retain consistency in season timing (e.g., open/close day of week), or to avoid overlap among big game special permits and general seasons (e.g., overlap of seasons with different legal weapon types). Notable rule changes include:

1. Reduction in permit levels for quality elk permits in some of the Blue Mountains elk herd area (Blue Creek, Tucannon, Wenaha East, Mountain View, Peola) in response to reduced elk abundance in this population.

2. Elimination of the Mt. Adams "quality" elk special permit hunt. This permit opportunity has declined in quality (i.e., hunter success, satisfaction) and has caused conflict among hunters of different weapon types due to overlapping deer general seasons.

3. Elimination of the Carlton and West Goat Rocks special permit hunts. This permit opportunity has declined in quality (i.e., hunter success, satisfaction) and is sensitive to land closures (e.g., because of wildfire) because of the restricted hunt areas. The department is offsetting the loss of quality elk opportunity in this area by increasing permit opportunity in the South Rainier and Packwood hunts, which offer more flexibility to an individual hunter in hunt area. A decreased quality bull permit opportunity (reduction in 10 permits), albeit offset by an increase in permit opportunity within the same area (i.e., South Rainier and Packwood hunts).

4. Increased permit levels for Skokomish bull elk permits. This rule change will increase the bull elk permit opportunity.

5. Reduction of permit levels for antlerless elk permits in the Mount St. Helens elk herd area (Winston, Coweeman, Lewis River, Washougal, Siouxon, Wind River, West Klickitat) in response to population declines.

6. Elimination of the Forks 65+ senior antlerless elk special permit. The hunt is designed to address conflict elk, but the number of hunters has created crowding and associated landowner complaints. This will reduce (by 10 permits) the 65+ senior antlerless elk special permit draw opportunity.

7. New "incentive" special permits that are associated with the department's pilot program to incentivize the harvest of elk that display signs of treponeme-associated hoof disease. This will give additional permit opportunity (19 permits) to hunters that participated in the department's elk hoof disease incentive program (<https://wdfw.wa.gov/species-habitats/diseases/elk-hoof/incentive-permits>).

WAC 220-415-070 2022 Moose seasons, permit quotas, and areas.

1. A rule change to exclude Parker Lake from hunt area 49°N. The excluded area is undergoing a large-scale timber harvest that will negatively impact hunt quality. The excluded area will likely be re-stored in the future.

2. A change to the hunt area of the Hangman and Cheney B hunts that expands the hunt area to include GMU 139. The purpose of the rule is to expand hunting opportunity while assisting the department in addressing moose that occasionally cause conflict.

WAC 220-415-120 2022 Bighorn sheep seasons, permit quotas, and areas.

1. Changes to bighorn sheep permit availability (i.e., permit levels) are to balance hunting opportunity with population status. Elimination of Selah Butte and Umtanum (Yakima bighorn herd) adult ewe, juvenile ram, and youth permits are due to a recent outbreak of bighorn sheep pneumonia. This will reduce special permit hunting opportunity for bighorn sheep in the two hunt areas.

2. An adjustment of hunt dates is to increase or maintain the number of open days for some hunts. The rule will maintain or increase the hunting opportunity as measured by hunting days.

3. Modification of the hunt area for the Mountain View - Black Butte hunt is to increase the hunt area to include GMU 186 and portions of GMU 181.

WAC 220-415-130 2022 Mountain goat seasons, permit quotas, and areas.

1. A one-permit reduction in mountain goat permit availability of the Goat Rocks East hunt is to balance hunting opportunity with population status.

2. Suspension of "conflict reduction special permits." These permits are in association with a depopulation effort on the Olympic Peninsula. In summer 2022, aerial removal efforts will continue in the current hunt areas. As a result, few, if any, mountain goats are anticipated to remain in the hunt area and hunting opportunity will be poor quality. This change is to avoid poor hunt quality, at the expense of reduced mountain goat draw opportunity. Future permit opportunity may be reinstated after the aerial removal has concluded if mountain goats remain in accessible locations in the hunt area.

WAC 220-416-060 2021-2022 Migratory gamebird seasons and regulations. Migratory gamebird seasons and regulations are developed based on cooperative management programs among states of the Pacific Flyway and the United States Fish and Wildlife Service (USFWS), considering population status and other biological parameters. The rule establishes migratory gamebird seasons and regulations to provide recreational opportunity, control waterfowl damage, and conserve the migratory gamebird resources of Washington. The rule change will:

1. Adjust season dates relative to 2022-2023 calendar dates;

2. Maintain the "liberal regulatory alternative" as prescribed by the Western Mallard Adaptive Harvest Management Protocol for season length and bag-limit for ducks (107 days, up to seven duck bag-limit, including no more than two female mallards);

3. Maintain one-pintail per day bag-limit and associated possession limit per the USFWS Northern Pintail Harvest Strategy;

4. Maintain two-scaup per day bag-limit and associated possession limits, while maintaining an 86-day season length per the optimal regulatory alternative described in AHM protocol;

5. Evaluate sea duck harvest estimates in relation to the most recent PSAMP aerial survey results for consistency with the WDFW sea duck management strategies of less than five percent of the winter index. Based on WDFW sea duck harvest strategy guidelines, harlequin duck harvest has exceeded the five percent threshold, requiring further restriction. At this time, without a limited-user entry option, the harlequin duck bag-limit must be removed and closed to harvest.

6. Decrease the Canada goose (including cackling geese) daily bag-limit in Goose Management Area 2-Coast and Goose Management Area 2-Inland to three Canada geese per day bag-limit and associated possession limits during the regular season;

7. The brant season in Skagit County will start closed as the most recent three-year winter index has fallen below 3,000 brant;

8. Adjusts the nine-day band-tailed pigeon season dates to start and end on a weekend; and

9. Clarifies that mandatory harvest reporting information must be recorded within the designated spaces provided on the harvest record card.

Citation of Rules Affected by this Order: Amending WAC 220-412-100, 220-415-020, 220-415-030, 220-415-040, 220-415-050, 220-415-060, 220-415-070, 220-415-120, 220-415-130, and 220-416-060.

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

Other Authority: RCW 77.04.012, 77.04.055, and 77.12.047.

Adopted under notice filed as WSR 22-04-104 [22-04-103] on February 1, 2022.

Changes Other than Editing from Proposed to Adopted Version: WAC 220-412-100 Landowner hunting permits. None.

WAC 220-415-020 2021-2023 Deer general seasons and definitions. None.

WAC 220-415-030 2021 Deer special permits.

Change: Adjust the Region 2 master hunter deer hunt dates to correspond with the 2022/2023 calendar year.

Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Region 2	Any/2nd deer tag	Master Hunter	Aug. 1, 2021 - Mar. 31, 2022 ; Aug. 1, 2022 - Mar. 31, 2023	Antlerless	Designated Areas in Region 2	10 ^{HC}

Rationale: The dates for this hunt were not updated in initial rule-making proposals.

Change: permit date adjustments in the Green River deer hunts and eliminating the Green River Youth hunt and replacing it with a Hunters with Disabilities hunt.

Hunt Name	Category	Weapon/Tag	Hunt Dates	Special Restrictions	Boundary	Permits
Green River	Quality	Any tag	Nov. 13-19 ; Oct 15-21	Any buck	GMU 485	5
Green River	Youth	Any	TBD	Any buck	GMU 485	5
Green River	Hunters with Disabilities	Any	TBD Oct. 15-21	Antlerless	GMU 485	5

Rationale: Adjustments are because of negotiation with tribal co-managers which occurs after filing of the CR-102. Youth and hunters with disabilities categories cycle across years to allocate limited opportunity among users.

Change: Adjusted permit levels as follows:

Category	Hunt Name	Weapon/tag	Proposed	Final 2022	Permits	Special Restrictions
Quality	Chiwawa	E. Archery	8	6	-2	Any buck
Quality	Slide Ridge	E. Modern	9	8	-1	Any buck
Quality	Slide Ridge	E. Archery	2	1	-1	Any buck
Quality	Ritzville	E. Archery	11	10	-1	Any buck
Quality	Desert	E. Modern	24	25	1	Any buck
Quality	Desert	E. Archery	20	13	-7	Any buck
Quality	Naneum	E. Archery	7	5	-2	Any buck
Quality	Quilomeme	E. Modern	19	20	1	Any buck
Quality	Quilomeme	E. Archery	7	6	-1	Any buck
Quality	Quilomeme	E. Muzzleloader	2	3	1	Any buck

Category	Hunt Name	Weapon/tag	Proposed	Final 2022	Permits	Special Restrictions
Quality	Teanaway	E. Modern	26	29	3	Any buck
Quality	Teanaway	E. Archery	42	15	-27	Any buck

Rationale: The permit levels for these hunts are set using a special permit allocation formula. The special permit allocation formula considers harvest statistics of the preceding five years - specifically, the number of hunters and the number of harvests (i.e., success) - and license sales of the immediately preceding license year to allocate the number of permits by weapon type. The goal is to set permits by weapon type at levels that meet a harvest target, which is set by the district biologist based on population characteristics. Much of the information comes in after the CR-102 is filed thus changes are often needed between the time the CR-102 is filed and commission approval.

Change: Remove the late muzzleloader black-tailed deer antlerless hunt in GMU 627 (25 total permits).

Rationale: This hunt proposal inadvertently overlaps with a general season that already allows the harvest of antlerless deer (i.e., the permit opportunity is redundant with a general season).

Change: permit date adjustments as follows:

Category	Hunt Name	Weapon/Tag	Hunters	Hunt Dates
Buck	Palouse	Modern Firearm	Any	Nov. 6-19 Nov. 5-19
Senior 65+	Mt. Spokane	Modern Firearm	Any	Oct. 15-28 and Nov. 6-19 Nov. 5-19
Hunters with Disabilities	Mt. Spokane	Modern Firearm	Any	Oct. 16-29 and Nov. 6-19 Oct. 15-28 and Nov. 5-19

Rationale: The permit dates were inadvertently not updated for the 2022 license year. The changes bring the permit hunt dates in-line with other hunt dates/seasons in the area and provide consistency for the participating hunters.

Change: "Antlerless" was changed to "buck-only" in hunt 1730 GMU 485 hunters with disability.

Rationale: A clerical error was discovered in hunt 1730 GMU 485 hunters with disability after the commission adopted these rules in April 2022. The commission voted [to] correct this clerical error at the July 15, 2022, meeting. This change aligns with WDFW and the Muckleshoot Tribes' agreed-upon management approach.

WAC 220-415-040 Elk area descriptions. None.

WAC 220-415-050 2021-2023 Elk general seasons and definitions. None.

WAC 220-415-060 2021 Elk special permits.

Change: Permit adjustments in the Green River elk hunts.

Category	Hunt name	Weapon/Tag	Dates	Proposed	Final 2022 Permits	GMUs	Restriction
Quality	Green River	WF, WA, WM	Nov. 13-19 Oct. 15-21	10	10	GMU 485	Any bull
Antlerless	Green River	WF, WA, WM	Nov. 13-19 Oct. 15-21	12	10	GMU 485	Antlerless
Youth	Green River	WF, WA, WM	Oct. 15-21	NA	2	GMU 485	Antlerless

Rationale: Adjustments are a result of negotiations with tribal comanagers which occur after filing of the CR-102. The reduction of two permits in the antlerless category is compensated by the creation of a youth category hunt with two permits, thereby providing opportunity across multiple user groups.

Change: Hunt date adjustments as follows:

Category	Hunt name	Weapon/Tag	Proposed and Final	Species/Restriction
Antlerless	Peshastin	E. Firearm	Dec. 15, 2021 – Feb. 8, 2022 Dec. 15, 2022 - Feb. 8 2023	Antlerless
Youth	Alkali	E. Firearm	Dec. 17, 2021 – Jan 2, 2022 Dec. 17, 2022 - Jan 2, 2023	Antlerless
Master Hunter	Region 2 MH	Any	Aug. 1, 2021 – Mar. 31, 2022 Aug. 1, 2022 - Mar. 31, 2023	Antlerless

Rationale: The dates for these special permits were inadvertently not updated in draft rule-making proposals.

Change: Proposed and final adjustments for hunts in the Yakima elk herd area as follows:

Category	Hunt Name	Weapon/tag	Proposed	Final 2022 Permits	Special	Restrictions
Antlerless	Taneum	E. Firearm	20	180	160	Antlerless
Antlerless	Manastash	E. Firearm	20	130	110	Antlerless
Antlerless	Umtanum	E. Firearm	20	125	105	Antlerless
Antlerless	Little Naches	E. Firearm	20	125	105	Antlerless
Antlerless	Rimrock	E. Firearm	15	145	130	Antlerless
Antlerless	Cowiche	E. Firearm	15	80	65	Antlerless
Antlerless	Taneum Early	E. Archery	60	100	40	Antlerless
Antlerless	Taneum Late	E. Archery	NA	100	New Hunt	Antlerless
Antlerless	Manastash	E. Archery	60	140	80	Antlerless
Antlerless	Umtanum	E. Archery	60	175	115	Antlerless
Antlerless	Nile Early	E. Archery	50	30	-20	Antlerless
Antlerless	Nile Late	E. Archery	NA	30	New Hunt	Antlerless
Antlerless	Rimrock	E. Archery	60	100	40	Antlerless
Antlerless	Cowiche	E. Archery	50	100	50	Antlerless
Antlerless	Taneum	E. Muzzleloader	20	100	80	Antlerless
Antlerless	Manastash	E. Muzzleloader	20	100	80	Antlerless
Antlerless	Umtanum	E. Muzzleloader	20	85	65	Antlerless
Antlerless	Cowiche	E. Muzzleloader	10	60	50	Antlerless
Youth	Yakima North	E. Firearm	10	35	25	Antlerless
Youth	Yakima South	E. Firearm	5	25	20	Antlerless
Youth	Yakima Early	E. Archery	20	55	35	Antlerless
Youth	Yakima Late	E. Archery	20	40	20	Antlerless
Youth	Yakima North	E. Muzzleloader	10	25	15	Antlerless
Youth	Yakima South	E. Muzzleloader	10	15	5	Antlerless
65+ Senior	Yakima Early	E. Archery	10	15	5	Antlerless
Hunters with Disabilities	Yakima North	Any	10	15	5	Antlerless

Rationale: The Yakima population is above objective levels, as estimated by surveys conducted after filing of the CR-102 (late February 2022). Consequently, antlerless harvest can be increased in this population to provide additional opportunity and manage this population toward its objective range.

Change: Proposed and final permit levels as follows:

Category	Hunt Name	Weapon/tag	Proposed	Final 2022	Permits	Special Restrictions
Quality	Blue Creek	E. Modern	9	7	-2	Any Bull Blue Mtns

Category	Hunt Name	Weapon/tag	Proposed		Final 2022	Permits	Special Restrictions
Quality	Couse	E. Modern	5	7	2	Any Bull	Blue Mtns
Quality	Couse	E. Muzzleloader	1	2	1	Any Bull	Blue Mtns
Quality	Dayton	E. Modern	2	3	1	Any Bull	Blue Mtns
Quality	Lick Creek	E. Modern	1	2	1	Any Bull	Blue Mtns
Quality	Lick Creek	E. Archery	2	2	N/A	Any Bull	Blue Mtns
Quality	Mountain View	E. Archery	7	5	-2	Any Bull	Blue Mtns
Quality	Mountain View	E. Muzzleloader	4	4	N/A	Any Bull	Blue Mtns
Quality	Prescott	E. Modern	2	3	1	Any Bull	Blue Mtns
Quality	Colockum	E. Modern	22	11	-11	Any Bull	Colockum
Quality	Colockum	E. Archery	15	6	-9	Any Bull	Colockum
Quality	Colockum	E. Muzzleloader	7	4	-3	Any Bull	Colockum
Quality	Toutle	E. Modern	31	32	1	Any Bull	Mount St. Helens
Quality	Toutle	E. Archery	21	17	-4	Any Bull	Mount St. Helens
Bull	White River	E. Modern	45	44	-1	Any Bull	N. Rainier
Quality	White River	E. Archery	19	18	-1	Any Bull	N. Rainier
Bull	Skokomish	E. Archery	3	4	1	Any Bull	Olympic
Bull	Skokomish	E. Muzzleloader	1	1	N/A	Any Bull	Olympic
Bull	Peaches Ridge	E. Modern	15	17	2	Any Bull	Yakima
Quality	Peaches Ridge	E. Archery	9	8	-1	Any Bull	Yakima
Quality	Peaches Ridge	E. Muzzleloader	4	3	-1	Any Bull	Yakima
Quality	Goose Prairie	E. Muzzleloader	2	1	-1	Any Bull	Yakima
Bull	Goose Prairie	E. Firearm	7	9	2	Any Bull	Yakima
Bull	Observatory	E. Modern	15	16	1	Any Bull	Yakima
Quality	Observatory	E. Archery	18	13	-5	Any Bull	Yakima
Bull	Bethel	E. Modern	7	10	3	Any Bull	Yakima
Quality	Bethel	E. Archery	8	9	1	Any Bull	Yakima
Bull	Rimrock	E. Modern	33	36	3	Any Bull	Yakima
Quality	Rimrock	E. Archery	18	12	-6	Any Bull	Yakima
Bull	Cowiche	E. Modern	4	5	1	Any Bull	Yakima
Quality	Cowiche	E. Muzzleloader	1	2	1	Any Bull	Yakima
Quality	Alkali	E. Modern	25	33	8	Any Bull	Yakima
Quality	Alkali	E. Archery	40	25	-15	Any Bull	Yakima
Quality	Alkali	E. Muzzleloader	10	9	-1	Any Bull	Yakima

NOTE: "N/A" under the "change" column are a result of permit changes in the initial CR-102 filing (February 2022) that were subsequently adjusted after the March 2022 briefing to the same levels as the 2021 license year. Adjustments occurring after the March briefing are a function of the special permit allocation formula, outlined below.

Rationale: The permit levels for these hunts are set using a special permit allocation formula. The special permit allocation formula takes into account harvest statistics of the preceding five years - specifically the number of hunters and the number of harvests (i.e., success) - and license sales of the immediately preceding license year to allocate the number of permits by weapon type. The goal is to set permits by weapon type at levels that meet a harvest target, which is set by the district biologist based on population characteristics. New

information came in after the CR-102 was filed thus changes were needed between the time the CR-102 is filed and commission approval.

WAC 220-415-070 2021 Moose seasons, permit quotas, and areas.

None.

WAC 220-415-120 2021 Bighorn sheep seasons, permit quotas, and areas. None.

WAC 220-415-130 2021 Mountain goat seasons, permit quotas, and areas.

Change: Change the permit level for the North Lake Chelan mountain goat hunt from 2 to 1.

Rationale: Survey data (i.e., population conducted after filing the CR-102 warrants conservative harvest in this hunt unit.

WAC 220-416-060 2022-2023 Migratory gamebird seasons and regulations.

Change: Remove language: "1 harlequin" from daily bag limit and possession limit for regular season.

Rationale: Based on WDFW sea duck harvest strategy guidelines, harlequin duck harvest has exceeded the five percent threshold, requiring further restriction. At this time, without a limited-user entry option, the harlequin duck bag-limit must be removed and closed to harvest.

Change: Add statement: "Harlequin Duck: Season closed statewide."

Rationale: Based on WDFW sea duck harvest strategy guidelines, harlequin duck harvest has exceeded the five percent threshold, requiring further restriction. At this time, without a limited-user entry option, the harlequin duck bag-limit must be removed and closed to harvest.

Change: Remove language: "harlequin,..." from authorization and harvest record card requirement paragraph.

Rationale: Based on WDFW sea duck harvest strategy guidelines, harlequin duck harvest has exceeded the five percent threshold, requiring further restriction. At this time, without a limited-user entry option, the harlequin duck bag-limit must be removed and closed to harvest.

Change: Brant season in Skagit potential open season dates and the known season dates in Clallam and Whatcom counties from January 14, 18, and 21, 2023, to January 21, 25, 28, 2023.

Rationale: Public input suggested a desire for later season dates within the allowable framework window. These later dates also allow for WDFW staff to conduct the aerial survey count of Skagit County at the most appropriate time in relationship to typical migration chronology patterns of brant in Padilla and Samish bays. Finally, it reduces potential harvest pressure during the last weekend of the duck season as hunters have to choose between multiple opportunities, in the case the Skagit County aerial survey remains below 3,000 brant.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 10, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: April 8, 2022.

Barbara Baker, Chair
Fish and Wildlife Commission

OTS-3579.1

AMENDATORY SECTION (Amending WSR 21-14-022, filed 6/28/21, effective 7/29/21)

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 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 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 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 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 the landowner ((LHP)) portion of the permits, but then (~~may be required to~~) must waive the right to all claims for wildlife damage that may occur on their lands. 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 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 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	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	2	EF	Aug. 1 - March 31	Any Elk	Blackrock Ranches
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) **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 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

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
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 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) Centralia Mine

(i) Centralia Mine 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 TransAlta 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) Centralia Mine landowner hunting permits

(i) TransAlta staff will distribute the Centralia Mine 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:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Centralia Mine	5	Sept. 1 - Dec. 31	Antlerless	Centralia Mine

(c) Centralia Mine public hunting permits

(i) Hunters must apply to the department for Centralia Mine 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 public portion of the LHP permits:

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Centralia Mine	5	Sept. ((4-12)) <u>3-11</u> *	Senior only, Antlerless	Centralia Mine
Centralia Mine	5	Sept. ((18-26)) <u>17-25</u> *	Disabled only, Antlerless	Centralia Mine
Centralia Mine	1	Oct. ((2-10)) <u>1-9</u> *	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 21-14-022 (Order 21-61), § 220-412-100, filed 6/28/21, effective 7/29/21; 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-3580.1

AMENDATORY SECTION (Amending WSR 21-14-022, filed 6/28/21, effective 7/29/21)

WAC 220-415-020 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: 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	2021 Dates	2022 Dates	2023 Dates	Game Management Units (GMUs)	Legal Deer
HIGH BUCK HUNTS					
	Sept. 15-25	Sept. 15-25	Sept. 15-25	Alpine Lakes, Mount Baker, Glacier Peak, Pasayten, Olympic Peninsula, and Henry Jackson Wilderness Areas and Lake Chelan Recreation Area	3 pt. min.
GENERAL SEASON					
Eastern Washington White-tailed Deer	Oct. 16-29	Oct. 15-28	Oct. 14-27	101, 105, 108, 111, 113, 117, 121, 124	Any buck
	Oct. 16-26	Oct. 15-25	Oct. 14-24	203 through 284	Any buck
	Oct. 16-26	Oct. 15-25	Oct. 14-24	127 through 154, 162 through 186	3 pt. min.
	Oct. 16-26	Oct. 15-25	Oct. 14-24	373, 379, 381	Any deer

Hunt Season	2021 Dates	2022 Dates	2023 Dates	Game Management Units (GMUs)	Legal Deer
Eastern Washington Mule Deer	Oct. 16-26	Oct. 15-25	Oct. 14-24	101 through 154, 162 through 186, 203 through 284, 328, 330 through 368, 372, 373, 379, 381, 382 (except closed in Deer Area 5382), 388	3 pt. min.
Western Washington Black-tailed Deer	Oct. 16-31	Oct. 15-31	Oct. 14-31	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, 423, 424, 564, 655, Deer Area 6020	Any deer
	Oct. 16-31	Oct. 15-31	Oct. 14-31	578	3 pt. min.
LATE GENERAL SEASON					
Western Washington Black-tailed Deer	Nov. 18-21	Nov. 17-20	Nov. 16-19	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
	Nov. 18-21	Nov. 17-20	Nov. 16-19	410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 423, 424, 564, 655, Deer Area 6020	Any deer
Eastern Washington White-tailed Deer	Nov. 6-19	Nov. 5-19	Nov. 11-19	105, 108, 111, 113, 117, 121, 124	Any buck
HUNTERS 65 AND OVER AND DISABLED GENERAL SEASONS					
Eastern Washington White-tailed Deer	Oct. 23-26	Oct. 22-25	Oct. 21-24	145, 149, 154, Deer Area 1010, and 178	3 pt. min. or antlerless
YOUTH GENERAL SEASONS					
Eastern Washington White-tailed Deer	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	2021 Dates	2022 Dates	2023 Dates	Game Management Units (GMUs)	Legal Deer
EARLY ARCHERY GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	Sept. 1-24	Sept. 1-23	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. 1-19	Sept. ((1-25)) 1-18	Sept. 1-24	510, 513, 516, 520, 524, 530, 556	Any deer
			506, 550, 560, 572	Any buck	
Eastern Washington Mule Deer	Sept. 1-24	Sept. 1-23	Sept. 1-29	101 through 136, 166 through 175, 181, 243, 334, 382 (except closed in Deer Area 5382), 388	3 pt. min.
				139, 142, 145, 149, 186, 244 through 247, 249, 250, 260, 284, 372, 373, 379, 381, Deer Area 3334	3 pt. min. or antlerless
	Sept. 1-19	Sept. 1-25	Sept. 1-24	163, 178	3 pt. min. or antlerless
	Sept. 1-19	Sept. 1-25	Sept. 1-24	154, 162, 251, 328, 335, 336, 340, 346, 352, 356, 360, 364, 368	3 pt. min.

Hunt Area	2021 Dates	2022 Dates	2023 Dates	Game Management Units (GMUs)	Legal Deer
	Sept. 1-15	Sept. 1-15	Sept. 1-15	204 through 242, 248, 254, 262, 266, 269, 272, 278	3 pt. min.
	Sept. 16-24	Sept. 16-23	Sept. 16-29	204 through 242, 248, 254, 262, 266, 269, 272, 278	3 pt. min. or antlerless
Eastern Washington White-tailed Deer	Sept. 1-24	Sept. 1-23	Sept. 1-29	101 through 124	Any buck
				204 through 250, 254 through 284, 373, 379, 381	Any deer
				145, 149, 172, 181, 186	3 pt. min. or antlerless
				127 through 142, 166, 169, 175	3 pt. min.
	Sept. 1-19	Sept. 1-25	Sept. 1-24	154, 162, 163, 178	3 pt. min. or antlerless
LATE ARCHERY GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	Nov. 24 - Dec. 15	Nov. 23 - Dec. 15	Nov. 22 - Dec. 15	437, 466, 510 through 520, 524	Any deer
	Nov. 24 - Dec. 15	Nov. 23 - Dec. 15	Nov. 22 - Dec. 15	448, 460, 506, 530, 560, 572, 601, 603 through 618, 638, 642, 681, and 699	Any buck
	Nov. 24 - Dec. 31	Nov. 23 - 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
Eastern Washington Mule Deer	Nov. 24-30	Nov. ((23-30)) <u>21-30</u>	Nov. ((22-30)) <u>21-30</u>	209, 215, 233, 243, 250	3 pt. min.
	Nov. 24 - Dec. 8	Nov. 23 - 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
Eastern Washington White-tailed Deer	Nov. 10 - Dec. 15	Nov. 10 - Dec. 15	Nov. 10 - Dec. 15	101	Any buck
	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	105, 108, 117, 121, 124	Any buck
	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	127	3 pt. min.
	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	145, 163, 178, 272, 278	3 pt. min. or antlerless
	Nov. 24 - Dec. 15	Nov. 23 - Dec. 15	Nov. 22 - Dec. 15	204, 209, 215, 233, 243	Any deer
Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	373	Any 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	2021 Dates	2022 Dates	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.
EARLY MUZZLELOADER GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	Sept. 25 - Oct. 3	Sept. 24 - Oct. 2	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, 621, 624 (except Deer Area 6020), ((621,)) 633 through 651, 660, 663, 672, 673	Any buck

Hunt Area	2021 Dates	2022 Dates	2023 Dates	Game Management Units (GMUs)	Legal Deer
				410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 423, 424, 454, 564, 627, 652, 655, 666, 684, and Deer Area 6020	Any deer
				578	3 pt. min.
Eastern Washington White-tailed Deer	Sept. 25 - Oct. 3	Sept. 24 - Oct. 2	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, 262, 266, 269, 272, 278, 284	Any buck
				145, 149	3 pt. min. or antlerless
				127, 130, 133, 136, 139, 142, 175, 181, 186	3 pt. min.
				373, 379	Any deer
Eastern Washington Mule Deer	Sept. 25 - Oct. 3	Sept. 24 - Oct. 2	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	3 pt. min.
Eastern Washington Mule Deer	Sept. 25 - Oct. 3	Sept. 24 - Oct. 2	Sept. 30 - Oct. 8	Deer Areas 3334 and 3372	3 pt. min. or antlerless
LATE MUZZLELOADER GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	Nov. 24 - Dec. 15	Nov. 23 - Dec. 15	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
Eastern Washington White-tailed Deer	Nov. 24 - Dec. 8	Nov. 23 - Dec. 8	Nov. 22 - Dec. 8	113	Any buck
	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	130, 133, 136, 139, 142	3 pt. min.
	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	172, 181	3 pt. min.
	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	379, 381	Any deer
Eastern Washington Mule Deer	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 21-14-022 (Order 21-61), § 220-415-020, filed 6/28/21, effective 7/29/21; 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-3581.4

AMENDATORY SECTION (Amending WSR 21-14-022, filed 6/28/21, effective 7/29/21)

WAC 220-415-030 ((2021)) 2022 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	Nov. 1-24	Any buck	GMU 124	5
Mica Peak	Modern	Any	Nov. 1-24	3 pt. min.	GMU 127	5
Cheney	Modern	Any	Nov. 1-24	3 pt. min.	GMU 130	5
Roosevelt	Modern	Any	Nov. 1-24	3 pt. min.	GMU 133	5

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Harrington	Modern	Any	Nov. 1-24	3 pt. min.	GMU 136	5
Steptoe	Modern	Any	Nov. 1-24	3 pt. min.	GMU 139	5
Almota	Modern	Any	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
Grande Ronde	Modern	Any	Nov. 20-24	3 pt. min.	GMU 186	1
East Okanogan	Modern	Any	Nov. 1-20	Any buck	GMU 204	10
Sinlahekin	Modern	Any	Nov. 1-20	Any buck	GMU 215	10
Chewuch	Modern	Any	Nov. 1-20	Any buck	GMU 218	15
Pearrygin	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	19
Slide Ridge	Modern	Any	Nov. 1-20	Any buck	GMU 246	((8)) 9
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	Oct. ((23-31)) <u>22-30</u>	Any buck	GMU 290	((49)) 20
Desert	Modern	Any	Nov. ((6-14)) <u>6-13</u>	Any buck	GMU 290	5
Naneum	Modern	Any	Nov. ((45-24)) <u>14-20</u>	Any buck	GMU 328	14
Quilomene	Modern	Any	Nov. ((8-21)) <u>7-20</u>	Any buck	GMU 329	((49)) 20
Teanaway	Modern	Any	Nov. ((45-24)) <u>14-20</u>	Any buck	GMU 335	((26)) 29
L.T. Murray	Modern	Any	Nov. ((45-24)) <u>14-20</u>	Any buck	GMUs 336, 340	5
Bethel	Modern	Any	Nov. ((8-21)) <u>7-20</u>	Any buck	GMU 360	5
Cowiche	Modern	Any	Nov. ((8-21)) <u>7-20</u>	Any buck	GMU 368	10
Alkali	Modern	Any	Oct. 30 - Nov. 14	Any buck	GMU 371	8
Grayback	Modern	Any	Nov. ((8-23)) <u>7-22</u>	3 pt. min.	GMU 388	20
Nooksack	Modern	Any	Nov. 1-12	Any buck	GMU 418	25
Skagit	Modern	Any	Nov. 1-17	Any buck	GMU 426	10
Sauk	Modern	Any	Nov. 1-12	Any buck	GMU 437	25
Stillaguamish	Modern	Any	Nov. 1-17	Any buck	GMU 448	12
Snoqualmie	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 460	10
Green River	Any tag	Any	((Nov. 13-19)) <u>Oct. 15-21</u>	Any buck	GMU 485	5
Lincoln	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 501	4
Mossyrock	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 505	2
Willapa Hills	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 506	4
Stormking	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 510	1
South Rainier	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 513	1
Packwood	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 516	1
Winston	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 520	4
Ryderwood	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 530	4
Coweeman	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 550	4
Toutle	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 556	1
Lewis River	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 560	1
Washougal	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 568	2
Siouxon	Modern	Any	Nov. ((4-17)) <u>1-16</u>	Any buck	GMU 572	1
Wind River	Modern	Any	Nov. ((48-25)) <u>17-24</u>	Any buck	GMU 574	20
West Klickitat	Modern	Any	Nov. ((48-25)) <u>17-24</u>	3 pt. min.	GMU 578	15

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Mason	Modern	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 633	10
Wynoochee	Modern	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 648	8
Satsop	Modern	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 651	10
White River	Modern	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 653	10
Mashel	Modern	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 654	10
Minot Peak	Modern	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 660	5
Capitol Peak	Modern	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 663	8
Skookumchuck	Modern	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 667	10
Fall River	Modern	Any	Nov. ((1-17)) <u>1-16</u>	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)) <u>6</u>
Slide Ridge	Archery	Any	Dec. 1-8	Any buck	GMU 246	((2)) <u>1</u>
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	((Nov. 20 - Dec. 5)) <u>Nov. 19 - Dec. 4</u>	Any buck	GMU 290	10
Naneum	Archery	Any	Nov. ((24)) <u>23</u> - Dec. 8	Any buck	GMU 328	((7)) <u>5</u>
Quilomene	Archery	Any	Nov. ((24)) <u>23</u> - Dec. 8	Any buck	GMU 329	((7)) <u>6</u>
Teanaway	Archery	Any	Nov. ((24)) <u>23</u> - Dec. 8	Any buck	GMU 335	((42)) <u>15</u>
Kitsap	Archery	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 627	10
((Skokomish	Archery	Any	Nov. 1-17	Any buck	GMU 636	10))
Skookumchuck	Archery	Any	Nov. ((1-17)) <u>1-16</u>	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)) <u>45</u>
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	Oct. ((2-10)) <u>1-9</u>	Any buck	GMU 290	2
Teanaway	Muzzleloader	Any	Nov. ((8-14)) <u>7-13</u>	Any buck	GMU 335	3
L.T. Murray	Muzzleloader	Any	Nov. ((8-14)) <u>7-13</u>	Any buck	GMUs 336, 340	1
Bald Mountain	Muzzleloader	Any	Nov. ((8-14)) <u>7-13</u>	Any buck	GMUs 342, 346	2
Naneum	Muzzleloader	Any	Nov. ((8-14)) <u>7-13</u>	Any buck	GMU 328	1
Quilomene	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Any buck	GMU 329	((2)) <u>3</u>
Olympic	Muzzleloader	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 621	10

Bucks						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Palouse	Modern	Any	Nov. ((6-19)) <u>5-19</u>	White-tailed, 3 pt. min.	GMUs 127-142	((650)) <u>300</u>
Blue Mtns. Foothills West	Modern	Any	Nov. 9-19	White-tailed, 3 pt. min.	GMUs 149, 154, 162, 163, 166	((110)) <u>60</u>
Blue Mtns. Foothills East	Modern	Any	Nov. 9-19	White-tailed, 3 pt. min.	GMUs 145, 172, 178, 181	((50)) <u>25</u>
Mayview	Any tag	Any	Nov. 16-19	3 pt. min.	GMU 145	((25)) <u>15</u>
Lick Creek	Modern	Any	Nov. 20-24	3 pt. min.	GMU 175	1
East Okanogan	Modern	Any	Nov. 1-20	Any white-tailed ((deer)) buck	GMU 204	((40)) <u>20</u>
Sinlahekin	Modern	Any	Nov. 1-20	Any white-tailed ((deer)) buck	GMU 215	((40)) <u>20</u>
Chewuch	Modern	Any	Nov. 1-20	Any white-tailed ((deer)) buck	GMU 218	((15)) <u>10</u>

Bucks						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Pearygin	Modern	Any	Nov. 1-20	Any white-tailed ((deer)) buck	GMU 224	((15)) 10
Gardner	Modern	Any	Nov. 1-20	Any white-tailed ((deer)) buck	GMU 231	((15)) 10
Pogue	Modern	Any	Nov. 1-20	Any white-tailed ((deer)) buck	GMU 233	((15)) 10
Chiliwist	Modern	Any	Nov. 1-20	Any white-tailed ((deer)) buck	GMU 239	((15)) 10
Alta	Modern	Any	Nov. 1-20	Any white-tailed ((deer)) buck	GMU 242	((15)) 10
Ritzville	Modern	Any	Nov. 1-20	Any buck	GMU 284	10
Simcoe	Modern	Any	Oct. ((16-26)) 15-25	3 pt. min.	Deer Area 5382	5
Hoko	Modern	Any	Nov. ((1-17)) 1-16	Any buck	GMU 601	5
Sol Duc	Modern	Any	Nov. ((1-17)) 1-16	Any buck	GMU 607	5
Goodman	Modern	Any	Nov. ((1-17)) 1-16	Any buck	GMU 612	5
Clearwater	Modern	Any	Nov. ((1-17)) 1-16	Any buck	GMU 615	5
Quinault Ridge	Modern	Any	Nov. ((1-17)) 1-16	Any buck	GMU 638	((2)) 1
North River	Modern	Any	Nov. ((1-17)) 1-16	Any buck	GMU 658	((5)) 4
Williams Creek	Modern	Any	Nov. ((1-17)) 1-16	Any buck	GMU 673	((5)) 3
Bear River-Long Beach	Modern	Any	Nov. ((1-17)) 1-16	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
Big Bend	Archery	Any	Dec. 1-8	Any buck	GMU 248	10
Ritzville	Archery	Any	Dec. ((1-19)) 1-18	Any buck	GMU 284	((14)) 10
Alkali	Archery	Any	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)) 2-14	Any buck	Deer Area 3071	10
Paterson	Archery	Any	Oct. ((1-10)) 2-14	Any buck	Deer Area 3072	10
Simcoe	Archery	Any	Sept. ((1-24)) 1-23 and Dec. 1-8	3 pt. min.	Deer Area 5382	3
West Klickitat	Archery	Any	Nov. ((26)) 25 - Dec. 2	3 pt. min.	GMU 578	20
<u>Skokomish</u>	<u>Archery</u>	<u>Any</u>	<u>Nov. 1-16</u>	<u>Any buck</u>	<u>GMU 636</u>	<u>5</u>
Parker Lake	Muzzleloader	Any	Oct. 1-31 and Dec. 2-14	Any white-tailed buck	Deer Area 1031	5
Blue Creek	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	3 pt. min.	GMU 154	10
Dayton	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	3 pt. min.	GMU 162	15
Marengo	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	3 pt. min.	GMU 163	10
Tucannon	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	3 pt. min.	GMU 166	((40)) 5
Wenaha	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	3 pt. min.	GMU 169	20
Mountain View	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	3 pt. min.	GMU 172	15
Peola	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	3 pt. min.	GMU 178	10
Ritzville	Muzzleloader	Any	Nov. ((20-28)) 19-27	Any buck	GMU 284	1
Alkali	Muzzleloader	Any	((Sept. 25 - Oct. 15)) Sept. 24 - Oct. 14	Any buck	GMU 371	1
Kahlotus	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	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

Bucks						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
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	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 602	5
Copalis-Matheny	Muzzleloader	Any	Nov. ((1-17)) <u>1-16</u>	Any buck	GMUs 618, 642	5

Antlerless						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Mayview	Modern	Any	Nov. 1-12	Antlerless	GMU 145	((40)) <u>15</u>
Prescott	Modern	Any	Nov. 1-12	Antlerless	GMU 149	((50)) <u>20</u>
Blue Creek	Modern	Any	Nov. 9-19	White-tailed, antlerless	GMU 154	((50)) <u>20</u>
Dayton	Modern	Any	Nov. 9-19	White-tailed, antlerless	GMU 162	((100)) <u>40</u>
Ten Ten	Modern	Any	Nov. 9-19	Antlerless	Deer Area 1010	((15)) <u>5</u>
Marengo	Modern	Any	Nov. 1-12	White-tailed, antlerless	GMU 163	((50)) <u>15</u>
Marengo	Modern	Any	Nov. 1-12	Antlerless	GMU 163	5
Peola	Modern	Any	Nov. 1-12	Antlerless	GMU 178	((40)) <u>15</u>
Lincoln	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 501	15
Mossyrock	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 505	30
Winston	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 520	20
Ryderwood	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 530	10
Olympic	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 621	15
Coyle	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 624	15
Kitsap	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 627	10
Mason	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 633	20
Skokomish	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 636	5
Wynoochee	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 648	30
Satsop	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 651	15
Mashel	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 654	10
North River	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 658	((15)) <u>10</u>
Minot Peak	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 660	20
Capitol Peak	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 663	((15)) <u>5</u>
Skookumchuck	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 667	20
Williams Creek	Modern	Any	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 673	5
Mashel	Archery	Any	Oct. ((23-30)) <u>15-31</u>	Antlerless	GMU 654	10
Whitcomb	Archery	Any	Oct. ((20-30)) <u>18-30</u>	Antlerless	Deer Area 3071	10
Paterson	Archery	Any	Oct. ((20-30)) <u>18-30</u>	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
Mayview	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Mule deer, antlerless	GMU 145	((15)) <u>5</u>
Prescott	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 149	((25)) <u>10</u>
Blue Creek	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 154	((20)) <u>10</u>
Ten Ten	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	Deer Area 1010	((20)) <u>10</u>
Marengo	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 163	((40)) <u>5</u>

Antlerless						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Peola	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 178	((40)) 5
Mossyrock	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 505	10
Winston	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 520	5
Ryderwood	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 530	10
Coweeman	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 550	10
Yale	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 554	2
Olympic	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 621	((30)) 25
Coyle	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 624	20
Mason	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 633	35
Skokomish	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 636	((45)) 10
Wynoochee	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 648	((25)) 30
Satsop	Muzzleloader	Any	Nov. ((24)) 23 - Dec. 15	Antlerless	GMU 651	((20)) 30
Mashel	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 654	20
North River	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 658	((45)) 8
Minot Peak	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 660	((40)) 5
Capitol Peak	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 663	((20)) 5
Williams Creek	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 673	((40)) 5

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Benge	Any	Any	Dec. ((20-31)) 19-30	Antlerless	Deer Area 2010	((30)) 5
Lakeview	Any	Any	Jan. 1-30, 2022	Antlerless	Deer Area 2011	((45)) 5
Methow	Any	Any	((Sept. 7 - Oct. 4)) Sept. 6 - Oct. 2	Antlerless	Deer Area 2012	((40)) 5
North Okanogan	Any	Any	((Sept. 7 - Oct. 4)) Sept. 6 - Oct. 2	Antlerless	Deer Area 2013	((40)) 5
Central Okanogan	Any	Any	((Sept. 7 - Oct. 4)) Sept. 6 - Oct. 2	Antlerless	Deer Area 2014	((40)) 5
Omak	Any	Any	((Sept. 7 - Oct. 4)) Sept. 6 - Oct. 2	Antlerless	Deer Area 2015	((40)) 5
Conconully	Any	Any	((Sept. 7 - Oct. 4)) Sept. 6 - Oct. 2	Antlerless	Deer Area 2016	((40)) 5
Lake Chelan North	Any	Any	Aug. 1-31	Antlerless	Deer Area 2017	45
North Issaquah	Any	Any	((Oct. 16-31 and Nov. 18-21)) Oct. 15-31 and Nov. 17-20	Antlerless	Deer Area 4541	10
Mt. Spokane	Modern	Any	((Oct. 16-29 and Nov. 6-19)) Oct. 15-28 and Nov. 5-19	Antlerless	GMU 124	5
Mica Peak	Modern	Any	Oct. ((46-26)) 15-25	Antlerless	GMU 127	5

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Cheney Mule Deer	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Mule deer, antlerless	GMU 130	((90)) <u>60</u>
Cheney White-tailed Deer	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 130	5
Roosevelt Mule Deer	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Mule deer, antlerless	GMU 133	((100)) <u>90</u>
Roosevelt White-tailed Deer	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 133	5
Harrington	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 136	((65)) <u>90</u>
Stephoe	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 139	5
Almota	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 142	5
Washtucna	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Mule deer, antlerless	GMUs 139, 142, 284, 381	350
East Okanogan	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 204	((45)) <u>5</u>
Sinlahekin	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 215	((40)) <u>5</u>
Chewuch	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 218	((40)) <u>5</u>
Pearygin	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 224	((40)) <u>5</u>
Gardner	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 231	((40)) <u>5</u>
Pogue	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 233	((40)) <u>5</u>
Chiliwist	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 239	((40)) <u>5</u>
Alta	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 242	((40)) <u>5</u>
Big Bend	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 248	20
St. Andrews	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 254	15
Foster Creek	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 260	15
Withrow	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 262	15
Badger	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 266	15
Desert	Modern	Any	Dec. ((11-26)) <u>10-25</u>	Antlerless	GMU 290	25
Kahlotus	Modern	Any	Dec. 9-17	Antlerless	GMU 381	10
Orcas	Any	Any	Aug. 1 - Dec. 31	Antlerless	GMU 411	135
Shaw	Any	Any	Aug. 1 - Dec. 31	Antlerless	GMU 412	40
San Juan	Any	Any	Aug. 1 - Dec. 31	Antlerless	GMU 413	120
Lopez	Any	Any	Aug. 1 - Dec. 31	Antlerless	GMU 414	130
Blakely	Any	Any	Aug. 1 - Dec. 31	Antlerless	GMU 415	60
Decatur	Modern	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) <u>Oct. 15-31 and Nov. 17-20</u>	Antlerless	GMU 416	5
Cypress	Modern	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) <u>Oct. 15-31 and Nov. 17-20</u>	Antlerless	GMU 417	30
Guemes	Modern	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) <u>Oct. 15-31 and Nov. 17-20</u>	Antlerless	GMU 419	20
Whidbey	Any	Any	Aug. 1 - Dec. 31	Antlerless	GMU 420	275
Camano	Modern	Any	((Oct. 17 - Nov. 1 and Nov. 19-22)) <u>Oct. 15-31 and Nov. 17-20</u>	Antlerless	GMU 421	30
Vashon-Maury	Any	Any	Aug. 1 - Dec. 31	Antlerless	GMU 422	200

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Anderson	Modern	Any	((Oct. 16-31 and Nov. 18-21)) <u>Oct. 15-31 and Nov. 17-20</u>	Antlerless	GMU 655	30
Deschutes	Modern	Any	((Oct. 16-31 and Nov. 18-21)) <u>Oct. 15-31 and Nov. 17-20</u>	Antlerless	GMU 666	40
Mt. Spokane	Archery	Any	Sept. ((1-24)) <u>1-23</u> and Nov. 25 - Dec. 15	Antlerless	GMU 124	5
Mica Peak	Archery	Any	Sept. ((1-24)) <u>1-23</u> and Nov. 25 - Dec. 15	Antlerless	GMU 127	5
Cheney Mule Deer	Archery	Any	Sept. ((1-24)) <u>1-23</u>	Mule deer, antlerless	GMU 130	((25) <u>20</u>)
Cheney White-tailed Deer	Archery	Any	Sept. ((1-24)) <u>1-23</u>	White-tailed, antlerless	GMU 130	5
Roosevelt Mule Deer	Archery	Any	Sept. ((1-24)) <u>1-23</u>	Mule deer, antlerless	GMU 133	((30) <u>20</u>)
Roosevelt White-tailed Deer	Archery	Any	Sept. ((1-24)) <u>1-23</u>	White-tailed, antlerless	GMU 133	5
Harrington	Archery	Any	Sept. ((1-24)) <u>1-23</u>	Antlerless	GMU 136	((45) <u>30</u>)
Step toe	Archery	Any	Sept. ((1-24)) <u>1-23</u>	White-tailed, antlerless	GMU 139	5
Almota	Archery	Any	Sept. ((1-24)) <u>1-23</u>	White-tailed, antlerless	GMU 142	5
Decatur	Archery	Any	Sept. 1-25 and Nov. 25 - Dec. 31	Antlerless	GMU 416	5
Cypress	Archery	Any	Sept. 1-25 and Nov. 25 - Dec. 31	Antlerless	GMU 417	20
Guemes	Archery	Any	((Sept. 1-25 and Nov. 25 - Dec. 31)) <u>Sept. 1-23 and Nov. 23 - Dec. 31</u>	Antlerless	GMU 419	10
Camano	Archery	Any	((Sept. 1-25 and Nov. 25 - Dec. 31)) <u>Sept. 1-23 and Nov. 23 - Dec. 31</u>	Antlerless	GMU 421	25
Miller	Archery	Any	Dec. ((16-31)) <u>15-31</u>	Antlerless	Deer Area 6020	40
Anderson	Archery	Any	((Sept. 1-24 and Nov. 24 - Dec. 31)) <u>Sept. 1-23 and Nov. 23 - Dec. 31</u>	Antlerless	GMU 655	10
Mt. Spokane	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 124	5
Mica Peak	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 127	5
Cheney Mule Deer	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Mule deer, antlerless	GMU 130	10
Cheney White-tailed Deer	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2 and Nov. 25 - Dec. 8</u>	White-tailed, antlerless	GMU 130	5
Roosevelt Mule Deer	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Mule deer, antlerless	GMU 133	10
Roosevelt White-tailed Deer	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2 and Nov. 25 - Dec. 8</u>	White-tailed, antlerless	GMU 133	5
Harrington	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 136	((5) <u>10</u>)
Step toe	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2 and Nov. 25 - Dec. 8</u>	White-tailed, antlerless	GMU 139	5
Almota	Muzzleloader	Any	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2 and Nov. 25 - Dec. 8</u>	White-tailed, antlerless	GMU 142	5

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Foster Creek	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 260	10
Moses Coulee	Muzzleloader	Any	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 269	10
Lakeview	Muzzleloader	Any	Nov. 1-18	Antlerless	Deer Area 2011	5
Decatur	Muzzleloader	Any	((Sept. 25 - Oct. 3 and Nov. 25 - Dec. 15)) Sept. 24 - Oct. 2 and Nov. 23 - Dec. 15	Antlerless	GMU 416	5
Cypress	Muzzleloader	Any	((Sept. 25 - Oct. 3 and Nov. 25 - Dec. 15)) Sept. 24 - Oct. 2 and Nov. 23 - Dec. 15	Antlerless	GMU 417	20
Guemes	Muzzleloader	Any	((Sept. 25 - Oct. 3 and Nov. 25 - Dec. 15)) Sept. 24 - Oct. 2 and Nov. 23 - Dec. 15	Antlerless	GMU 419	10
Camano	Muzzleloader	Any	((Sept. 25 - Oct. 3 and Nov. 25 - Dec. 15)) Sept. 24 - Oct. 2 and Nov. 23 - Dec. 15	Antlerless	GMU 421	20
Anderson	Muzzleloader	Any	((Sept. 25 - Oct. 3 and Nov. 25 - Dec. 15)) Sept. 24 - Oct. 2 and Nov. 23 - Dec. 15	Antlerless	GMU 655	5

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Washtucna	Modern	Youth	Oct. ((16-26)) 15-25	Any deer	GMUs 139, 142, 284, 381	100
Blue Mtns. Foothills West	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMUs 149, 154, 163, Deer Area 1010	((60)) 30
Blue Mtns. Foothills East	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMUs 145, 172, 178,181	((40)) 20
Mayview	Modern	Youth	Oct. ((16-26)) 15-25	Any deer	GMU 145	15
Prescott	Modern	Youth	Oct. ((16-26)) 15-25	Any deer	GMU 149	20
Peola	Modern	Youth	Oct. ((16-26)) 15-25	Any deer	GMU 178	20
Tucannon	Modern	Youth	Oct. ((16-26)) 15-25	White-tailed, antlerless	GMU 166	((10)) 5
Couse	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 181	((15)) 5
Couse	Modern	Youth	Oct. ((16-26)) 15-25	Any deer	GMU 181	5
Grande Ronde	Modern	Youth	Oct. ((16-26)) 15-25	Any deer	GMU 186	3
East Okanogan	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 204	((20)) 3
Wannacut	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 209	((10)) 3
Sinlahekin	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 215	((10)) 3
Chewuch	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 218	((10)) 3
Pearygin	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 224	((10)) 3
Gardner	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 231	((10)) 3
Pogue	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 233	((10)) 3
Chiliwist	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 239	((10)) 3
Alta	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 242	((10)) 3
Chiwawa	Modern	Youth	Oct. ((16-26)) 15-25	Antlerless	GMU 245	3

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Entiat	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 247	3
Swakane	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 250	3
Mission	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 251	5
Bridgeport	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMUs 248, 260	20
Palisades	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMUs 266, 269	20
Beezley	Modern	Youth	Oct. ((16-31)) <u>15-25</u>	Any deer	GMU 272	50
Benge	Modern	Youth	Oct. 30 - Nov. ((7)) <u>6</u>	Antlerless	Deer Area 2010	30
Desert	Modern	Youth	Dec. ((6-31)) <u>5-13</u>	Antlerless	GMU 290	12
Horse Heaven Hills	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 373	10
Ringold	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 379	10
Simcoe	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Any deer	Deer Area 5382	3
East Klickitat	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Any buck	GMU 382 (except CLOSED in Deer Area 5382)	5
East Klickitat	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 382 (except CLOSED in Deer Area 5382)	5
Grayback	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Any buck	GMU 388	5
Grayback	Modern	Youth	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 388	5
((Green River	Any	Youth	Nov. 13-19	Any buck	GMU-485	5))
Lincoln	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 501	10
Randle	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 503	5
Mossyrock	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 505	10
Stormking	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 510	5
South Rainier	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 513	5
Packwood	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 516	5
Winston	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 520	10
Ryderwood	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 530	10
Coweeman	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 550	10
Yale	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 554	3
Toutle	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 556	15
Lewis River	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 560	5
Washougal	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 568	5
Siouxon	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 572	5
Wind River	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 574	5
West Klickitat	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Any buck	GMU 578	5
West Klickitat	Modern	Youth	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 578	5
Pysht	Modern	Youth	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 603	5
Olympic	Modern	Youth	Oct. ((9-31)) <u>8-31</u>	Any deer	GMU 621	20
Coyle	Modern	Youth	Oct. ((9-31)) <u>8-31</u>	Any deer	GMU 624	((10)) <u>20</u>
Kitsap	Modern	Youth	Oct. ((9-31)) <u>8-31</u>	Any deer	GMU 627	((10)) <u>20</u>
Mason	Modern	Youth	Nov. ((1-17)) <u>1-20</u>	Any deer	GMU 633	25
Skokomish	Modern	Youth	Oct. ((9-31)) <u>8-31</u>	Any deer	GMU 636	((10)) <u>15</u>
Wynoochee	Modern	Youth	Oct. ((9-31)) <u>8-31</u>	Any deer	GMU 648	20
Satsop	Modern	Youth	Oct. ((9-31)) <u>8-31</u>	Any deer	GMU 651	((10)) <u>20</u>
Mashel	Modern	Youth	Oct. ((9-31)) <u>8-31</u>	Antlerless	GMU 654	15
North River	Modern	Youth	Oct. ((9-31)) <u>8-31</u>	Antlerless	GMU 658	((10)) <u>5</u>
Minot Peak	Modern	Youth	Oct. ((9-31)) <u>8-31</u>	Any deer	GMU 660	10
Minot Peak	Modern	Youth	Nov. ((1-17)) <u>1-16</u>	Any buck	GMU 660	4
Capitol Peak	Modern	Youth	Oct. ((9-31)) <u>8-31</u>	Any deer	GMU 663	((15)) <u>5</u>

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Skookumchuck	Modern	Youth	Oct. ((9-31)) 8-31	Antlerless	GMU 667	15
Skookumchuck	Modern	Youth	Oct. ((9-31)) 8-31	Any buck	GMU 667	20
East Okanogan	Muzzleloader	Youth	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 204	((5)) 3
Wannacut	Muzzleloader	Youth	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 209	((5)) 3
Pogue	Muzzleloader	Youth	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 233	((5)) 3
Chiliwist	Muzzleloader	Youth	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 239	((5)) 3
Alta	Muzzleloader	Youth	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Antlerless	GMU 242	((5)) 3
Mission	Muzzleloader	Youth	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	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, 2021 - Mar. 31, 2022)) Aug. 1, 2022 - Mar. 31, 2023	Antlerless	Designated Areas in Region 3	((40)) 20 ^{HC}
Region 5	Modern, Muzzleloader	Youth with mentor	((Aug. 1, 2021 - Mar. 31, 2022)) Aug. 1, 2022 - Mar. 31, 2023	Antlerless	Designated Areas in Region 5	5 ^{HC}

Senior 65+						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Mt. Spokane	Modern	Any	((Oct. 16-29 and Nov. 6-19)) Oct. 15-28 and Nov. 5-19	Antlerless	GMU 124	5
Mica Peak	Modern	Any	Oct. ((16-26)) 15-25	Antlerless	GMU 127	5
Cheney Mule Deer	Modern	Any	Oct. ((16-26)) 15-25	Mule deer, antlerless	GMU 130	10
Cheney White-tailed Deer	Modern	Any	Oct. ((16-26)) 15-25	White-tailed, antlerless	GMU 130	5
Roosevelt Mule Deer	Modern	Any	Oct. ((16-26)) 15-25	Mule deer, antlerless	GMU 133	15
Roosevelt White- tailed Deer	Modern	Any	Oct. ((16-26)) 15-25	White-tailed, antlerless	GMU 133	5
Harrington	Modern	Any	Oct. ((16-26)) 15-25	Antlerless	GMU 136	10
Steptoe	Modern	Any	Oct. ((16-26)) 15-25	White-tailed, antlerless	GMU 139	5
Almota	Modern	Any	Oct. ((16-26)) 15-25	White-tailed, antlerless	GMU 142	5
Washtucna	Modern	65+	Oct. ((16-26)) 15-25	Mule deer, antlerless	GMUs 139, 142, 284, 381	20
Blue Mtns. Foothills	Modern	65+	Oct. ((16-26)) 15-25	Antlerless	GMUs 145, 149, 154, 163, Deer Area 1010, 178, 181	((30)) 15
East Okanogan	Modern	65+	Oct. ((16-26)) 15-25	Antlerless	GMU 204	((5)) 3
Wannacut	Modern	65+	Oct. ((16-26)) 15-25	Antlerless	GMU 209	((5)) 3
Sinlahekin	Modern	65+	Oct. ((16-26)) 15-25	Antlerless	GMU 215	((5)) 3
Chewuch	Modern	65+	Oct. ((16-26)) 15-25	Antlerless	GMU 218	((5)) 3
Pearygin	Modern	65+	Oct. ((16-26)) 15-25	Antlerless	GMU 224	((5)) 3
Gardner	Modern	65+	Oct. ((16-26)) 15-25	Antlerless	GMU 231	((5)) 3
Pogue	Modern	65+	Oct. ((16-26)) 15-25	Antlerless	GMU 233	((5)) 3
Chiliwist	Modern	65+	Oct. ((16-26)) 15-25	Antlerless	GMU 239	((5)) 3

Senior 65+						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Alta	Modern	65+	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 242	((5)) <u>3</u>
Chiwawa	Modern	65+	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 245	5
Entiat	Modern	65+	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 247	5
Swakane	Modern	65+	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 250	5
Mission	Modern	65+	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 251	5
Bridgeport	Modern	65+	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMUs 248, 260	5
Palisades	Modern	65+	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMUs 266, 269	5
Rattlesnake Hills	Modern	65+	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 372	10
Horse Heaven Hills	Modern	65+	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 373	10
North Issaquah	Any	65+	((Oct. 16-31 and Nov. 18-21)) Oct. 15-31 and Nov. 17-20	Antlerless	Deer Area 4541	10
Lincoln	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 501	5
Mossyrock	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 505	5
Winston	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 520	5
Yale	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 554	2
Toutle	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 556	5
Washougal	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 568	2
Olympic	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 621	((15)) <u>5</u>
Coyle	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 624	5
Kitsap	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 627	((5)) <u>10</u>
Mason	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 633	20
Skokomish	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 636	((10)) <u>5</u>
Wynoochee	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 648	((15)) <u>20</u>
Satsop	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 651	10
Mashel	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 654	10
North River	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 658	((15)) <u>5</u>
Minot Peak	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 660	15
Capitol Peak	Modern	65+	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 663	((15)) <u>5</u>

Hunters with Disabilities						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Mt. Spokane	Modern	Any	((Oct. 16-29 and Nov. 6-19)) Oct. 15-28 and Nov. 5-19	Antlerless	GMU 124	5
Mica Peak	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 127	5
Cheney Mule Deer	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Mule deer, antlerless	GMU 130	10
Cheney White-tailed Deer	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 130	5
Roosevelt Mule Deer	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Mule deer, antlerless	GMU 133	15
Roosevelt White-tailed Deer	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 133	5
Harrington	Modern	Any	Oct. ((16-26)) <u>15-25</u>	Antlerless	GMU 136	10
Steptoe	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 139	5
Almota	Modern	Any	Oct. ((16-26)) <u>15-25</u>	White-tailed, antlerless	GMU 142	5

Hunters with Disabilities						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Washtucna	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Mule deer, antlerless	GMUs 139, 142, 284, 381	20
Blue Mtns. Foothills	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMUs 145, 149, 154, 163, Deer Area 1010, 178, 181	((20)) <u>10</u>
East Okanogan	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 204	((5)) <u>3</u>
Wannacut	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 209	((5)) <u>3</u>
Sinlahekin	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 215	((5)) <u>3</u>
Chewuch	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 218	((5)) <u>3</u>
Pearygin	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 224	((5)) <u>3</u>
Gardner	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 231	((5)) <u>3</u>
Pogue	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 233	((5)) <u>3</u>
Chiliwist	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 239	((5)) <u>3</u>
Alta	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 242	((5)) <u>3</u>
Chiwawa	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 245	3
Entiat	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 247	3
Mission	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 251	3
Saint Andrews	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 254	5
Bridgeport	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMUs 248, 260	5
Palisades	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMUs 266, 269	5
Beezley	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 272	10
Horse Heaven Hills	Modern	Hunter with Disability	Oct. ((46-26)) <u>15-25</u>	Antlerless	GMU 373	10
Kahlotus	Modern	Hunter with Disability	Nov. 1-14	Antlerless	GMU 381	10
North Issaquah	Any	Hunter with Disability	((Oct. 16-31 and Nov. 18-21)) Oct. 15-31 and Nov. 17-20	Antlerless	Deer Area 4541	10
<u>Green River</u>	<u>Any</u>	<u>Hunter with Disability</u>	<u>Oct. 15-21</u>	<u>Buck only</u>	<u>GMU 485</u>	<u>5</u>
Lincoln	Modern	Hunter with Disability	Oct. ((46-31)) <u>15-31</u>	Antlerless	GMU 501	2
Mossyrock	Modern	Hunter with Disability	Oct. ((46-31)) <u>15-31</u>	Antlerless	GMU 505	3
Winston	Modern	Hunter with Disability	Oct. ((46-31)) <u>15-31</u>	Antlerless	GMU 520	2
Toutle	Modern	Hunter with Disability	Oct. ((46-31)) <u>15-31</u>	Antlerless	GMU 556	3
Washougal	Modern	Hunter with Disability	Oct. ((46-31)) <u>15-31</u>	Antlerless	GMU 568	2
Olympic	Modern	Hunter with Disability	Oct. ((46-31)) <u>15-31</u>	Antlerless	GMU 621	((45)) <u>5</u>
Skokomish	Modern	Hunter with Disability	Oct. ((46-31)) <u>15-31</u>	Antlerless	GMU 636	((45)) <u>10</u>
Satsop	Modern	Hunter with Disability	Oct. ((46-31)) <u>15-31</u>	Antlerless	GMU 651	10

Hunters with Disabilities						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Mashel	Modern	Hunter with Disability	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 654	10
North River	Modern	Hunter with Disability	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 658	((5)) <u>2</u>
Minot Peak	Modern	Hunter with Disability	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 660	5
Capitol Peak	Modern	Hunter with Disability	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 663	((10)) <u>5</u>
Skookumchuck	Modern	Hunter with Disability	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 667	10
Fall River	Modern	Hunter with Disability	Oct. ((16-31)) <u>15-31</u>	Antlerless	GMU 672	((5)) <u>2</u>
Fall River	Modern	Hunter with Disability	Nov. ((1-17)) 1-16	Any buck	GMU 672	((6)) <u>5</u>
East Okanogan	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 204	((5)) <u>3</u>
Sinlahekin	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 215	((5)) <u>3</u>
Gardner	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 231	((5)) <u>3</u>
Chiwawa	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 245	3
Entiat	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 247	3
Mission	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 251	3
Saint Andrews	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 254	5
Bridgeport	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMUs 248, 260	5
Palisades	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMUs 266, 269	5
Olympic	Muzzleloader	Hunter with Disability	Sept. 24 - Oct. 2	Antlerless	GMU 621	<u>5</u>
Wynoochee	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 648	((10)) <u>5</u>
North River	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 658	((3)) <u>1</u>
Capitol Peak	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	Antlerless	GMU 663	((5)) <u>2</u>
Skookumchuck	Muzzleloader	Hunter with Disability	((Sept. 25 - Oct. 3)) <u>Sept. 24 - Oct. 2</u>	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, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Region 1	((30)) <u>20</u> ^{HC}
Region 1	Archery/2nd deer tag	Master Hunter deer tag required	Master Hunter	((Aug. 1, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Region 1	10 ^{HC}
Region 2	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	((Aug. 1, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Region 2	10 ^{HC}
Region 3	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	((Aug. 1, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Region 3	40 ^{HC}

Master Hunter - Only master hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt. Additional weapon restrictions may be conditioned by the hunt coordinator for each hunt. For those hunts requiring the purchase of a master hunter second tag, one deer may be killed in the unit under the authorization of the special permit.							
Hunt Name	Weapon/Tag	Requirements	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Region 5	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	((Aug. 1, 2021 - Mar. 31, 2022)) Aug. 1, 2022 - Mar. 31, 2023	Antlerless	Designated Areas in Region 5	5 ^{HC}
Region 6	Any/2nd deer tag	Master Hunter deer tag required	Master Hunter	((July 1, 2021 - Mar. 31, 2022)) July 1, 2022 - Mar. 31, 2023	Antlerless	Designated Areas in Region 6	10 ^{HC}

HC This is a damage hunt administered by a WDFW designated hunt coordinator. Successful applicants will be contacted on an as-needed basis to help with specific sites of elk damage on designated landowner's property. Not all successful applicants will be contacted in any given year, depending on elk damage activity for that year.

Hunter Education Instructor Incentive Permits				
<ul style="list-style-type: none"> - Special 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. - 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. <p>Qualified hunter education instructors may only receive one incentive permit each year.</p>				
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	3
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 21-14-022 (Order 21-61), § 220-415-030, filed 6/28/21, effective 7/29/21; 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-3582.1

AMENDATORY SECTION (Amending WSR 21-14-022, filed 6/28/21, effective 7/29/21)

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. 1054 (Walla Walla County): GMU-154 Blue Creek, starting at the Mill Creek Rd and Oregon state line, north and west along Mill Creek Rd to E. Isaacs Ave. North on Interchange Rd to Hwy 12, West on Hwy 12 to Hwy 125. South on Hwy 125 to the Oregon state line, east on the WA-OR stateline to the starting point.

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 Couse, 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 Applets 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 Park Creek; south along Park Creek to the North Branch Canal; east and south along North Branch Canal 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 Naches Highway; west and south on the Old Naches Highway to State Route 12 and the Naches River; down the Naches River to the Tieton River; up the Tieton River approximately 2 miles to the intersection of the metal footbridge and the elk fence at the south end of the bridge in T14N, R16E, Section 3; south along the elk fence to the top of the cliff/rimrock line; southwest along the top of the cliff/rimrock line to the irrigation canal in T14N, R16E, Section 9; southwest along the irrigation canal to the elk fence in T14N, R16E, Section 8; south along the elk fence to the township line between T12N, R15E and T12N, R16E; south along the township line to the South Fork Ahtanum Creek; downstream along the South Fork Ahtanum Creek and Ahtanum Creek to the Yakima River; upstream along the Yakima River to Roza Canal and point of beginning.

Elk Area No. 4601 North Bend (King County): That portion of GMU 460 beginning at the interchange of State Route (SR) 18 and I-90; W on I-90 to SE 82nd St, Exit 22, at the town of Preston; N on SE 82nd Street to Preston Fall City Rd SE (Old SR 203); N on Preston Fall City Rd SE to SE Fall City Snoqualmie Rd (SR 202) at the town of Fall City; E on SE Fall City Snoqualmie Rd to the crossing of Tokul Creek; N and E up Tokul Creek to its crossing with Tokul Rd SE; S on SE Tokul Rd to SE 53rd Way; E on SE 53rd Way where it turns into 396th Dr SE then S on 396th Dr SE to SE Reinig Rd; E on SE Reinig Rd to 428th Ave SE; N on 428th Ave SE to where it turns into North Fork Rd SE; N and E on North Fork Rd SE to Ernie's Grove Rd; E on Ernie's Grove Rd to SE 70th St; N on SE 70th St to its ends at Fantastic Falls on the North Fork Snoqualmie River; SW down the North Fork Snoqualmie River to Fantastic Falls and the Mt Si Natural Resource Conservation Area boundary then S and E along the southern boundary of the Mt Si NRCA to the "School Bus" turnaround at SE 114th St; S on 480th Ave SE to SE 130th St; S and E on SE 130th St to its end; SSE overland from the end of SE 130th St, over the Middle Fork Snoqualmie River, to the end of 486th Ave SE; S on 486th Ave SE to the intersection with SE Middle Fork Road; Due S, from said intersection, up Grouse Mountain toward its peak, to the logging road adjacent to Grouse Mountain Peak; S down the logging road to Grouse Ridge Access Rd; W on Grouse Ridge Access Road which becomes SE 146th St; W on SE 146th St to I-90 then east along I-90 to the W boundary of Olallie/Twin Falls State Park; then 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 Highway to State Route 9; north on State Route 9 and the point of beginning.

Elk Area No. 5029 Toledo (Lewis and Cowlitz counties): Beginning at the Cowlitz River and State Highway 505 junction; east along the Cowlitz River to the Weyerhaeuser 1800 Road; south along Weyerhaeuser 1800 Road to Cedar Creek Road; east along Cedar Creek Road to Due Road; south on Due Road to Weyerhaeuser 1823 Road; south along Weyerhaeuser 1823 Road to the Weyerhaeuser 1945 Road; south along the Weyerhaeuser 1945 Road to the Weyerhaeuser 1900 Road; south along the Weyerhaeuser 1900 Road to the North Fork Toutle River; west along the North Fork Toutle River to the Toutle River; west on the Toutle River to the Cowlitz River; North along the Cowlitz River to the junction of State Highway 505 and the point of beginning.

Elk Area No. 5049 Ethel (Lewis County): That part of GMU 505 beginning at the intersection of Jackson Highway and Highway 12; south along Jackson Highway to Buckley Road; south on Buckley Road to Spencer Road; east on Spencer Road to Fuller Road; north on Fuller Road to Highway 12; east on Highway 12 to Stowell Road; north on Stowell Road to Gore Road; west on Gore Road to Larmon Road; west on Larmon Road to Highway 12; west on Highway 12 to Jackson Highway and point of beginning.

Elk Area No. 5050 Newaukum (Lewis County): That part of GMU 505 beginning at the intersection of Interstate 5 and Highway 12; east on Highway 12 to Larmon Road; east on Larmon Road to Leonard Road; north on Leonard Road through the town of Onalaska to Deggler Road; north on Deggler 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 begin-
 ning.

Elk Area No. 5052 Mossyrock (Lewis County): Beginning at the intersec-
 tion 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 Ran-
 dle and the intersection of U.S. Highway 12 and State Route 131 (For-
 est Service 23 and 25 roads); south on State Route 131 to Forest Serv-
 ice 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. High-
 way 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, Sec-
 tion 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 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 21-14-022 (Order 21-61), § 220-415-040, filed 6/28/21, effective 7/29/21; 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-3593.1

AMENDATORY SECTION (Amending WSR 21-14-022, filed 6/28/21, effective 7/29/21)

WAC 220-415-050 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)) four inches above where the antler attaches to the skull.

True Spike Bull Antler Restrictions: Neither antler of bull elk taken can have branching originating more than ((4)) four 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.

3-point Antler Restrictions: Legal bull elk must have at least ((3)) three 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.

Permit-only Units: The following GMUs are closed to elk hunting during general elk seasons: 157, 418, 437, 485, 522, 556, 621, 636, and 653.

GMUs Closed to Elk Hunting: 490.

Elk Tag Areas

Eastern Washington: All 100, 200, and 300 GMUs.

- EA - Eastern Washington Archery Tag
- EF - Eastern Washington Modern Firearm Tag
- EM - Eastern Washington Muzzleloader Tag

Western Washington: All 400, 500, and 600 GMUs.

- WA - Western Washington Archery Tag
- WF - Western Washington Modern Firearm 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)	2021 Dates	2022 Dates	2023 Dates	Legal Elk
Eastern Washington	EF	101, 105, 108, 111, 113, 117, 121, 204	Oct. 30 - Nov. 7	Oct. 29 - Nov. 6	Oct. 28 - Nov. 5	Any bull

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	2021 Dates	2022 Dates	2023 Dates	Legal Elk
		145 through 154, 162 through 186, 249, 336 through 368	Oct. 30 - Nov. 7	Oct. 29 - Nov. 6	Oct. 28 - Nov. 5	Spike bull
		251, 328, 329, 334, 335	Oct. 30 - Nov. 7	Oct. 29 - Nov. 6	Oct. 28 - Nov. 5	True spike bull
		Elk Area 3722	Sept. 11-26	Sept. 10-25	Sept. 9-24	Antlerless only
		124 through 142, 372, 382, 388	Oct. 30 - Nov. 7	Oct. 29 - Nov. 6	Oct. 28 - Nov. 5	Any elk
		203, 209 through 248, 250, 254 through 290, 373, 379, 381	Oct. 30 - Nov. 15	Oct. 29 - 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, 2022	Aug. 1 - Jan. 20, 2023	Aug. 1 - Jan. 20, 2024	Antlerless only
		Master Hunters Only: 371. Must wear hunter orange and/or hunter pink.	Aug. 1-31	Aug. 1-31	Aug. 1-31	Antlerless only
		Master Hunters Only: 127, 130	Dec. 9-31	Dec. 9-31	Dec. 9-31	Antlerless only
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. 6-17	Nov. 5-16	Nov. 4-15	3 pt. min.
		501, 504, 663, Elk Areas 4601 and 6014	Nov. 6-17	Nov. 5-16	Nov. 4-15	3 pt. min. or antlerless
		407, 564, 666	Nov. 6-17	Nov. 5-16	Nov. 4-15	Any elk
		454	Nov. 6-17	Nov. 5-16	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)	2021 Dates	2022 Dates	2023 Dates	Legal Elk
Early Archery General Elk Seasons						
Eastern Washington	EA	101 through 142, 204, 243, 247, 249, 250, 272, 278, 284, 290, 373, 379, 381, 382 (except CLOSED in Deer Area 5382), 388	Sept. 11-23	Sept. 10-22	Sept. 9-21	Any elk
		162, 166, 169, 172, 175, 186, 251, 328, 329, 336, 340, 352, 356, 364	Sept. 11-23	Sept. 10-22	Sept. 9-21	Spike bull
		145, 149, 154, 163, 178, 181, 334, 335, 371	Sept. 11-23	Sept. 10-22	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

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	2021 Dates	2022 Dates	2023 Dates	Legal Elk
Western Washington	WA	407, 454, 564, 666, 684, Elk Area 6014	Sept. 11-23	Sept. 10-22	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. 11-23	Sept. 10-22	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. 11-23	Sept. 10-22	Sept. 9-21	3 pt. min.
Late Archery General Elk Seasons						
Eastern Washington	EA	101, 105, 108, 117, 121, 204	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Any bull
		124, 127, 373, 382 (except CLOSED in Deer Area 5382), 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
		163	Dec. 9 - Jan. 30, 2022	Dec. 9 - Jan. 30, 2023	Dec. 9 - Jan. 30, 2024	Antlerless only
		203, 209 through 248, 250, 254 through 290, 379, 381. Must wear hunter orange and/or hunter pink.	Oct. 30 - Nov. 15	Oct. 29 - 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, 2022	Aug. 1 - Jan. 20, 2023	Aug. 1 - Jan. 20, 2024	Antlerless only
		Master Hunters Only: 127, 130	Dec. 9-31	Dec. 9-31	Dec. 9-31	Antlerless only
		334, 335	Nov. 24 - Dec. 8	Nov. 23 - Dec. 8	Nov. 22 - Dec. 8	Spike bull or antlerless
Western Washington	WA	249, 251, 336, 342, 346, 352, 364, Elk Area 3681	Nov. 24 - Dec. 8	Nov. 23 - Dec. 8	Nov. 22 - Dec. 8	Spike bull
		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. 24 - Dec. 15	Nov. 23 - Dec. 15	Nov. 22 - Dec. 15	3 pt. min. or antlerless
		407	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	Any elk
		454, 564, 666, Elk Area 6014	Nov. 24 - Dec. 15	Nov. 23 - Dec. 15	Nov. 22 - Dec. 15	Any elk
		448, 603, 612, 615, 638 (except for Elk Area 6064), 648	Nov. 24 - Dec. 15	Nov. 23 - Dec. 15	Nov. 22 - Dec. 15	3 pt. min.

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)	2021 Dates	2022 Dates	2023 Dates	Legal Elk
Early Muzzleloader General Elk Seasons						
Eastern Washington	EM	101 through 121, 204, 247	Oct. 2-8	Oct. 1-7	Oct. 7-13	Any bull
		124 through 142, 245, 250, 272, 278, 284, 290, 379	Oct. 2-8	Oct. 1-7	Oct. 7-13	Any elk
		145, 149, 154, 162, 163, 166, 172, 175, 178, 181, 336 through 342, 352 through 368	Oct. 2-8	Oct. 1-7	Oct. 7-13	Spike bull
		249, 251, 328, 329, 334, 335, Elk Area 2051	Oct. 2-8	Oct. 1-7	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, 454, 564, 666, 684	Oct. 2-8	Oct. 1-7	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. 2-8	Oct. 1-7	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. 2-8	Oct. 1-7	Oct. 7-13	3 pt. min. or antlerless
Late Muzzleloader General Elk Seasons						
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. 30 - Nov. 15	Oct. 29 - 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, 2022	Aug. 1 - Jan. 20, 2023	Aug. 1 - Jan. 20, 2024	Antlerless only
		Master Hunters Only: 127, 130	Dec. 9-31	Dec. 9-31	Dec. 9-31	Antlerless only
Western Washington	WM	407	Dec. 16-31	Dec. 16-31	Dec. 16-31	Any elk
		Elk Area 4601, 501, 503, 504, 505, 652 (except Elk Area 6013 closed to antlerless), 667	Nov. 24 - Dec. 8	Nov. 23 - Dec. 8	Nov. 22 - Dec. 8	3 pt. min. or antlerless
		454, 564, 666, 684, Elk Area 6014	Nov. 24 - Dec. 15	Nov. 23 - Dec. 15	Nov. 22 - Dec. 15	Any elk
		568, 574, 578	Nov. 24-30	Nov. 23-30	Nov. 22-30	3 pt. min.
		448, 601, 618, 651, 658	Nov. 24 - Dec. 15	Nov. 23 - 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 21-14-022 (Order 21-61), § 220-415-050, filed 6/28/21, effective 7/29/21; 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-3584.3

AMENDATORY SECTION (Amending WSR 21-14-022, filed 6/28/21, effective 7/29/21)

WAC 220-415-060 ((2021)) 2022 Elk special permits. It is unlawful to fail to comply with the bag, possession, and season limits described below. A violation of this section is punishable under RCW 77.15.410 Unlawful hunting of big game—Penalty.

Special Elk Permit Hunting Seasons (Open to Permit Holders Only)

Hunters must purchase an elk hunting license prior to purchasing a permit application. Hunters may only apply for permits consistent with the tag required for the hunt choice; however, Multiple Season Permit holders may apply for Eastern or Western Washington archery, 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. 2-11 and Nov. 13 - Dec. 2)) Oct. 1-10 and Nov. 12 - Dec. 1	Any bull	Elk Area 1015	1

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Prescott	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 149	((2)) 3
Blue Creek	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMU 154	1
Blue Creek	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 154	((9)) 7
Watershed	EA, EF, EM	Any	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6	3 pt. min.	GMU 157	25
Dayton	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 162, 163	((2)) 3
Tucannon	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 166	((5)) 4
Wenaha West	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	Elk Area 1008	5
Wenaha East	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	Elk Area 1009	((4)) 5
Mountain View	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 172	((9)) 7
Lick Creek	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 175	((1)) 2
Peola	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMUs 178, 145	1
Peola	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMUs 178, 145	((2)) 1
Couse	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 181	((5)) 7
Mission	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMU 251	((4)) 2
Colockum	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMUs 328, 329, 334	1
Colockum	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMUs 328, 329, 334	((22)) 11
Teaway	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMU 335	2
Peaches Ridge	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMUs 336, 346	2
Observatory	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMUs 334, 340, 342	2
Little Naches	EF	Any	Oct. ((2-10)) 1-9	Any bull	GMU 346	3
Goose Prairie	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMUs 352, 356	2
Bethel	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMU 360	2
Rimrock	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMU 364	2
Cowiche	EF	Any	((Sept. 27 - Oct. 1)) Sept. 26-30	Any bull	GMU 368	2
Alkali	EF	Any	((Oct. 16 - Nov. 5)) Oct. 15 - Nov. 4	Any bull	GMUs 334, 371	((25)) 33
Nooksack	WF	Any	((Oct. 2-28 and Dec. 13-28)) Oct. 1-27 and Dec. 12-27	Any bull	GMU 418	13
Green River	WF, WA, WM	Any	((Nov. 13-19)) Oct. 15-21	Any bull	GMU 485	10
Wahkiakum	WF	Any	Sept. ((20-24)) 19-23	Any bull	GMUs 506, 530	1
South Rainier	WF	Any	Sept. ((20-24)) 19-23	Any bull	GMUs 510, 513	((1)) 3
Packwood	WF	Any	Sept. ((20-24)) 19-23	Any bull	GMU 516	((1)) 3
Winston	WF	Any	Sept. ((20-24)) 19-23	Any bull	GMU 520	1
Coweeman	WF	Any	Sept. ((20-24)) 19-23	Any bull	GMU 550	1

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Toutle	WF	Any	((Sept. 20-24 and Nov. 6-17)) Sept. 19-23 and Nov. 5-16	Any bull	GMU 556	2
Toutle	WF	Any	Nov. ((6-17)) <u>5-16</u>	Any bull	GMU 556	((31)) <u>32</u>
Lewis River	WF	Any	Sept. ((20-24)) <u>19-23</u>	Any bull	GMU 560	2
Siouxon	WF	Any	Sept. ((20-24)) <u>19-23</u>	Any bull	GMU 572	2
((Carlton	WF	Any	Sept. 20-24	Any bull	Elk Area 5057	5
West Goat Rooks	WF	Any	Sept. 20-24	Any bull	Elk Area 5058	5))
Upper Smith Creek	WF	Any	Sept. ((20-24)) <u>19-23</u>	Any bull	Elk Area 5064	1
Mount Whittier	WF	Any	Sept. ((20-24)) <u>19-23</u>	Any bull	Elk Area 5065	1
Norway Pass	WF	Any	Sept. ((20-24)) <u>19-23</u>	Any bull	Elk Area 5066	2
((Mt. Adams	WF	Any	Sept. 20-24	Any bull	Elk Area 5059	5))
Mudflow	WF	Any	Nov. ((6-17)) <u>5-16</u>	Any bull	Elk Area 5099	7
Peninsula	WF	Any	Sept. ((25-29)) <u>23-26</u>	3 pt. min.	GMUs 602, 603, 607, 612, 615	4
Matheny	WF	Any	Sept. ((25-29)) <u>26-30</u>	3 pt. min.	GMU 618	((3)) <u>1</u>
Quinault	WF	Any	Sept. ((25-29)) <u>26-30</u>	3 pt. min.	GMU 638	((4)) <u>3</u>
Wynoochee	WF	Any	Sept. ((25-29)) <u>26-30</u>	3 pt. min.	GMU 648	1
White River	WF	Any	Sept. ((25-29)) <u>24-28</u>	Any bull	GMU 653	2
Prescott	EA	Any	Sept. ((6-23)) <u>5-22</u>	Any bull	GMU 149	1
Blue Creek	EA	Any	Sept. ((6-23)) <u>5-22</u>	Any bull	GMU 154	((4)) <u>3</u>
Dayton	EA	Any	Sept. ((6-23)) <u>5-22</u>	Any bull	GMUs 162, 163	1
Tucannon	EA	Any	Sept. ((6-23)) <u>5-22</u>	Any bull	GMU 166	2
Wenaha West	EA	Any	Sept. ((6-23)) <u>5-22</u>	Any bull	Elk Area 1008	2
Wenaha East	EA	Any	Sept. ((6-23)) <u>5-22</u>	Any bull	Elk Area 1009	2
Mountain View	EA	Any	Sept. ((6-23)) <u>5-22</u>	Any bull	GMU 172	((7)) <u>5</u>
Lick Creek	EA	Any	Sept. ((6-23)) <u>5-22</u>	Any bull	GMU 175	2
Peola	EA	Any	Sept. ((6-23)) <u>5-22</u>	Any bull	GMUs 178, 145	((3)) <u>1</u>
Couse	EA	Any	Sept. ((6-23)) <u>5-22</u>	Any bull	GMU 181	2
Colockum	EA	Any	Sept. ((11-23)) <u>10-22</u>	Any bull	GMUs 328, 329, 334	((15)) <u>6</u>
Teanaway	EA	Any	Sept. ((11-23)) <u>10-22</u>	Any bull	GMU 335	2
Peaches Ridge	EA	Any	Sept. ((11-23)) <u>10-22</u>	Any bull	GMUs 336, 346	((9)) <u>8</u>
Observatory	EA	Any	Sept. ((11-23)) <u>10-22</u>	Any bull	GMUs 334, 340, 342	((18)) <u>13</u>
Goose Prairie	EA	Any	Sept. ((11-23)) <u>10-22</u>	Any bull	GMUs 352, 356	5
Bethel	EA	Any	Sept. ((11-23)) <u>10-22</u>	Any bull	GMU 360	((8)) <u>9</u>
Rimrock	EA	Any	Sept. ((11-23)) <u>10-22</u>	Any bull	GMU 364	((18)) <u>12</u>
Cowiche	EA	Any	Sept. ((11-23)) <u>10-22</u>	Any bull	GMU 368	4
Alkali	EA	Any	Sept. ((1-24)) <u>1-23</u>	Any elk	GMUs 334, 371	((40)) <u>25</u>
Nooksack	WA	Any	((Aug. 23 - Sept. 11 and Jan. 1-19, 2022)) Aug. 25 - Sept. 15 and Jan. 1-19, 2023	Any bull	GMU 418	8
Toutle	WA	Any	Sept. ((11-23)) <u>10-22</u> and Dec. 1-15	Any bull	GMU 556	((21)) <u>17</u>
Upper Smith Creek	WA	Any	Sept. 12-18	Any bull	Elk Area 5064	1

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Norway Pass	WA	Any	Sept. ((4-10)) <u>3-9</u>	Any bull	Elk Area 5066	2
Mudflow	WA	Any	((Sept. 11-18 and Nov. 18-22)) Sept. 10-17 and Nov. 17-20	Any bull	Elk Area 5099	7
Peninsula	WA	Any	Sept. ((1-23)) <u>1-22</u>	3 pt. min.	GMUs 602, 603, 607, 612, 615	2
White River	WA	Any	((Sept. 11-23 and Nov. 27-Dec. 12)) Sept. 10-22 and Nov. 26-Dec. 11	Any bull	GMU 653	((49)) <u>18</u>
Prescott	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 149	1
Blue Creek	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 154	2
Dayton	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 162, 163	1
Tucannon	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 166	1
Wenaha West	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	Elk Area 1008	1
Wenaha East	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	Elk Area 1009	1
Mountain View	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 172	4
Lick Creek	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 175	1
Peola	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMUs 178, 145	1
Couse	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 181	((1)) <u>2</u>
Mission	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 251	((4)) <u>2</u>
Colockum	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMUs 328, 329, 334	((7)) <u>4</u>
Teanaway	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 335	1
Peaches Ridge	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMUs 336, 346	((4)) <u>3</u>
Observatory	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMUs 334, 340, 342	5
Goose Prairie	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMUs 352, 356	((2)) <u>1</u>
Bethel	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 360	2
Rimrock	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 364	5
Cowiche	EM	Any	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 368	((1)) <u>2</u>
Alkali	EM	Any	((Sept. 25 - Oct. 15)) Sept. 24 - Oct. 14	Any bull	GMUs 334, 371	((10)) <u>9</u>
Nooksack	WM	Any	((Sept. 18-29 and Nov. 13-22, and Nov. 28-Dec. 5)) Sept. 17-28 and Nov. 13-30	Any bull	GMU 418	8
Toutle	WM	Any	Oct. ((2-8)) <u>1-7</u>	Any bull	GMU 556	11
Mount Whittier	WM	Any	Sept. 12-18	Any bull	Elk Area 5065	1
Norway Pass	WM	Any	Sept. 12-18	Any bull	Elk Area 5066	2
Mudflow	WM	Any	Oct. ((2-12)) <u>1-11</u>	Any bull	Elk Area 5099	7
Peninsula	WM	Any	((Sept. 25 - Oct. 1)) Sept. 27-30	3 pt. min.	GMUs 602, 603, 607, 612, 615	2

Bulls						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Turnbull	EF	Any	Dec. ((7-12)) <u>6-11</u>	Spike bull only	Elk Area 1015	1
Grande Ronde	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 186	1
Mission	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 251	((4)) <u>2</u>
Peshastin	EF	Any	Feb. 8-17, 2022	Any bull	Elk Area 2033	4
Teanaway	EF	Any	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 335	4

Bulls						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Peaches Ridge	EF	Any	((Oct. 25 – Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMUs 336, 346	((15)) 17
Observatory	EF	Any	((Oct. 25 – Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMUs 334, 340, 342	((15)) 16
Goose Prairie	EF	Any	((Oct. 25 – Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMUs 352, 356	((7)) 9
Bethel	EF	Any	((Oct. 25 – Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 360	((7)) 10
Rimrock	EF	Any	((Oct. 25 – Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 364	((33)) 36
Cowiche	EF	Any	((Oct. 25 – Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMU 368	((4)) 5
Sauk	WF	Any	((Oct. 2 – Nov. 4)) Oct. 1 - Nov. 3	Any bull	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. ((1-17)) 1-16	3 pt. min.	GMU 621, EXCEPT for Elk Area 6071	8
Skokomish	WF	Any	Nov. ((1-17)) 1-16	3 pt. min.	GMU 636	((4)) 5
White River	WF	Any	Oct. ((16)) 15 - Nov. 10	Any bull	GMU 653	((45)) 44
Turnbull	EA	Any	Sept. ((11-23)) 10-22	Spike bull only	Elk Area 1015	1
Grande Ronde	EA	Any	Sept. ((6-23)) 5-22	Any bull	GMU 186	1
Sauk	WA	Any	((Aug. 23 – Sept. 11 and Jan. 1-7, 2022)) Aug. 25 - Sept. 15 and Jan. 1-7, 2023	Any bull	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. ((24)) 23 - Dec. 8	3 pt. min.	GMU 560	5
Siouxon	WA	Any	Nov. ((24)) 23 - Dec. 8	3 pt. min.	GMU 572	5
Olympic	WA	Any	Sept. ((1-23)) 1-22 and Dec. 1-15	3 pt. min.	GMU 621, EXCEPT Elk Area 6071	4
Skokomish	WA	Any	Sept. ((1-23)) 1-22 and Dec. 1-15	3 pt. min.	GMU 636	((3)) 4
Turnbull	EM	Any	((Nov. 27 – Dec. 2)) Nov. 26 - Dec. 1	Spike bull only	Elk Area 1015	1
Grande Ronde	EM	Any	Oct. ((2-10)) 1-9	Any bull	GMU 186	1
Sauk	WM	Any	((Sept. 18-29 and Nov. 29 – Dec. 8 and Jan. 8-19, 2022)) Sept. 17-28 and Nov. 28 - Dec. 7 and Jan. 8-19, 2023	Any bull	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. ((24)) 23 - Dec. 15	3 pt. min.	GMU 554	5
Olympic	WM	Any	((Sept. 25 – Oct. 8)) Sept. 24 - Oct. 7	3 pt. min.	GMU 621, EXCEPT for Elk Area 6071	3
Skokomish	WM	Any	((Sept. 25 – Oct. 8)) Sept. 24 - Oct. 7	3 pt. min.	GMU 636	1
White River	WM	Any	((Sept. 25 – Oct. 8)) Sept. 24 - Oct. 7	Any bull	GMU 653	9

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
North Half	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMUs 101, 105, 204	10
Douglas	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 108	5
Aladdin	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 111	10
Selkirk	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 113	10
49 Degrees North	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6 and Dec. 16-31	Antlerless	GMU 117	10
Huckleberry	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6 and Dec. 16-31	Antlerless	GMU 121	10
Turnbull	EF	Any	Nov. ((13-18)) <u>12-17</u>	Antlerless	Elk Area 1015	5
Turnbull	EF	Any	Dec. ((7-12)) <u>6-11</u>	Antlerless	Elk Area 1015	5
Mayview-Peola	EF	Any	Oct. ((16-24)) <u>15-23</u>	Antlerless	GMUs 145, 178	10
Mayview-Peola	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMUs 145, 178	10
Prescott	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 149	20
Blue Creek	EF	Any	Oct. ((16-24)) <u>15-23</u>	Antlerless	GMU 154	5
Blue Creek	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 154	5
Marengo	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 163	10
Mountain View	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	Elk Area 1013	5
Couse	EF	Any	Oct. ((16-24)) <u>15-23</u>	Antlerless	Elk Area 1081	10
Couse	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	Elk Area 1081	25
Malaga	EF	Any	Sept. 6-17	Antlerless	Elk Area 2032	20
Malaga	EF	Any	Nov. 1 - Dec. 31	Antlerless	Elk Area 2032	55
Peshastin	EF	Any	((Dec. 15, 2021 – Feb. 8, 2022)) Dec. 15, 2022 - Feb. 8, 2023	Antlerless	Elk Area 2033	20
Colockum	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMUs 328, 329	50
West Bar	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMU 330	5
Teanaway	EF	Any	((Oct. 30 – Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 335	25
Taneum	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMU 336	((20)) 180
Manastash	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMU 340	((20)) 130
Umtanum	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMU 342, 346	((20)) 125
Little Naches	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMU 346	((20)) 125
Nile	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMU 352	10
Bumping	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMU 356	15
Bethel	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMU 360	10
Rimrock	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMU 364	((15)) 145
Cowiche	EF	Any	Nov. ((3-7)) <u>2-6</u>	Antlerless	GMU 368	((15)) 80
Alkali A	EF	Any	((Oct. 16 – Nov. 5)) Oct. 15 - Nov. 4	Antlerless	GMU 371	45
Alkali B	EF	Any	Nov. ((6-24)) <u>5-23</u>	Antlerless	GMU 371	45
Green River	WF, WA, WM	Any	((Nov. 13-19)) Oct. 15-21	Antlerless	GMU 485	((12)) 10
Mossyrock	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 505	20

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Willapa Hills	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 506	20
Winston	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 520	((40)) <u>5</u>
Margaret	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 524 (except CLOSED in Elk Area 5066)	5
Ryderwood	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 530	15
Coweeman	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 550	((40)) <u>5</u>
Toutle	WF	Any	Nov. ((20-30)) <u>21-30</u>	Antlerless	GMU 556	5
Lewis River	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 560	((45)) <u>10</u>
Washougal	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 568	((40)) <u>5</u>
Siouxon	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 572	((40)) <u>5</u>
Wind River	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 574	((45)) <u>5</u>
West Klickitat	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 578	((30)) <u>5</u>
Norway Pass	WF	Any	Oct. 17-23	Antlerless	Elk Area 5066	3
Mudflow	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	Elk Area 5099	3
Mallis	WF	Any	Dec. 16-31	Antlerless	Elk Area 6010	10
Mallis	WF	Any	Jan. 1-20, ((2022)) <u>2023</u>	Antlerless	Elk Area 6010	20
Puyallup	WF	Any	Jan. 1-20, ((2022)) <u>2023</u>	Antlerless	Elk Area 6014	10
Puyallup	WF	Any	Jan. 21 - Feb. 10, ((2022)) <u>2023</u>	Antlerless	Elk Area 6014	10
Puyallup	WF	Any	Feb. 11-28, ((2022)) <u>2023</u>	Antlerless	Elk Area 6014	10
Joyce	WF	Any	Dec. 16-31	Antlerless	Elk Area 6030	5
Hanaford	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	Elk Area 6069	5
Williams Creek	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 673	50
Long Beach	WF	Any	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 684	4
Turnbull	EA	Any	Sept. ((41-23)) <u>10-22</u>	Antlerless	Elk Area 1015	12
Malaga	EA	Any	Aug. 29 - Sept. 4	Antlerless	Elk Area 2032	20
Colockum	EA	Any	Sept. ((41-23)) <u>10-22</u>	Antlerless	GMUs 328, 329	75
Colockum	EA	Any	Nov. ((25)) <u>23</u> - Dec. 8	Antlerless	GMU 328	20
Taneum <u>Early</u>	EA	Any	Sept. ((41-23)) <u>10-22</u>	Antlerless	GMU 336	((60)) <u>100</u>
<u>Taneum Late</u>	<u>EA</u>	<u>Any</u>	<u>Nov. 23 - Dec. 8</u>	<u>Antlerless</u>	<u>GMU 336</u>	<u>100</u>
Manastash	EA	Any	Sept. ((41-23)) <u>10-22</u>	Antlerless	GMU 340	((60)) <u>140</u>
Umtanum	EA	Any	Nov. ((25)) <u>23</u> - Dec. 8	Antlerless	GMU 342	((60)) <u>175</u>
Nile <u>Early</u>	EA	Any	Sept. ((41-23)) <u>10-22</u>	Antlerless	GMU 352	((50)) <u>30</u>
<u>Nile Late</u>	<u>EA</u>	<u>Any</u>	<u>Nov. 23 - Dec. 8</u>	<u>Antlerless</u>	<u>GMU 352</u>	<u>30</u>
Bumping	EA	Any	Sept. ((41-23)) <u>10-22</u>	Antlerless	GMU 356	50
Rimrock	EA	Any	Sept. ((41-23)) <u>10-22</u>	Antlerless	GMU 364	((60)) <u>100</u>
Cowiche	EA	Any	Nov. ((25)) <u>23</u> - Dec. 8	Antlerless	Elk Area 3681	((50)) <u>100</u>
Margaret	WA	Any	Sept. ((41-23)) <u>10-22</u> and Dec. 1-15	Antlerless	GMU 524 (except CLOSED in Elk Area 5066)	5
Toutle	WA	Any	Sept. ((41-23)) <u>10-22</u> and Dec. 1-15	Antlerless	GMU 556	10
Norway Pass	WA	Any	Oct. 1-7	Antlerless	Elk Area 5066	3

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Mudflow	WA	Any	((Sept. 4-10 and Nov. 18-22)) Sept. 3-9 and Nov. 17-20	Antlerless	Elk Area 5099	5
Lewis River	WA	Any	Nov. ((24)) 23 - Dec. 8	Antlerless	GMU 560	5
Siouxon	WA	Any	Nov. ((24)) 23 - Dec. 8	Antlerless	GMU 572	3
Wynoochee	WA	Any	Nov. ((24)) 23 - Dec. 15	Antlerless	GMU 648	((95)) 90
North Half	EM	Any	Oct. ((2-8)) 1-7	Antlerless	GMUs 101, 105, 204	10
Douglas	EM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 108	5
Aladdin	EM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 111	10
Selkirk	EM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 113	10
49 Degrees North	EM	Any	Oct. ((2-8)) 1-7 and Dec. 16-31	Antlerless	GMU 117	20
Huckleberry	EM	Any	Oct. ((2-8)) 1-7 and Dec. 16-31	Antlerless	GMU 121	10
Turnbull	EM	Any	((Nov. 27 - Dec. 2)) Nov. 26 - Dec. 1	Antlerless	Elk Area 1015	8
Turnbull	EM	Any	Dec. ((14-19)) 13-18	Antlerless	Elk Area 1015	8
Blue Creek	EM	Any	((Dec. 9, 2021 - Jan. 20, 2022)) Dec. 9, 2022 - Jan. 20, 2023	Antlerless	((GMU 154)) Elk Area 1054	15
Mountain View	EM	Any	Oct. ((2-8)) 1-7	Antlerless	Elk Area 1013	5
Mayview-Peola	EM	Any	Oct. ((2-8)) 1-7	Antlerless	GMUs 145, 178	10
Couse	EM	Any	Oct. ((2-8)) 1-7	Antlerless	Elk Area 1081	10
Couse	EM	Any	((Dec. 1, 2021 - Jan. 20, 2022)) Dec. 1, 2022 - Jan. 20, 2023	Antlerless	Elk Area 1081 and Elk Area 1075	((35)) 30
Malaga	EM	Any	Oct. 2-8	Antlerless	Elk Area 2032	45
Colockum	EM	Any	Oct. ((2-10)) 1-9	Antlerless	GMUs 328, 329	35
Teanaway	EM	Any	Oct. ((2-10)) 1-9	Antlerless	GMU 335	20
Taneum	EM	Any	Oct. ((2-10)) 1-9	Antlerless	GMU 336	((20)) 100
Manastash	EM	Any	Oct. ((2-10)) 1-9	Antlerless	GMU 340	((20)) 100
Umtanum	EM	Any	Oct. ((2-10)) 1-9	Antlerless	GMU 342	((20)) 85
Nile	EM	Any	Oct. ((2-10)) 1-9	Antlerless	GMU 352	10
Bumping	EM	Any	Oct. ((2-10)) 1-9	Antlerless	GMU 356	10
Bethel	EM	Any	Oct. ((2-10)) 1-9	Antlerless	GMU 360	10
Cowiche	EM	Any	Oct. ((2-10)) 1-9	Antlerless	GMU 368	((10)) 60
Alkali	EM	Any	((Sept. 25 - Oct. 15)) Sept. 24 - Oct. 14	Antlerless	GMU 371	45
Willapa Hills	WM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 506	15
Mudflow	WM	Any	Oct. ((2-12)) 1-11	Antlerless	Elk Area 5099	4
Winston	WM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 520	5
Margaret	WM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 524 (except CLOSED in Elk Area 5066)	5
Ryderwood	WM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 530	10
Coweeman	WM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 550	((10)) 5
Yale	WM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 554	5
Yale	WM	Any	Nov. ((24)) 23 - Dec. 15	Antlerless	GMU 554	5
Toutle	WM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 556	((10)) 5
Lewis River	WM	Any	Oct. ((2-8)) 1-7	Antlerless	GMU 560	5

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Washougal	WM	Any	Nov. ((24)) <u>23</u> - Dec. 8	Antlerless	GMU 568	((40)) <u>5</u>
Siouxon	WM	Any	Oct. ((2-8)) <u>1-7</u>	Antlerless	GMU 572	5
Wind River	WM	Any	Nov. ((24)) <u>23</u> - Dec. 8	Antlerless	GMU 574	((20)) <u>5</u>
West Klickitat	WM	Any	Nov. ((24)) <u>23</u> - Dec. 8	Antlerless	GMU 578	((75)) <u>25</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	Oct. ((2-8)) <u>1-7</u>	Antlerless	Elk Area 6010	10
Mashel	WM	Any	Jan. 1-15, ((2022)) <u>2023</u>	Antlerless	Elk Area 6054	20
North River	WM	Any	Nov. ((24)) <u>23</u> - Dec. 15	Antlerless	GMU 658	((20)) <u>25</u>
Forks	WF, WM, WA	Any	Jan. 1-31, ((2022)) <u>2023</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	Nov. ((20-25)) <u>19-24</u>	Antlerless	Elk Area 1015	5
Turnbull	EF	Youth	Nov. ((20-25)) <u>19-24</u>	Spike bull only	Elk Area 1015	1
Aladdin	EF	Youth	((Oct. 30 - Nov. 7)) <u>Oct. 29 - Nov. 6</u>	Antlerless	GMU 111	5
Selkirk	EF	Youth	((Oct. 30 - Nov. 7)) <u>Oct. 29 - Nov. 6</u>	Antlerless	GMU 113	5
49 Degrees North	EF	Youth	((Oct. 30 - Nov. 7)) <u>Oct. 29 - Nov. 6 and Dec. 16-31</u>	Antlerless	GMU 117	5
Mayview-Peola	EF	Youth	((Oct. 30 - Nov. 7)) <u>Oct. 29 - Nov. 6</u>	Antlerless	GMUs 145, 178	5
Blue Creek	EF	Youth	((Oct. 30 - Nov. 7)) <u>Oct. 29 - Nov. 6</u>	Antlerless	GMU 154	3
Couse	EF	Youth	((Oct. 30 - Nov. 7)) <u>Oct. 29 - Nov. 6</u>	Antlerless	Elk Area 1081	((40)) <u>5</u>
Malaga	EF	Youth	Nov. 1-12	Antlerless	Elk Area 2032	10
Yakima North	EF	Youth	Nov. ((3-11)) <u>2-11</u>	Antlerless	GMUs 336, 340, 342, 346	((40)) <u>35</u>
Yakima Central	EF	Youth	Nov. ((3-11)) <u>2-11</u>	Antlerless	GMUs 352, 356, 360	5
Yakima South	EF	Youth	Nov. ((3-11)) <u>2-11</u>	Antlerless	GMUs 364, 368	((5)) <u>25</u>
Alkali	EF	Youth	((Dec. 18, 2021 - Jan. 3, 2022)) <u>Dec. 17, 2022 - Jan. 2, 2023</u>	Antlerless	GMU 371	20
Yakima Early	EA	Youth	Sept. ((11-23)) <u>10-22</u>	Antlerless	GMUs 336, 340, 352, 356, 364	((20)) <u>55</u>
Yakima Late	EA	Youth	Nov. ((25)) <u>23</u> - Dec. 8	Antlerless	GMUs <u>336</u> , 342, 368	((20)) <u>40</u>
Yakima North	EM	Youth	Oct. ((2-10)) <u>1-9</u>	Antlerless	GMUs 336, 340, 342, 346	((40)) <u>25</u>
Yakima Central	EM	Youth	Oct. ((2-10)) <u>1-9</u>	Antlerless	GMUs 352, 356, 360	10
Yakima South	EM	Youth	Oct. ((2-10)) <u>1-9</u>	Antlerless	GMUs 364, 368	((40)) <u>15</u>
Alkali	EM	Youth	Nov. 25 - Dec. 17	Antlerless	GMU 371	10
Sauk	WF, WM, WA	Youth	((Nov. 6-28 and Dec. 13-28)) <u>Nov. 5-27 and Dec. 12-27</u>	Antlerless	GMU 437	5
Green River	<u>WF, WM, WA</u>	<u>Youth</u>	<u>Oct. 15-21</u>	<u>Antlerless</u>	<u>GMU 485</u>	<u>2</u>
Mudflow	WF, WM, WA	Youth	Nov. ((23-30)) <u>22-30</u>	Any bull	Elk Area 5099	5
Mudflow	WF, WM, WA	Youth	Oct. ((23-31)) <u>22-30</u>	Antlerless	Elk Area 5099	5
Coweeman	WF	Youth	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 550	10

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
Toutle	WF	Youth	Nov. ((20-30)) <u>21-30</u>	Antlerless	GMU 556	10
Lewis River	WF	Youth	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 560	5
Wind River	WF	Youth	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 574	5
West Klickitat	WF	Youth	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 578	10
Region 5	WF, WM	Youth with mentor	((Aug. 1, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Region 5	((10)) <u>5</u> ^{HC}
Peninsula	WF	Youth	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMUs 602, 607, 612, 615	4
Clearwater	WF	Youth	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 615	5
Matheny	WF	Youth	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 618	5
Wynoochee	WF	Youth	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 648	10
North River	WF	Youth	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 658	((5)) <u>6</u>
Williams Creek	WF	Youth	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 673	10
Mallis	WF	Youth	((Dec. 16, 2021 - Jan. 20, 2022)) <u>Dec. 16, 2022 - Jan. 20, 2023</u>	Antlerless	Elk Area 6010	10
Peninsula	WA	Youth	Sept. ((11-23)) <u>10-22</u>	Antlerless	GMUs 602, 607, 612, 615	2
Peninsula	WM	Youth	Oct. ((2-8)) <u>1-7</u>	Antlerless	GMUs 602, 607, 612, 615	2
Forks	WF, WM, WA	Youth	((Dec. 16-31)) <u>Dec. 16 - Jan. 31</u>	Antlerless	Elk Area 6612	10*
Region 6	WF	Youth with mentor	((Aug. 1, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Region 6	⁷ HC

65+ Senior - Only hunters 65 and older may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Northeast	EF	65+	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6 and Dec. 16-31	Antlerless	GMUs 113, 117	10
Prescott	EF	65+	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 149	3
Blue Creek	EF	65+	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 154	1
Marengo	EF	65+	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 163	1
Peola-Mayview	EF	65+	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 178, 145	2
Malaga	EF	65+	Nov. 1-12	Antlerless	Elk Area 2032	10
Yakima North	EF	65+	Nov. ((3-11)) <u>2-11</u>	Antlerless	GMUs 336, 340, 342, 346	10
Yakima Central	EF	65+	Nov. ((3-11)) <u>2-11</u>	Antlerless	GMUs 352, 356, 360	5
Yakima South	EF	65+	Nov. ((3-11)) <u>2-11</u>	Antlerless	GMUs 364, 368	5
Alkali	EF	65+	((Oct. 16 - Nov. 5)) Oct. 15 - Nov. 4	Antlerless	GMU 371	10
Yakima Early	EA	65+	Sept. ((11-23)) <u>10-22</u>	Antlerless	GMUs 336, 340, 352, 356, 364	((10)) <u>15</u>
Yakima Late	EA	65+	Nov. ((25)) <u>23</u> - Dec. 8	Antlerless	GMUs <u>336</u> , 342, 368	10
Yakima North	EM	65+	Oct. ((2-10)) <u>1-9</u>	Antlerless	GMUs 336, 340, 342, 346	5
Yakima Central	EM	65+	Oct. ((2-10)) <u>1-9</u>	Antlerless	GMUs 352, 356, 360	5
Ryderwood	WF	65+	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 530	5
Willapa Hills	WF	65+	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 506	5

65+ Senior - Only hunters 65 and older may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Sauk	WF, WM, WA	65+	((Nov. 6-28 and Dec. 13-28)) Nov. 5-27 and Dec. 12-27	Antlerless	GMU 437	5
Peninsula	WF	65+	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMUs 602, 607, 612, 615	3
Hanaford	WF, WM, WA	65+	Jan. 1-15, ((2022)) <u>2023</u>	Antlerless	Elk Area 6069	5
Hanaford	WF, WM, WA	65+	Jan. 16-31, ((2022)) <u>2023</u>	Antlerless	Elk Area 6069	5
Peninsula	WA	65+	Sept. ((11-23)) <u>10-22</u>	Antlerless	GMUs 602, 607, 612, 615	1
Peninsula	WM	65+	Oct. ((2-8)) <u>1-7</u>	Antlerless	GMUs 602, 607, 612, 615	1
((Forks))	WF, WM, WA	65+	Dec. 16-31	Antlerless	Elk Area 6612	10 *)

Hunters with Disabilities - Only hunters with disabilities may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Northeast	EF	Hunters w/ Disabilities	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6 and Dec. 16-31	Antlerless	GMUs 113, 117	4
Turnbull	EF, EM, EA	Hunters w/ Disabilities	Oct. ((6-14)) <u>5-10</u>	Antlerless	Elk Area 1015	5
Prescott	EF	Hunters w/ Disabilities	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 149	3
Blue Creek	EF	Hunters w/ Disabilities	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 154	1
Marengo	EF	Hunters w/ Disabilities	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 163	1
Peola-Mayview	EF	Hunters w/ Disabilities	((Oct. 30 - Nov. 7)) Oct. 29 - Nov. 6	Antlerless	GMU 178, 145	((2)) <u>1</u>
Observatory	EF, EM, EA	Hunters w/ Disabilities	((Oct. 25 - Nov. 7)) Oct. 24 - Nov. 6	Any bull	GMUs 334, 340, 342	((2)) <u>1</u>
Little Naches	EF, EM, EA	Hunters w/ Disabilities	Oct. ((2-10)) <u>1-9</u>	Any bull	GMU 346	2
Malaga	EF, EM, EA	Hunters w/ Disabilities	Sept. 6-17	Antlerless	Elk Area 2032	10
Yakima North	EF, EM, EA	Hunters w/ Disabilities	Nov. ((3-11)) <u>2-11</u>	Antlerless	GMUs 336, 340, 342, 346	((10)) <u>15</u>
Yakima Central	EF, EM, EA	Hunters w/ Disabilities	Nov. ((3-11)) <u>2-11</u>	Antlerless	GMUs 352, 356, 360	5
Yakima South	EF, EM, EA	Hunters w/ Disabilities	Nov. ((3-11)) <u>2-11</u>	Antlerless	GMUs 364, 368	5
Alkali	EF, EM, EA	Hunters w/ Disabilities	((Oct. 16 - Nov. 5)) Oct. 15 - Nov. 4	Any elk	GMUs 334, 371	5
Corral Canyon	EF, EM, EA	Hunters w/ Disabilities	((Sept. 25 - Oct. 3)) Sept. 24 - Oct. 2	Any elk	Elk Area 3721	2
Sauk	WF, WM, WA	Hunters w/ Disabilities	((Nov. 6-28 and Dec. 13-28)) Nov. 5-27 and Dec. 12-27	Antlerless	GMU 437	5
Mudflow	WF, WM, WA	Hunters w/ Disabilities	Oct. ((14-20)) <u>13-19</u>	Antlerless	Elk Area 5099	5
Mudflow	WF, WM, WA	Hunters w/ Disabilities	Sept. 22-28	Any bull	Elk Area 5099	5
Washougal	WF	Hunters w/ Disabilities	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMU 568	5
Region 5	WF, WM	Hunters w/ Disabilities	((Aug. 1, 2021 - Mar. 31, 2022)) Aug. 1, 2022 - Mar. 31, 2023	Antlerless	Designated Areas in Region 5	5 ^{HC}
Peninsula	WF	Hunters w/ Disabilities	Nov. ((6-17)) <u>5-16</u>	Antlerless	GMUs 602, 607, 612, 615	3

Hunters with Disabilities - Only hunters with disabilities may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Peninsula	WM	Hunters w/ Disabilities	Oct. ((2-8)) <u>1-7</u>	Antlerless	GMUs 602, 607, 612, 615	1
Peninsula	WA	Hunters w/ Disabilities	Sept. ((4-23)) <u>10-22</u>	Antlerless	GMUs 602, 607, 612, 615	1

Master Hunter - Only master hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt. Additional weapon restrictions may be conditioned by the hunt coordinator for each hunt. For those hunts requiring the purchase of a master hunter second tag, one elk may be killed in the unit under the authorization of the special permit.							
Hunt Name	Weapon/Tag	Requirements	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Turnbull	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	Dec. ((21-31)) <u>20-31</u>	Antlerless	Elk Area 1015	5
Region 1	EF, EA, EM/2nd elk tag	Master Hunter elk tag required	Master Hunter	((Aug. 1, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Region 1	20 ^{HC}
Region 2	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	((Aug. 1, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Region 2	10 ^{HC}
Region 3	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	((Aug. 1, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Region 3	20 ^{HC}
Rattlesnake Hills	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	((Aug. 1, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in GMU 372	20 ^{HC}
Region 4 North	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	((July 1, 2021 - Mar. 31, 2022)) <u>July 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Whatcom and Skagit counties	13 ^{HC}
Region 4 South	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	((July 1, 2021 - Mar. 31, 2022)) <u>July 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in King and Snohomish counties	10 ^{HC}
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
Region 5	Any western elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	((Aug. 1, 2021 - Mar. 31, 2022)) <u>Aug. 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Region 5	20 ^{HC}
Long Beach	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	((July 1, 2021 - Mar. 31, 2022)) <u>July 1, 2022 - Mar. 31, 2023</u>	Antlerless	GMU 684	5
Region 6	WF, WA, WM/2nd elk tag	Master Hunter elk tag required	Master Hunter	((July 1, 2021 - Mar. 31, 2022)) <u>July 1, 2022 - Mar. 31, 2023</u>	Antlerless	Designated Areas in Region 6	30 ^{HC}
Region 5 Northwest—Hoof Disease	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	((Dec. 1, 2021 - Feb. 28, 2022)) <u>Dec. 1, 2022 - Feb. 28, 2023</u>	Antlerless	GMUs 501, 503, 504, 505, 506 ((except CLOSED in Elk Area 6010)), 520, 524 (except CLOSED in Elk Area 5066), 530, 550	15**
Region 5 Southeast—Hoof Disease	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	((Dec. 1, 2021 - Feb. 28, 2022)) <u>Dec. 1, 2022 - Feb. 28, 2023</u>	Antlerless	GMUs 554, 560, 564, 568, 572, 574, 578 (except CLOSED in Elk Area 5062), 388, 382	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 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
Region 6 Willapa Hills—Hoof Disease	Any elk tag/2nd elk tag	Master Hunter elk tag required	Master Hunter	((Dec. 1, 2021—Feb. 28, 2022)) Dec. 1, 2022 - Feb. 28, 2023	Antlerless	GMUs 658, 660, 663, 672 (((except CLOSED in Elk Area 6010))), 673 (((except CLOSED in Elk Area 6010))), 681	15**

* 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

- Special elk permits will be allocated through a random drawing to those hunter education instructors who qualify.
- Permit hunters must use archery equipment during archery seasons, muzzleloader equipment or archery equipment during muzzleloader seasons, and any legal weapon during modern firearm seasons. Hunter orange and/or hunter pink is required during modern firearm seasons.
- Except for online class incentive permits and chief instructor incentive permits, qualifying hunter education instructors must be certified and have been in active status for a minimum of three consecutive years, inclusive of the year prior to the permit drawing.
- Permittees may purchase a second license for use with the permit hunt only.
- Qualified hunter education instructors may only receive one incentive permit each year.

Area	Dates	Restrictions	GMUs	Permits
Region 3	All general season and permit seasons established for GMUs included with the permit. Not eligible for seasons and permits for auction hunts; raffle hunts; and hunts for master hunters, youth hunters, hunters with disabilities, or hunters 65 years and older, unless the hunter education instructor legally qualifies for such hunts.	Any 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

Elk Hoof Disease Incentive Permits

- Special elk permits will be allocated through a random drawing of hunters 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.
- Qualified hunters may only receive one incentive permit each year.

Area	Dates	Restrictions	GMUs	Permits
Mount St. Helens	Sept. 1 - Dec. 31	Any Bull	GMUs 505, 520, 550, 554, 556, 560, 564, 568, 572, 574, 578, 382, 388	5
South Rainier		Any Bull	GMUs 503, 510, 513, 516	2
Willapa Hills		Any Bull	GMUs 501, 504, 506, 530, 658, 660, 663, 672, 673, 681, 684	5
North Rainier		Any Bull	GMUs 652, 653, 654	2
Olympic		Any Bull	GMUs 601, 602, 603, 607, 612, 615, 618, 624, 633, 638, 642, 648, 651, excludes Elk Area 6064	5

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 21-14-022 (Order 21-61), § 220-415-060, filed 6/28/21, effective 7/29/21; 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-3583.2

AMENDATORY SECTION (Amending WSR 21-14-022, filed 6/28/21, effective 7/29/21)

WAC 220-415-070 ((2021)) 2022 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	Permit Season	GMU or boundary	Permits
Any antlered bull moose			
Kettle Range-East Okanogan 101, 105, 204	Oct. 1 - Nov. 30	GMUs 101, 105, 204	10
Douglas A - Early	Oct. 1-31	GMU 108	4
Douglas A - Late	Nov. 1-30	GMU 108	4
Aladdin A - Early	Oct. 1-31	GMU 111	3
Aladdin A - Late	Nov. 1-30	GMU 111	3

Hunt Name	Permit Season	GMU or boundary	Permits
Selkirk 113	Oct. 1 - Nov. 30	GMU 113	15
49 Degrees North A - Early	Oct. 1-31	GMU 117 (<u>except Parker Lake</u>)	12
49 Degrees North A - Late	Nov. 1-30	GMU 117 (<u>except Parker Lake</u>)	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
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, 139	4
Antlerless only -			
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 (<u>except Parker Lake</u>)	2
Huckleberry B	Oct. 1 - Nov. 30	GMU 121	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, 139	2
Youth Only - Antlerless			
Mt Spokane South Y	Oct. 1 - Nov. 30	Moose Area 1 (within 124)	1
65 Year and over - Antlerless			
49 Degrees North V	Oct. 1 - Nov. 30	GMU 117 (<u>except Parker Lake</u>)	1
Huckleberry V	Oct. 1 - Nov. 30	GMU 121	2
Disabled hunter - Antlerless			
49 Degrees North D	Oct. 1 - Nov. 30	GMU 117 (<u>except Parker Lake</u>)	1
Mt Spokane North D	Oct. 1 - Nov. 30	Moose Area 2 (within 124)	1

Note: Moose Area 3 (Parker Lake) is closed to all moose hunters, except those with a Parker Lake special permit.

(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 21-14-022 (Order 21-61), § 220-415-070, filed 6/28/21, effective 7/29/21; 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-3585.2

AMENDATORY SECTION (Amending WSR 21-14-022, filed 6/28/21, effective 7/29/21)

WAC 220-415-120 ((2021)) 2022 Bighorn sheep seasons, 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
Any ram				
((Vulcan Mountain	Sept. 15 -- Oct. 10	Sheep Unit 2	Any Legal Weapon	1))
Selah Butte	Oct. ((4-31)) 1-31	Sheep Unit 4	Any Legal Weapon	((4)) 2
Umtanum	Oct. ((4-31)) 1-31	Sheep Unit 5	Any Legal Weapon	((4)) 2
Cleman Mountain	Oct. 1-31	Sheep Unit 7	Any Legal Weapon	((4)) 3
Lincoln Cliffs	Sept. 15 - Oct. 10	Sheep Unit 12	Any Legal Weapon	2
Quilomene	Oct. 1-31	Sheep Unit 13	Any Legal Weapon	((5)) 3
Swakane	Sept. 15 - Oct. 10	Sheep Unit 14	Any Legal Weapon	2
Manson	Nov. 9-30	Sheep Unit 16	Any Legal Weapon	2
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
Wenaha	Sept. 15 - Oct. 10	GMU 169	Any Legal Weapon	1
Mountain View - <u>Black Butte</u>	Sept. 15 - Oct. 10	GMU 172, <u>portions of GMU 181, GMU 186</u>	Any Legal Weapon	1
Adult ewe				
((Selah Butte A	Sept. 7 -- Oct. 3	Sheep Unit 4	Adult ewe or juvenile ram Any Legal Weapon	5
Selah Butte B	Nov. 1-21	Sheep Unit 4	Adult ewe or juvenile ram Any Legal Weapon	6

Hunt Name	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
Selah Butte C	Nov. 22 – Dec. 19	Sheep Unit 4	Adult ewe or juvenile ram Any Legal Weapon	6
Umtanum A	Sept. 7 – Oct. 3	Sheep Unit 5	Adult ewe or juvenile ram Any Legal Weapon	5
Umtanum B	Nov. 1-21	Sheep Unit 5	Adult ewe or juvenile ram Any Legal Weapon	6
Umtanum C	Nov. 22 – Dec. 19	Sheep Unit 5	Adult ewe or juvenile ram Any Legal Weapon	6))
Cleman Mountain A	Oct. ((11-31)) <u>10-31</u>	Sheep Unit 7	Adult ewe only Any Legal Weapon	10
Cleman Mountain B	Nov. ((8-28)) <u>7-27</u>	Sheep Unit 7	Adult ewe only Any Legal Weapon	8
Lincoln Cliffs Whitestone Unit	Oct. 1-10	Sheep Unit 12 west of Mount View Rd	Adult ewe only Any Legal Weapon	1
Chelan Butte	Sept. 15 - Oct. 10	Sheep Unit 18	Adult ewe only Any Legal Weapon	4
Juvenile ram^a				
((Selah Butte	Sept. 7 – Oct. 3	Sheep Unit 4	Juvenile ram only ^a Any Legal Weapon	4
Umtanum	Sept. 7 – Oct. 3	Sheep Unit 5	Juvenile ram only ^a Any Legal Weapon	4))
Youth				
((Selah Butte	Nov. 1 – Dec. 19	Sheep Unit 4	Adult ewe or juvenile ram Any Legal Weapon	5
Umtanum	Sept. 7 – Oct. 3	Sheep Unit 5	Adult ewe or juvenile ram Any Legal Weapon	5))
Cleman Mountain	Nov. ((8-28)) <u>7-27</u>	Sheep Unit 7	Adult ewe only Any Legal Weapon	2
Hunters with Disabilities				
Chelan Butte A	Oct. 11-31	Sheep Unit 18	Adult ewe only Any Legal Weapon	3
Chelan Butte B	Oct. 11-31	Sheep Unit 18	Juvenile ram only ^a Any Legal Weapon	2

See subsection (3) of this section Bighorn Sheep Units for detailed legal descriptions of these hunt area boundaries.

^a 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)) 90 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.

(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.

(t) **Mountain View - Black Butte:** GMUs 172, 186; portions of GMU 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).

[Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.047, and 77.12.240. WSR 21-14-022 (Order 21-61), § 220-415-120, filed 6/28/21, effective 7/29/21; 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-3586.3

AMENDATORY SECTION (Amending WSR 21-14-022, filed 6/28/21, effective 7/29/21)

WAC 220-415-130 ((2021)) 2022 Mountain goat seasons, 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. 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~~) 10 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 identifi-

cation 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
Mountain goat special permits			
North Lake Chelan (2-1)	Sept. 1 - Nov. 30	Any Legal Weapon	((2)) 1
South Lake Chelan (2-3)	Sept. 1 - Nov. 30	Any Legal Weapon	1
Naches Pass (3-6)	Sept. 1 - Nov. 30	Any Legal Weapon	1
Bumping River (3-7)	Sept. 1 - Nov. 30	Any Legal Weapon	1
Boulder River North (4-8a)	Sept. 1 - Nov. 30	Any Legal Weapon	1
Chowder Ridge (4-3)	Sept. 1 - Nov. 30	Any Legal Weapon	1
Lincoln Peak (4-4)	Sept. 1 - Nov. 30	Any Legal Weapon	2
Avalanche Gorge (4-7)	Sept. 1 - Nov. 30	Any Legal Weapon	3
Goat Rocks West (5-4)	Sept. 1 - Nov. 30	Any Legal Weapon	1
Goat Rocks East (5-5)	Sept. 1 - Nov. 30	Any Legal Weapon	((2)) 1
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
((Conflict reduction special permits			
East Olympic Mountains A (6-1) ^a	Sept. 1-26	Any Legal Weapon	5
East Olympic Mountains B (6-1) ^a	Sept. 27 - Oct. 22	Any Legal Weapon	10
East Olympic Mountains C (6-1) ^a	Oct. 23 - Nov. 30	Any Legal Weapon	10

^a ~~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: 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: 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: GMU 246

Naches Pass 3-6: 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: 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: 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: 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: 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: 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).

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: 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: GMU 364

Mt. Margaret Backcountry 5-6: 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.

Mt. St. Helens South 5-7: 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 21-14-022 (Order 21-61), § 220-415-130, filed 6/28/21, effective 7/29/21; 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 recodified 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-3588.3

AMENDATORY SECTION (Amending WSR 21-14-022, filed 6/28/21, effective 7/29/21)

WAC 220-416-060 ((2021-2022)) 2022-2023 Migratory gamebird seasons and regulations. All migratory waterfowl, coot, snipe, mourning dove and band-tailed pigeon are closed to harvest unless season dates are specified in this section. 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. ((~~16-24, 2021~~)) 15-23, 2022, and Oct. ((~~27, 2021 - Jan. 30, 2022~~)) 26, 2022 - Jan. 29, 2023; except scaup season closed Oct. ((~~16 - Nov. 5, 2021~~)) 15 - Nov. 4, 2022.

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. ((~~25, 2021~~)) 24, 2022, and Feb. ((~~5, 2022~~)) 4, 2023, in Western Washington (West Zone); Oct. ((~~2, 2021~~)) 1, 2022, and Feb. ((~~5, 2022~~)) 4, 2023, 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. ((~~5, 2022~~)) 4, 2023, 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.~~))

Harlequin Duck: Season closed statewide.**AUTHORIZATION AND HARVEST RECORD CARD REQUIRED TO HUNT SEA DUCKS**

Hunters must possess a special (~~(2021-2022)~~) 2022-2023 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 within the designated spaces provided 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. (~~(25, 2021)~~) 24, 2022, and Feb. (~~(5, 2022)~~) 4, 2023, in Western Washington (West Zone); Oct. (~~(2, 2021)~~) 1, 2022, and Feb. (~~(5, 2022)~~) 4, 2023, 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. (~~(5, 2022)~~) 4, 2023, 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 10 white geese (snow, Ross', blue phase), except in Goose Management Area 2 Coast and Inland where the bag limit for Canada geese is reduced to 3 and dusky Canada geese remain closed to harvest.

Possession Limit for Youth, Veterans and Active Military Personnel
Hunting Days: Same as Daily Bag Limit.

Western Washington Goose Seasons

Goose Management Area 1: Skagit and Whatcom counties, and that portion of Snohomish County west of Interstate 5.

September Canada Goose Season

Sept. (~~(4-9, 2021)~~) 3-8, 2022.

Daily Bag Limit: 5 Canada geese.

Possession Limit: 15 Canada geese.

Regular Season

Oct. (~~(16 - Nov. 28)~~) 15 - Nov. 27, and Dec. (~~(11, 2021)~~) 10, 2022 - Jan. ((30, 2022)) 29, 2023, for Canada and white-fronted geese (except brant).

Oct. (~~(16 - Nov. 28)~~) 15 - Nov. 27, and Dec. (~~(11, 2021)~~) 10, 2022 - Jan. ((30, 2022)) 29, 2023, and Feb. (~~(12-22, 2022)~~) 11-21, 2023, for snow, Ross', and blue geese (collectively referred to as white geese). During Feb. (~~(12-22, 2022)~~) 11-21, 2023, 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.

Daily Bag Limit: 4 Canada geese (except dusky Canada geese which are closed to harvest), 10 white-fronted geese, and 10 white geese (snow, Ross', blue phase). During Feb. (~~(12-22, 2022)~~) 11-21, 2023: 20 white geese.

Possession Limit: 12 Canada geese (except dusky Canada geese which are closed to harvest), 30 white-fronted geese, and 30 white geese (snow, Ross', blue phase). During Feb. (~~(12-22, 2022)~~) 11-21, 2023: 60 white geese.

AUTHORIZATION AND HARVEST RECORD CARD REQUIRED TO HUNT SNOW GEESE

Hunters must possess a special (~~(2021-2022)~~) 2022-2023 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 within the designated spaces provided 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. (~~(4-12, 2021)~~) 3-11, 2022.

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. (~~(16-31, 2021)~~) 15-30, 2022; Saturdays, Sundays, and Wednesdays only, Nov. (~~(3-Dec. 5, 2021)~~) 2 - Dec. 4, 2022, and Dec. (~~(22, 2021 - Jan. 23, 2022)~~) 21, 2022 - Jan. 22, 2023, and Feb. (~~(12-23, 2022)~~) 11-22, 2023. During Feb. (~~(12-23, 2022)~~) 11-22, 2023, 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)~~) 3 Canada geese (except dusky Canada geese which are closed to harvest), 10 white-fronted geese, and 10 white geese (snow, Ross', blue).

Possession Limit: (~~(12)~~) 9 Canada geese (except dusky Canada geese which are closed to harvest), 30 white-fronted geese, and 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. (~~(4-12, 2021)~~) 3-11, 2022.

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. (~~(16-31, 2021)~~) 15-30, 2022; Saturdays, Sundays, and Wednesdays only, Nov. (~~(24, 2021 - Jan. 16, 2022)~~) 23, 2022 - Jan. 15, 2023, and Feb. (~~(12 - Mar. 9, 2022)~~) 11 - Mar. 8, 2023. During Feb. (~~(12 - Mar. 9, 2022)~~) 11 - Mar. 8, 2023, 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.

~~((16-31, 2021))~~ 15-30, 2022, and Nov. ~~((24, 2021 - Jan. 15, 2022))~~ 23, 2022 - Jan. 14, 2023.

Bag Limits for Goose Management Area 2 - Inland:

Daily Bag Limit: ~~((4))~~ 3 Canada geese (except dusky Canada geese which are closed to harvest), 10 white-fronted geese, and 10 white geese (snow, Ross', blue).

Possession Limit: ~~((12))~~ 9 Canada geese (except dusky Canada geese which are closed to harvest), 30 white-fronted geese, and 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 ~~((2021-2022))~~ 2022-2023 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))~~ 2021-2022 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 within the designated spaces provided 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. ~~((4-9, 2021))~~ 3-8, 2022.

Daily Bag Limit: 5 Canada geese.

Possession Limit: 15 Canada geese.

Regular Season

Oct. (~~(16-28, 2021)~~) 15-27, 2022, and Nov. (~~(6, 2021 - Jan. 30, 2022)~~) 5, 2022 - Jan. 29, 2023.

Daily Bag Limit: 4 Canada geese (except dusky Canada geese which are closed to harvest), 10 white-fronted geese, and 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 30 white geese (snow, Ross', blue).

Eastern Washington Goose Seasons

September Canada Goose Season (Eastern Washington)

Sept. (~~(4-5, 2021)~~) 3-4, 2022.

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. (~~(16, 2021 - Jan. 23, 2022)~~) 15, 2022 - Jan. 22, 2023; additionally, to accommodate opportunity during recognized holiday periods, the (~~(2020-2021)~~) 2022-2023 season will include: Nov. 11, (~~(25, and 26, 2021)~~) 24, and 25, 2022; Dec. (~~(24, 27, 28, 30, and 31, 2021)~~) 26, 27, 29, and 30, 2022, and Jan. (~~(17, 2022)~~) 16, 2023; and every day Jan. (~~(24-30, 2022)~~) 23-29, 2023, for Canada geese and white-fronted geese.

Saturdays, Sundays, and Wednesdays only during Nov. (~~(6, 2021 - Jan. 23, 2022)~~) 5, 2022 - Jan. 22, 2023; additionally, to accommodate opportunity during recognized holiday periods, the (~~(2019-2020)~~) 2022-2023 season will include: Nov. 11, (~~(25, and 26, 2021)~~) 24, and 25, 2022; Dec. (~~(24, 27, 28, 30, and 31, 2021)~~) 26, 27, 29, and 30, 2022, and Jan. (~~(17, 2022)~~) 16, 2023; and every day Jan. (~~(24-30, 2022)~~) 23-29, 2023, and Feb. (~~(12 - Mar. 2, 2022)~~) 11 - Mar. 1, 2023, 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. (~~(16 - Nov. 1, 2021)~~) 15-31, 2022, and every day from Nov. (~~(6, 2021 - Jan. 30, 2022)~~) 5, 2022 - Jan. 29, 2023.

Bag Limits for all Eastern Washington Goose Management Areas during regular seasons:

Daily Bag Limit: 4 Canada geese, 10 white-fronted geese, and 10 white geese (snow, Ross', blue). During Feb. (~~(12 - Mar. 2, 2022)~~) 11 - Mar. 1, 2023, in GMA4: 20 white geese.

Possession Limit: 12 Canada geese, 30 white-fronted geese, and 30 white geese (snow, Ross', blue). During Feb. (~~(12 - Mar. 2, 2022)~~) 11 - Mar. 1, 2023, in GMA4: 60 white geese.

BRANT

~~((Open)) Will remain closed in Skagit County, including during the youth, veteran, and active military date, and may only ((~~o~~n)) open under the following conditions on specified dates~~((~~+~~

~~Jan. 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. 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))~~ 2022-2023 brant population in Skagit County is below 3,000 (as determined by aerial survey), the brant season in Skagit County will ~~((be))~~ remain closed.

If the 2022-2023 brant population in Skagit County is 3,000-6,000 (as determined by aerial survey), the brant season in Skagit County will be open on the following dates: Jan. 21, 25, and 28, 2023, and during the Feb. 4, 2023, youth, veterans, and active military date.

If the 2022-2023 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. 14, 15, 18, 21, 22, 25, 28, and 29, 2023, and during the Feb. 4, 2023, youth, veterans, and active military date.

Open in Clallam and Whatcom counties only on the following dates: Jan. ~~((15, 19, and 22, 2022))~~ 21, 25, and 28, 2023.

Open in Pacific County only on the following dates: Jan. ~~((8, 9, 11, 13, 15, 16, 18, 20, 22, 23, 25, 27, 29, and 30, 2022))~~ 7, 8, 10, 12, 14, 15, 17, 19, 21, 22, 24, 26, 28, and 29, 2023, 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. ~~((5, 2022))~~ 4, 2023. 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 ~~((2021-2022))~~ 2022-2023 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 within the designated spaces provided 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, ((2021)) 2022, statewide.

Daily Bag Limit: 15 mourning doves.

Possession Limit: 45 mourning doves.

BAND-TAILED PIGEON

Sept. ((~~15-23, 2021~~)) 17-25, 2022, 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 ((~~2021-2022~~)) 2022-2023 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 within the designated spaces provided 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. ((~~25, 2021~~)) 24, 2022, and Feb. ((~~5, 2022~~)) 4, 2023, in Western Washington (West Zone).

Oct. ((~~2, 2021~~)) 1, 2022, and Feb. ((~~5, 2022~~)) 4, 2023, 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, ((2021)) 2022.

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 21-14-022 (Order 21-61), § 220-416-060, filed 6/28/21, effective 7/29/21; 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.]

WSR 22-15-100
PERMANENT RULES
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed July 19, 2022, 1:39 p.m., effective August 19, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: During the 2022 legislative session, the Washington state legislature passed SB 5763, which repealed RCW 39.12.022, which required individuals with disabilities to be paid a prevailing wage lower than applicable prevailing wage rates set by labor and industries by issuing subprevailing wage certificates. This rule making repeals WAC 296-127-400 through 296-127-470 to align with the removal of the subject matter from the statute.

Citation of Rules Affected by this Order: Repealing WAC 296-127-400, 296-127-410, 296-127-420, 296-127-430, 296-127-440, 296-127-450, 296-127-460, and 296-127-470.

Statutory Authority for Adoption: Chapter 55, Laws of 2022.

Adopted under notice filed as WSR 22-10-066 on May 3, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 8.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 8.

Date Adopted: July 19, 2022.

Joel Sacks
Director

OTS-3763.1

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 296-127-400	Applicability.
WAC 296-127-410	Definitions.
WAC 296-127-420	Application for a subprevailing wage certificate.
WAC 296-127-430	Conditions for granting a subprevailing wage certificate.
WAC 296-127-440	Issuance of a subprevailing wage certificate.

WAC 296-127-450	Terms of subprevailing wage certificate.
WAC 296-127-460	Renewal of subprevailing wage certificate.
WAC 296-127-470	Review.

WSR 22-15-104
PERMANENT RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Filed July 19, 2022, 2:55 p.m., effective August 19, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Revise the adoption-by-reference dates in commission WAC to reflect the current version(s) of adopted materials and make other minor administrative updates and corrections.

Citation of Rules Affected by this Order: Amending WAC 480-14-999, 480-15-999, 480-30-999, 480-31-999, 480-62-305, 480-62-999, 480-70-999, 480-75-999, 480-90-999, 480-93-005, 480-93-200, 480-93-999, 480-100-999, 480-103-999, 480-108-999, 480-109-999, 480-110-999, 480-120-999, and 480-123-999.

Statutory Authority for Adoption: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353.

Adopted under notice filed as WSR 22-11-093 on May 18, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 19, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: July 19, 2022.

Amanda Maxwell
[Executive Director and Secretary]

OTS-3813.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-14-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publication, effective dates, references within this chapter, and availability of the resource is within Title 49 Code of Federal Regulations (C.F.R.), including all appendices and amendments is published by the United States Government Printing Office.

(1) The commission adopts the version in effect on December 31, (~~2020~~) 2021, for 49 C.F.R. Parts 171, 172 and 173.

(2) This publication is referenced in WAC 480-14-250 (Insurance requirements).

(3) Copies of Title 49 C.F.R. are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-14-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-14-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-14-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-14-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-14-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-14-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-14-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-14-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-14-999, filed 2/15/12, effective 3/17/12. Statutory Authority: RCW 80.01.040 and 81.04.160. WSR 09-22-057 (Order R-555, Docket TV-090400), § 480-14-999, filed 10/30/09, effective 11/30/09. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-14-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-14-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-14-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-14-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-14-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-14-999, filed 9/28/01, effective 10/29/01.]

OTS-3814.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-15-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **North American Standard Out-of-Service Criteria** (OOSC) is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ((2021)) 2022.

(b) This publication is referenced in WAC 480-15-560 (Equipment safety requirements).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2020)) 2021.

(b) This publication is referenced in WAC 480-15-560 (Equipment safety requirements) and WAC 480-15-570 (Driver safety requirements).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-15-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-15-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-15-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-15-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-15-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-15-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-15-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-15-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-15-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-15-999, filed 1/25/11, effective 2/25/11; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-15-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-15-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-15-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-15-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-15-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-15-999, filed 9/28/01, effective 10/29/01.]

OTS-3815.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-30-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **North American Standard Out-of-Service Criteria** (OOSC) is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ((2021)) 2022.

(b) This publication is referenced in WAC 480-30-221 (Vehicle and driver safety requirements).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2020)) 2021.

(b) This publication is referenced in WAC 480-30-221 (Vehicle and driver safety requirements) and WAC 480-30-226 (Intrastate medical waivers).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-30-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-30-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-30-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-30-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-30-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-30-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-30-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-30-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-30-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-30-999, filed 1/25/11, effective 2/25/11; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-30-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 80.01.040, 81.04.160, 81.12.050, 81.68.030, and 81.70.270. WSR 06-13-006 (General Order No. R-533, Docket No. TC-020497), § 480-30-999, filed 6/8/06, effective 7/9/06. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160 and 34.05.353. WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-30-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-30-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-30-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-30-999, filed 9/28/01, effective 10/29/01.]

OTS-3816.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-31-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and stand-

ards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **North American Standard Out-of-Service Criteria** (OOSC) is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ((2021)) 2022.

(b) This publication is referenced in WAC 480-31-120 (Equipment—Inspection—Ordered for repairs).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2020)) 2021.

(b) This publication is referenced in WAC 480-31-100 (Equipment—Safety), WAC 480-31-120 (Equipment—Inspection—Ordered for repairs), and WAC 480-31-130 (Operation of motor vehicles).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-31-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-31-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-31-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-31-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-31-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-31-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-31-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-31-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-31-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-31-999, filed 1/25/11, effective 2/25/11; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-31-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 81.04.160 and 34.05.353. WSR 06-11-013 (Docket T-051915, General Order No. R-532), § 480-31-999, filed 5/4/06, effective 6/4/06. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160 and 34.05.353. WSR 05-21-022, § 480-31-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-31-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-31-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-31-999, filed 9/28/01, effective 10/29/01.]

OTS-3817.1

AMENDATORY SECTION (Amending WSR 01-04-026, filed 1/30/01, effective 3/2/01)

WAC 480-62-305 Railroad community notice requirements. This rule is not intended to cover immediate safety hazards or emergencies.

(1) At least ten days prior to taking any planned action that may have a significant impact on a community, railroad companies must notify, in writing, the governing authority of the community and the commission of the planned action.

Note: Maintenance practices, such as replacing broken planks if the opportunity to do so is unexpectedly presented, are not considered to be planned actions and would likely prevent safety hazards. In such situations, advance notice would not be required.

(2) Examples of actions that may have significant impact on a community include disrupting the use of a crossing for track inspection, reconstruction, maintenance, or blocking a crossing.

(3) The notice must contain a heading with the words "important notice" in prominent type and contain, at a minimum, the following:

- (a) Date the notice is issued;
- (b) A clear explanation of the type of planned event;
- (c) Specific location of the event;
- (d) An estimation of the start and completion date of the event;
- (e) Any additional information that will assist the community to plan for the event;
- (f) Railroad company contact person and phone number; and
- (g) A statement substantially as follows: "If you have questions about the regulatory process, you may contact the Washington Utilities and Transportation Commission at: WUTC, (~~1300 S. Evergreen Park Dr. S.W.,~~) 621 Woodland Square Loop S.E., Lacey, WA 98503 or P.O. Box 47250, Olympia, WA 98504-7250; (~~1-800-562-6150 (toll-free)~~) 360-664-1262. Also, you may contact the Federal Railroad Administration at 1-800-724-5998 (toll-free)."

(4) Whenever a highway authority plans to perform maintenance that will affect a crossing, it must notify the railroad company and local jurisdiction at least ten days before performing the maintenance.

(5) Whenever a railroad company plans to perform maintenance that involves changing the type of material used as a grade crossing surface, it must also notify the commission at least ten days prior to performing the replacement.

[Statutory Authority: RCW 80.01.040, 81.04.160, 81.24.010, 81.28.010, 81.28.290, 81.40.110, 81.44.010, 81.44.020, 81.44.101-81.44.105, and chapters 81.48, 81.53, 81.54, 81.60, and 81.61 RCW. WSR 01-04-026 (Docket No. TR-981102, General Order No. R-477), § 480-62-305, filed 1/30/01, effective 3/2/01.]

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-62-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2020)) 2021.

(b) This publication is referenced in WAC 480-62-160 (Compliance policy), WAC 480-62-200 (Roadway worker safety and operating rules and statutes), WAC 480-62-205 (Track safety standards), WAC 480-62-210 (Crossing signal circuitry), WAC 480-62-215 (Hazardous materials regulations), WAC 480-62-235 (Flaggers), WAC 480-62-240 (Railroad owned or operated passenger carrying vehicles—Equipment), WAC 480-62-278 (Contract crew transportation vehicle and driver safety requirements), and WAC 480-62-293 (Contract crew transportation enforcement).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

(2) **Manual on Uniform Traffic Control Devices**, cited as Manual on Uniform Traffic Control Devices, or MUTCD, is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2020)) 2021.

(b) This publication is referenced in WAC 480-62-230 (Traffic control devices), WAC 480-62-235 (Flaggers), and WAC 480-62-245 (Railroad owned or operated passenger carrying vehicles—Operation).

(c) Copies of the MUTCD are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

(3) **ANSI/ISEA Z308.1 - 2015 American National Standard for Minimum Requirements for Workplace First Aid Kits** is published by the American National Standards Institute.

(a) The commission adopts the version in effect on December 31, ((2020)) 2021.

(b) This publication is referenced in WAC 480-62-240 (Passenger carrying vehicles—Equipment).

(c) Copies of ANSI/ISEA Z308.1 - 2015 American National Standard for Minimum Requirements for Workplace First Aid Kits and Supplies are available from IHS Global Engineering Documents in Englewood, Colorado.

(4) **ANSI/ISEA 207-2011 - American National Standard for High-Visibility Public Safety Vests** is published by the American National Standards Institute.

(a) The commission adopts the version in effect on December 31, ((2020)) 2021.

(b) This publication is referenced in WAC 480-62-235 (Flaggers).

(c) Copies of ANSI/ISEA 207-2011 - American National Standard for High-Visibility Public Safety Vests are available from IHS Global Engineering Documents in Englewood, Colorado.

(5) **North American Standard Out-of-Service Criteria** (OOSC) is published by the *Commercial Vehicle Safety Alliance* (CVSA).

(a) The commission adopts the version in effect on April 1, ((2021)) 2022.

(b) This publication is referenced in WAC 480-62-278 (Contract crew transportation vehicle and driver safety requirements).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-62-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-62-999, filed 7/3/19, effective 8/3/19. Statutory Authority: RCW 80.01.040, 81.04.160, and 81.61.050. WSR 18-10-001 (Docket TR-170780, General Order R-591), § 480-62-999, filed 4/18/18, effective 5/19/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-62-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-62-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-62-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-62-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-62-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-62-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-62-999, filed 1/25/11, effective 2/25/11; WSR 10-03-044 (Docket A-091124, General Order R-557), § 480-62-999, filed 1/14/10, effective 2/14/10; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-62-999, filed 12/23/08, effective 1/23/09; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-62-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-62-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-62-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 81.04.160, 81.24.010, 81.28.010, 81.28.290, 81.40.110, 81.44.010, 81.44.020, 81.44.101-81.44.105, and chapters 81.48, 81.53, 81.54, 81.60, and 81.61 RCW. WSR 01-04-026 (Docket No. TR-981102, General Order No. R-477), § 480-62-999, filed 1/30/01, effective 3/2/01.]

OTS-3818.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-70-999 Adoption by reference. In this chapter, the commission adopts by reference all, or portions of, regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

- (1) **The North American Standard Out-of-Service Criteria** is published by the Commercial Vehicle Safety Alliance (CVSA).
 - (a) The commission adopts the version in effect on April 1, (~~2021~~) 2022.
 - (b) This publication is referenced in WAC 480-70-201 (Vehicle and driver safety requirements).
 - (c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.
- (2) **Title 40 Code of Federal Regulations**, cited as 40 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2020)) 2021.

(b) This publication is referenced in WAC 480-70-041 (Definitions, general).

(c) Copies of Title 40 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

(3) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2020)) 2021.

(b) This publication is referenced in WAC 480-70-201 (Vehicle and driver safety requirements), WAC 480-70-431 (Biomedical waste, adoption of federal regulations), and WAC 480-70-486 (Hazardous waste, adoption of federal regulations).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-70-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-70-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-70-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-70-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-70-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-70-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-70-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-70-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-70-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-70-999, filed 1/25/11, effective 2/25/11; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-70-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-70-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-70-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-70-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-70-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-70-999, filed 9/28/01, effective 10/29/01. Statutory Authority: RCW 81.04.160, 81.77.030 and 80.01.040. WSR 01-08-012 (Docket No. TG-990161, General Order No. R-479), § 480-70-999, filed 3/23/01, effective 4/23/01.]

OTS-3819.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-90-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective date, references within this chapter, and availability of the resources are as follows:

(1) **Title 18 Code of Federal Regulations**, cited as 18 C.F.R., including all appendices and amendments is published by the United States Government Publishing Office.

(a) The commission adopts the version in effect on April 1, ((2021)) 2022.

(b) The accounting and reporting for the types of transactions and events covered by the amendment should not be construed as indicative of their treatment by this commission for ratemaking purposes.

(c) This publication is referenced in WAC 480-90-203 (Accounting system requirements), WAC 480-90-244 (Transferring cash or assuming obligations), WAC 480-90-252 (Federal Energy Regulatory Commission (FERC) Form No. 2), and WAC 480-90-268 (Essential utilities services contracts report).

(d) Copies of Title 18 Code of Federal Regulations are available from the U.S. Government Publishing Office in Washington, D.C., or online at <https://www.gpo.gov/>, and from various third-party vendors. It is also available for inspection at the commission branch of the state library.

(2) The **Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities** is published by the National Association of Regulatory Utility Commissioners (NARUC).

(a) The commission adopts the version in effect in 2007.

(b) This publication is referenced in WAC 480-90-228 (Retention and preservation of records and reports).

(c) The *Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities* is a copyrighted document. Copies are available from NARUC, in Washington, D.C. or at NARUC publications store online: ((<https://www.naruc.org/resolutions-index/2007-annual-meeting-resolutions/>)) <https://maxxwww.naruc.org/forms/store/ProductFormPublic/regulations-to-govern-the-preservation-of-records>. It is also available for inspection at the commission branch of the state library.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-90-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-90-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-90-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-90-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-90-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-90-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-90-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-90-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-90-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-90-999, filed 1/25/11, effective 2/25/11; WSR 09-01-171 (Docket A-081419, General

Order R-554), § 480-90-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-90-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-90-999, filed 10/10/05, effective 11/10/05; WSR 05-06-051 (Docket No. A-021178 and TO-030288, General Order No. R-518), § 480-90-999, filed 2/28/05, effective 3/31/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-90-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-90-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 01-11-003 (Docket No. UG-990294, General Order No. R-484), § 480-90-999, filed 5/3/01, effective 6/3/01.]

OTS-3820.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-93-005 Definitions. (1) "**Bar hole**" means a hole made in the soil or paving for the specific purpose of testing the subsurface atmosphere with a combustible gas indicator.

(2) "**Building**" means any structure that is normally or occasionally entered by humans for business, residential, or other purposes and where gas could accumulate.

(3) "**Business district**" means an area where the public regularly congregates or where the majority of the buildings on either side of the street are regularly utilized, for financial, commercial, industrial, religious, educational, health, or recreational purposes.

(4) "**C.F.R.**" means the Code of Federal Regulations.

(5) "**Combustible gas indicator**" (**CGI**) means a device capable of detecting and measuring gas concentrations in air.

(6) "**Commission**" means the Washington utilities and transportation commission.

(7) "**Enclosed space**" means any subsurface structure of sufficient size that could accommodate a person and within which gas could accumulate, e.g., vaults, catch basins, and manholes.

(8) "**Emergency notification line**" means 1-888-321-9144.

(9) "**Follow-up inspection**" means an inspection performed after a repair has been completed in order to determine the effectiveness of the repair.

(10) "**Gas**" means natural gas, flammable gas, or gas that is toxic or corrosive.

(11) "**Gas associated substructures**" means those devices or facilities utilized by a gas pipeline company which are not intended for storing, transporting, or distributing gas, such as valve boxes, vaults, test boxes, and vented casing pipe.

(12) "**Gas pipeline**" means all parts of a pipeline facility through which gas moves in transportation((7)) including, but not limited to, line pipe, valves, and other appurtenances connected to line pipe, compressor units, metering stations, regulator stations, delivery stations, holders and fabricated assemblies. "Gas pipeline" does not include any pipeline facilities, other than a master meter system, owned by a consumer or consumers of the gas, located exclu-

sively on the consumer or consumers' property, and none of the gas leaves that property through a pipeline.

(13) "**Gas pipeline company**" means a person or entity constructing, owning or operating a gas pipeline for transporting gas. "Gas pipeline company" includes a person or entity owning or operating a master meter system. "Gas pipeline company" does not include excavation contractors or other contractors that contract with a gas pipeline company.

(14) "**High occupancy structure or area**" means a building or an outside area (such as a playground, recreation area, outdoor theater, or other place of public assembly) that is occupied by ~~((twenty))~~ 20 or more persons on at least five days a week for ~~((ten))~~ 10 weeks in any ~~((twelve-month))~~ 12-month period. (The days and weeks need not be consecutive.)

(15) "**Indication**" means a response indicated by a gas detection instrument that has not been verified as a reading.

(16) "**LEL**" means the lower explosive limit of the gas being transported.

(17) "**Line pipe**" or "**pipe**" means a tube, usually cylindrical, through which a hazardous liquid or gas is transported from one point to another.

(18) "**MAOP**" means maximum allowable operating pressure.

(19) "**Master meters system**" means a pipeline system for distributing gas within, but not limited to, a definable area, such as a mobile home park, housing project, or apartment complex, where the operator purchases metered gas from an outside source for resale through a gas distribution pipeline system. The gas distribution pipeline system supplies the ultimate consumer who either purchases the gas directly through a meter or by any other means, such as by rents.

(20) "**Prompt action**" means to dispatch qualified personnel without undue delay.

(21) "**Psig**" means pounds per square inch gauge.

(22) "**Reading**" means a repeatable representation on a combustible gas indicator or equivalent instrument expressed in percent LEL or gas-air ratio.

(23) "**Record(s)**" means any electronic or paper document, map, database, report or drawing created by or kept by a gas pipeline company.

(24) "**Sniff test**" means a qualitative test utilizing both threshold and readily detectable methods for determining proper concentrations of odorant.

(25) "**Transmission line**" means a gas pipeline as defined in 49 C.F.R. § 192.3 on the date specified in WAC 480-93-999.

(26) "**Weak link**" means a device or method used when pulling polyethylene pipe to ensure that damage will not occur to the pipeline by exceeding the maximum tensile stresses allowed.

(27) Other terms that correspond to those used in 49 C.F.R. Parts 191, 192, 193, 196, and 199 (Minimum Federal Safety Standards for Gas Pipelines) must be construed as used therein on the date specified in WAC 480-93-999.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-93-005, filed 6/22/21, effective 7/23/21. Statutory Authority: RCW 80.01.040, 80.04.060 and 81.88.040. WSR 08-12-046 (Docket PG-070975, General Order R-549), § 480-93-005, filed 5/30/08, effective 6/30/08. Statutory Authority: RCW 80.01.040, 81.01.010, and 81.88.060. WSR 07-18-010 (Docket PG-061027, General Or-

der R-544), § 480-93-005, filed 8/23/07, effective 9/23/07. Statutory Authority: RCW 80.04.160, 80.28.210(1), and 80.01.040(1). WSR 05-23-174 (Docket No. PG-050933, General Order No. R-524), § 480-93-005, filed 11/23/05, effective 12/24/05. Statutory Authority: RCW 80.04.160, 80.28.210, and 80.01.040. WSR 05-10-055 (Docket No. UG-011073, General Order No. R-520), § 480-93-005, filed 5/2/05, effective 6/2/05. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-93-005, filed 9/28/01, effective 10/29/01. Statutory Authority: RCW 80.01.040 and 80.28.210. WSR 95-13-082 (Order R-427, Docket No. UG-950061), § 480-93-005, filed 6/20/95, effective 7/21/95. Statutory Authority: RCW 80.01.040. WSR 92-16-100 (Order R-375, Docket No. UG-911261), § 480-93-005, filed 8/5/92, effective 9/5/92; Order R-100, § 480-93-005, filed 5/18/77. Formerly WAC 480-93-001.]

AMENDATORY SECTION (Amending WSR 13-03-098, filed 1/16/13, effective 4/1/13)

WAC 480-93-200 Reporting requirements. (1) Each gas pipeline company must give notice to the commission by telephone using the emergency notification line (see WAC 480-93-005(8)) within two hours of discovering an incident or hazardous condition arising out of its operations that results in:

- (a) A fatality or personal injury requiring hospitalization;
- (b) Property damage valued at more than (~~fifty thousand dollars~~) \$50,000, or as defined in 49 C.F.R. 191.3 (1)(ii), whichever is higher;
- (c) The evacuation of a building, or a high occupancy structure or area;
- (d) The unintentional ignition of gas;
- (e) The unscheduled interruption of service furnished by any gas pipeline company to (~~twenty-five~~) 25 or more distribution customers;
- (f) A pipeline or system pressure exceeding the MAOP plus (~~ten~~) 10 percent or the maximum pressure allowed by proximity considerations outlined in WAC 480-93-020; or
- (g) A significant occurrence, in the judgment of the gas pipeline company, even though it does not meet the criteria of (a) through (g) of this subsection.

(2) Each gas pipeline company must give notice to the commission by telephone using the emergency notification line (see WAC 480-93-005(8)) within (~~twenty-four~~) 24 hours of each incident or hazardous condition arising out of its operations that results in:

- (a) The uncontrolled release of gas for more than two hours;
- (b) The taking of a high pressure supply or transmission pipeline or a major distribution supply gas pipeline out of service;
- (c) A gas pipeline operating at low pressure dropping below the safe operating conditions of attached appliances and gas equipment; or
- (d) A gas pipeline pressure exceeding the MAOP.

(3) Routine or planned maintenance and operational activities of the gas pipeline company that result in operator-controlled plant and equipment shut downs, reduction in system pressures, flaring or venting of gas, and normal leak repairs are not reportable items under this section.

(4) Each gas pipeline company must provide to the commission a written report within (~~(thirty)~~) 30 days of the initial telephonic report required under subsections (1) and (2) of this section. At a minimum, the written reports must include the following:

(a) Name(s) and address(es) of any person or persons injured or killed, or whose property was damaged;

(b) The extent of such injuries and damage;

(c) A description of the incident or hazardous condition including the date, time, and place, and reason why the incident occurred. If more than one reportable condition arises from a single incident, each must be included in the report;

(d) A description of the gas pipeline involved in the incident or hazardous condition, the system operating pressure at that time, and the MAOP of the facilities involved;

(e) The date and time the gas pipeline company was first notified of the incident;

(f) The date and time the gas pipeline company's first responders arrived on-site;

(g) The date and time the gas pipeline was made safe;

(h) The date, time, and type of any temporary or permanent repair that was made;

(i) The cost of the incident to the gas pipeline company;

(j) Line type;

(k) City and county of incident; and

(l) Any other information deemed necessary by the commission.

(5) Each gas pipeline company must submit a supplemental report if required information becomes available after the (~~(thirty-day)~~) 30-day report is submitted.

(6) Each gas pipeline company must provide to the commission a copy of each failure analysis report completed or received by the gas pipeline company, concerning any incident or hazardous condition due to construction defects or material failure within five days of completion or receipt of such report.

(7) In the event of damage to a gas pipeline, each gas pipeline company must provide to the commission the following information using either the commission's web-based damage reporting tool or its successor, or the damage reporting form located on the commission's website:

(a) The reporting requirements set forth in RCW 19.122.053 (3) (a) through (n);

(b) If the damage is believed by the company to be the result of an excavation conducted without a facilities locate first being completed, the gas pipeline company must also report the name, address, and phone number of the person or entity that the company has reason to believe may have caused the damage. The company must include this information in the comment section of the web-based damage reporting tool form or send it to the commission separately. If the company chooses to send the information separately, it must include sufficient information to allow the commission to link the name of the party believed to have caused the damage with the damage event reported through the damage reporting tool.

(c) Each gas pipeline company must retain all damage and damage claim records it creates related to damage events, including photographs and documentation supporting the conclusion that a facilities locate was not completed, reported under subsection (b) of this section, for a period of two years and make those records available to the commission upon request.

(8) Each gas pipeline company must provide, to an excavator who damages a gas pipeline facility, the following information set forth in chapter 19.122 RCW:

(a) Notification requirements for excavators under RCW 19.122.050(1);

(b) A description of the excavator's responsibilities for reporting damages under RCW 19.122.053; and

(c) Information concerning the safety committee referenced under RCW 19.122.130, including committee contact information, and the process for filing a complaint with the safety committee.

(9) Each gas pipeline company must report to the commission the details of each instance of the following when the company or its contractor observes or becomes aware of either of these events:

(a) An excavator digs within (~~thirty-five~~) 35 feet of a transmission pipeline, as defined by RCW 19.122.020(26) without first obtaining a facilities locate; or

(b) A person intentionally damages or removes marks indicating the location or presence of gas pipeline facilities.

The company must only report information to the extent that an employee or contractor of the company observes or becomes aware of these events.

(10) Each gas pipeline company must file with the commission the following annual reports no later than March 15th for the preceding calendar year:

(a) A copy of every Pipeline and Hazardous Materials Safety Administration (PHMSA) F-7100.1-1 and F-7100.2-1 annual report required by U.S. Department of Transportation, Office of Pipeline Safety.

(b) A report detailing all construction defects and material failures resulting in leakage. Each gas pipeline company must categorize the different types of construction defects and material failures anticipated for their system. The report must include the following:

(i) Types and numbers of construction defects; and

(ii) Types and numbers of material failures.

(11) Each gas pipeline company must file with the commission, and with appropriate officials of all municipalities where gas pipeline companies have facilities, the names, addresses, and telephone numbers of the responsible officials of the gas pipeline company who may be contacted in the event of an emergency. In the event of any changes in such personnel, the gas pipeline company must immediately notify the commission and municipalities.

(12) Each gas pipeline company must send to the commission, by email, daily reports of construction and repair activities. Reports may be faxed only if the gas pipeline company does not have email capability. Reports must be received no later than 10:00 a.m. each day of the scheduled work, and must include both gas pipeline company and contractor construction and repair activities. Report information must be broken down by individual crews and the scheduled work must be listed by address, as much as practical. To the extent possible the reports will only contain construction and repair activity scheduled for that day, but they may include a reasonable allowance for scheduling conflicts or disruptions.

(13) When a gas pipeline company is required to file a copy of a DOT Drug and Alcohol Testing Management Information System (MIS) Data Collection Form with the U.S. Department of Transportation, Office of Pipeline Safety, the gas pipeline company must simultaneously submit a copy of the form to the commission.

[Statutory Authority: RCW 80.01.040(4), 81.01.010, 81.04.160, 81.88.040, 81.88.065, and 2007 c 142 §§ 1, 2, and 5. WSR 13-03-098 (Docket PG-120345, General Order R-567), § 480-93-200, filed 1/16/13, effective 4/1/13. Statutory Authority: RCW 80.01.040, 80.04.060 and 81.88.040. WSR 08-12-046 (Docket PG-070975, General Order R-549), § 480-93-200, filed 5/30/08, effective 6/30/08. Statutory Authority: RCW 80.01.040, 81.01.010, and 81.88.060. WSR 07-18-010 (Docket PG-061027, General Order R-544), § 480-93-200, filed 8/23/07, effective 9/23/07. Statutory Authority: RCW 80.04.160, 80.28.210(1), and 80.01.040(1). WSR 05-23-174 (Docket No. PG-050933, General Order No. R-524), § 480-93-200, filed 11/23/05, effective 12/24/05. Statutory Authority: RCW 80.04.160, 80.28.210, and 80.01.040. WSR 05-10-055 (Docket No. UG-011073, General Order No. R-520), § 480-93-200, filed 5/2/05, effective 6/2/05. Statutory Authority: RCW 80.01.040. WSR 92-16-100 (Order R-375, Docket No. UG-911261), § 480-93-200, filed 8/5/92, effective 9/5/92; Order R-28, § 480-93-200, filed 7/15/71; Order R-5, § 480-93-200, filed 6/6/69, effective 10/9/69.]

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-93-999 Adoption by reference. In this chapter, the commission adopts by reference each of the regulations and/or standards identified below. Each regulation or standard is listed by publication, publisher, scope of what the commission is adopting, effective date of the regulation or standard, the place within the commission's rules the regulation or standard is referenced, and where to obtain the regulation or standard.

(1) Parts 190.221, 190.223, 191, 192, 193, 196, 198, and 199 of Title 49 Code of Federal Regulations, including all appendices and amendments thereto as published by the United States Government Printing Office.

(a) The commission adopts the version of the above regulations that were in effect on (~~January 11~~) December 31, 2021, except the following sections are not adopted by reference: 191.1, 192.1(a), 193.2001(a), 196.1, 198.1, 199.1. In addition, please note that in WAC 480-93-013, the commission includes "new construction" in the definition of "covered task," as defined in 49 C.F.R. Sec. 192.801 (b) (2).

(b) This publication is referenced in WAC 480-93-005 (Definitions), WAC 480-93-015 (Odorization of gas), WAC 480-93-018 (Records), WAC 480-93-080 (Welder and plastic joiner identification and qualification), WAC 480-93-100 (Valves), WAC 480-93-110 (Corrosion control), WAC 480-93-124 (Pipeline markers), WAC 480-93-160 (Reporting requirements of proposed construction), WAC 480-93-170 (Tests and reports for gas pipelines), WAC 480-93-180 (Plans and procedures), WAC 480-93-223 (Civil penalty for violation of chapter 81.88 RCW and commission gas safety rules), and WAC 480-93-18601 (Leak classification and action criteria—Grade—Definition—Priority of leak repair).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>. It is also available for inspection at the commission.

(2) Section IX of the American Society of Mechanical Engineers (ASME) Boiler and Pressure Vessel Code.

(a) The commission adopts the 2007 edition, July 1, 2007, of Section IX of the ASME Boiler and Pressure Vessel Code.

(b) This publication is referenced in WAC 480-93-080.

(c) Copies of Section IX of the ASME Boiler and Pressure Vessel Code (2007 edition, including addenda through July 1, 2005) are available from ASME, <https://www.asme.org/codes/>. It is also available for inspection at the commission.

(3) The American Petroleum Institute (API) standard 1104 (20th edition October 2005, including errata/addendum July 2007 and errata 2 (2008)).

(a) The commission adopts the 20th edition 2005, including errata/addendum July 2007 and errata 2 (2008) of this standard.

(b) This standard is referenced in WAC 480-93-080.

(c) Copies of API standard 1104 (20th edition 2005, including errata/addendum July 2007 and errata December 2008) are available from the Office of API Publishing Services, <https://www.api.org/>. It is also available for inspection at the commission.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-93-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-93-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-93-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-93-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-93-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-93-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-93-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-93-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-93-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-93-999, filed 1/25/11, effective 2/25/11; WSR 10-03-044 (Docket A-091124, General Order R-557), § 480-93-999, filed 1/14/10, effective 2/14/10; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-93-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 80.01.040, 80.04.060 and 81.88.040. WSR 08-12-046 (Docket PG-070975, General Order R-549), § 480-93-999, filed 5/30/08, effective 6/30/08. Statutory Authority: RCW 80.01.040, 80.04.160, 80.28.210, 81.04.160, 81.88.020, and 34.05.353. WSR 06-14-052 (Docket A-060464, General Order No. R-535), § 480-93-999, filed 6/28/06, effective 7/29/06. Statutory Authority: RCW 80.04.160, 80.28.210, and 80.01.040. WSR 05-10-055 (Docket No. UG-011073, General Order No. R-520), § 480-93-999, filed 5/2/05, effective 6/2/05. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-93-999, filed 9/28/01, effective 10/29/01.]

OTS-3821.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-100-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. The publications, effective date, references within this chapter, and availability of the resources are as follows:

(1) **Title 18 Code of Federal Regulations**, cited as 18 C.F.R., including all appendices and amendments is published by the United States Government Publishing Office.

(a) The commission adopts the version in effect on April 1, ((2021)) 2022.

(b) The accounting and reporting for the types of transactions and events covered by the amendment should not be construed as indicative of their treatment by this commission for ratemaking purposes.

(c) This publication is referenced in WAC 480-100-203 (Accounting system requirements), WAC 480-100-244 (Transferring cash or assuming obligations), WAC 480-100-252 (Federal Energy Regulatory Commission (FERC) Form No. 1), and WAC 480-100-268 (Essential utilities services contracts report).

(d) Copies of Title 18 Code of Federal Regulations are available from the U.S. Government Publishing Office in Washington D.C., or online at <https://www.gpo.gov/>, and from various third-party vendors. It is also available for inspection at the commission library.

(2) The **Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities** is published by the National Association of Regulatory Utility Commissioners (NARUC).

(a) The commission adopts the version in effect in 2007.

(b) This publication is referenced in WAC 480-100-228 (Retention and preservation of records and reports).

(c) The *Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities* is a copyrighted document. Copies are available from NARUC in Washington, D.C. or at NARUC publications store online: ((~~<https://www.naruc.org/resolutions-index/2007-annual-meeting-resolutions/>~~)) <https://maxxwww.naruc.org/forms/store/ProductFormPublic/regulations-to-govern-the-preservation-of-records>. It is also available for inspection at the commission branch of the state library.

(3) The **National Electrical Code** is published by the National Fire Protection Association (NFPA).

(a) The commission adopts the edition effective in 2017, including errata 70-17-1 published September 29, 2016, errata 70-17-2 published December 16, 2016, 70-17-3 published January 11, 2017, 70-17-4 published March 13, 2017, errata 70-21-1 published October 10, 2019, errata 70-20-2 published December 23, 2019, and errata 70-20-3 published March 10, 2020.

(b) This publication is referenced in WAC 480-100-163 (Service entrance facilities).

(c) The National Electrical Code is a copyrighted document. Copies are available from the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02169, or at internet address <https://www.nfpa.org/>.

(4) The **American National Standard for Electric Meters: Code for Electricity Metering**, ANSI C12.1 is published by the American National Standards Institute.

(a) The commission adopts the version published in 2016.

(b) This publication is referenced in WAC 480-100-318 (Meter readings, multipliers, and test constants), WAC 480-100-338 (Accuracy requirements for electric meters), and WAC 480-100-343 (Statement of meter test procedures).

(c) The ANSI C12.1 is a copyrighted document. ANSI C12.1 - 2016 is available at American National Standards Institute website <https://webstore.ansi.org/> (PDF) or at IHS Standards Store website <https://global.ihs.com/> (PDF and print).

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-100-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-100-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-100-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-100-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-100-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-100-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-100-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-100-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-100-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-100-999, filed 1/25/11, effective 2/25/11; WSR 10-03-044 (Docket A-091124, General Order R-557), § 480-100-999, filed 1/14/10, effective 2/14/10; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-100-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-100-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-100-999, filed 10/10/05, effective 11/10/05; WSR 05-06-051 (Docket No. A-021178 and TO-030288, General Order No. R-518), § 480-100-999, filed 2/28/05, effective 3/31/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-100-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-100-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 01-11-004 (Docket No. UE-990473, General Order No. R-482), § 480-100-999, filed 5/3/01, effective 6/3/01.]

OTS-3822.1

AMENDATORY SECTION (Amending WSR 19-14-118, filed 7/3/19, effective 8/3/19)

WAC 480-103-999 Adoption by reference. In this chapter, the commission adopts by reference the regulations and standards in *Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities*, published by the National Association of Regulatory Utility Commissioners (NARUC) as the standards for records retention for community solar companies unless otherwise specified in these rules. The commission adopts the version of this document in effect in 2007. The Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities is a copyrighted document. Copies are

available from NARUC in Washington, D.C. or at NARUC publications store online: <https://maxxwww.naruc.org/forms/store/ProductFormPublic/regulations-to-govern-the-preservation-of-records>. The publication is also available for inspection at the commission's offices.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 19-14-118, § 480-103-999, filed 7/3/19, effective 8/3/19. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 18-20-098 (Docket UE-171033, General Order R-595), § 480-103-999, filed 10/2/18, effective 11/2/18.]

OTS-3823.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-108-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. The publications, effective date, references within this chapter, and availability of the resources are as follows:

(1) The National Electrical Code is published by the National Fire Protection Association (NFPA).

(a) The commission adopts the edition effective 2020, including errata 70-20-1 published October 10, 2019, errata 70-20-2 published December 23, 2019, errata 70-20-3 published March 10, 2020, errata 70-20-04 published August 24, 2021, and errata on NEC Handbook published February 6, 2020.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) The National Electrical Code is a copyrighted document. Copies are available from the NFPA at 1 Batterymarch Park, Quincy, Massachusetts, 02169 or at internet address <https://www.nfpa.org/>.

(2) National Electrical Safety Code (NESC).

(a) The commission adopts the 2017 edition.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of the National Electrical Safety Code are available from the Institute of Electrical and Electronics Engineers at <https://standards.ieee.org/nesc>.

(3) Institute of Electrical and Electronics Engineers (IEEE) Standard 1547-2018, Standard for Interconnection and Interoperability of Distributed Energy Resources with Associated Electric Power Systems Interfaces.

(a) The commission adopts the version published April 6, 2018.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 1547 are available from the Institute of Electrical and Electronics Engineers at <https://www.ieee.org>.

(4) Institute of Electrical and Electronics Engineers (IEEE) Standard C37.90, IEEE Standard for Relays and Relay Systems Associated with Electric Power Apparatus.

(a) The commission adopts the version published (~~in 2005~~) January 31, 2006, and reaffirmed in 2011.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard C37.90 are available from the Institute of Electrical and Electronics Engineers at <https://www.ieee.org>.

(5) Institute of Electrical and Electronics Engineers (IEEE) Standard 519, Recommended Practices and Requirements for Harmonic Control in Electrical Power Systems.

(a) The commission adopts the version published June 11, 2014.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 519 are available from the Institute of Electrical and Electronics Engineers at <https://www.ieee.org>.

(6) Institute of Electrical and Electronics Engineers (IEEE) Standard 141, Recommended Practice for Electric Power Distribution for Industrial Plants.

(a) The commission adopts the version published (~~in 1993~~) April 29, 1994, and reaffirmed in 1999.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 141 are available from the Institute of Electrical and Electronics Engineers at <https://www.ieee.org>.

(7) Institute of Electrical and Electronics Engineers (IEEE) Standard 142, Recommended Practice for Grounding of Industrial and Commercial Power Systems.

(a) The commission adopts the version published in 2007.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 142 are available from the Institute of Electrical and Electronics Engineers at <https://www.ieee.org>.

(8) Underwriters Laboratories (UL), including UL Standard 1741, Inverters, Converters, Controllers and Interconnection Systems Equipment for Use with Distributed Energy Resources.

(a) The commission adopts the version published January 28, 2010.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) UL Standard 1741 is available from Underwriters Laboratory at <https://www.ul.com>.

(9) Occupational Safety and Health Administration (OSHA) Standard at 29 C.F.R. 1910.269.

(a) The commission adopts the version published on February 18, 2020, effective February 18, 2020.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of Title 29 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-108-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-108-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-108-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-108-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-108-999, filed 2/9/16, effective 3/11/16; WSR

15-06-048 (Docket A-143302, General Order R-579), § 480-108-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-108-999, filed 2/5/14, effective 3/8/14. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 13-15-089 (Docket UE-112133, General Order R-571), § 480-108-999, filed 7/18/13, effective 8/18/13. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-108-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-108-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-108-999, filed 1/25/11, effective 2/25/11; WSR 10-03-044 (Docket A-091124, General Order R-557), § 480-108-999, filed 1/14/10, effective 2/14/10; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-108-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 07-20-059 (Docket UE-060649, General Order 545), § 480-108-999, filed 9/27/07, effective 10/28/07; WSR 06-07-017 (Docket No. UE-051106, General Order No. R-528), § 480-108-999, filed 3/6/06, effective 4/6/06.]

OTS-3824.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-109-999 Adoption by reference. In this chapter, the commission adopts by reference all, or portions of, the publications identified below. They are available for inspection at the commission library. The publications, publication dates, references within this chapter, and availability of the resources are as follows:

(1) *Northwest Conservation and Electric Power Plan* as published by the Northwest Power and Conservation Council.

(a) The commission adopts the (~~seventh version published in 2016~~) 2021 Northwest Power Plan.

(b) This publication is referenced in WAC 480-109-100 Energy efficiency resource standard.

(c) Copies of (~~Seventh~~) *Northwest Conservation and Electric Power Plan* are available from the Northwest Power and Conservation Council at (~~(<https://www.nwecouncil.org/reports/seventh-power-plan>)~~) <https://www.nwecouncil.org/2021-northwest-power-plan>.

(2) *Weatherization Manual* as published by the Washington state department of commerce.

(a) The commission adopts the version published in (~~January~~) October 2021.

(b) This publication is referenced in WAC 480-109-100 Energy efficiency resource standard.

(c) Copies of *Weatherization Manual* are available from the Washington state department of commerce at <https://www.commerce.wa.gov/growing-the-economy/energy/weatherization-and-energy-efficiency/weatherization-program-documents/>.

(3) The unit energy savings values as published by the Northwest Power and Conservation Council's Regional Technical Forum.

(a) The commission adopts the unit energy savings with status of "Active" or "Under Review" on (~~February 24, 2021~~) March 23, 2022.

(b) This information is referenced in WAC 480-109-100 Energy efficiency resource standard.

(c) The spreadsheets containing the unit energy savings values are available for download at <https://rtf.nwcouncil.org/measures>.

(4) The standard protocols as published by the Northwest Power and Conservation Council's Regional Technical Forum.

(a) The commission adopts the standard protocols with status of "Active" or "Under Review" on (~~February 24, 2021~~) March 23, 2022.

(b) This information is referenced in WAC 480-109-100 Energy efficiency resource standard.

(c) The spreadsheets containing the standard protocols are available for download at <https://rtf.nwcouncil.org/standard-protocols>.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-109-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-109-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-109-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-109-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-109-999, filed 2/9/16, effective 3/11/16. Statutory Authority: RCW 80.01.040, 80.04.160, and 19.285.080. WSR 15-07-043 (Docket UE-131723, General Order R-578), § 480-109-999, filed 3/12/15, effective 4/12/15.]

OTS-3825.1

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-110-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission branch of the Washington state library. The publications, effective date, references within this chapter, and availability of the resources are as follows:

(1) The ***Uniform System of Accounts for Water Utilities*** is published by the National Association of Regulatory Utility Commissioners (NARUC).

(a) The commission adopts the version in effect in 1996.

(b) This publication is referenced in WAC 480-110-505 (Accounting, and reporting requirements and regulatory fees).

(c) The *Uniform System of Accounts for Water Utilities* is a copyrighted document. Copies are available from NARUC, in Washington, D.C.

(2) The ***Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities*** is published by the National Association of Regulatory Utility Commissioners (NARUC).

(a) The commission adopts the version in effect in 2007.

(b) This publication is referenced in WAC 480-110-485 (Retaining and preserving records and reports).

(c) The *Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities* is a copyrighted document. Copies are available from NARUC, in Washington, D.C. or at NARUC publications

store online: [https://maxxwww.naruc.org/forms/store/ProductFormPublic/regulations-to-govern-the-preservation-of-records.](https://maxxwww.naruc.org/forms/store/ProductFormPublic/regulations-to-govern-the-preservation-of-records)

[Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-110-999, filed 2/5/14, effective 3/8/14; WSR 05-06-051 (Docket No. A-021178 and TO-030288, General Order No. R-518), § 480-110-999, filed 2/28/05, effective 3/31/05; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-110-999, filed 8/26/02, effective 9/26/02.]

OTS-3826.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-120-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **American National Standards for Telecommunications** - "*Network Performance Parameters for Dedicated Digital Services for Rates Up To and Including DS3 - Specifications*" (ATIS 0100510) is published by the American National Standards Institute (ANSI).

(a) The commission adopts the version in effect on December 29, 1999, and reaffirmed 2013.

(b) This publication is referenced in WAC 480-120-401 (Network performance standards).

(c) The American National Standards for Telecommunications "*Network Performance Parameters for Dedicated Digital Services for Rates Up To and Including DS3 - Specifications*" is a copyrighted document. Copies are available from ANSI in Washington, D.C. and from various third-party vendors.

(2) **The Institute of Electrical And Electronic Engineers (IEEE) Standard Telephone Loop Performance Characteristics** (ANSI/IEEE Std 820-2005) is published by the ANSI and the IEEE.

(a) The commission adopts the version in effect as published in 2005.

(b) This publication is referenced in WAC 480-120-401 (Network performance standards).

(c) *The IEEE Standard Telephone Loop Performance Characteristics* is a copyrighted document. Copies are available from ANSI and IEEE in Washington, D.C. and from various third-party vendors.

(3) **The National Electrical Safety Code** is published by the IEEE.

(a) The commission adopts the 2017 edition.

(b) This publication is referenced in WAC 480-120-402 (Safety).

(c) *The National Electrical Safety Code* is a copyrighted document. Copies are available from IEEE in Washington, D.C. and from various third-party vendors.

(4) **Title 47 Code of Federal Regulations**, cited as 47 C.F.R., is published by the United States Government Printing Office.

(a) For this publication as referenced in WAC 480-120-359 (Accounting requirements for companies not classified as competitive) and

WAC 480-120-349 (Retaining and preserving records and reports), the commission adopts the version of the relevant sections in effect on (~~October 1, 2020~~) December 31, 2021.

(b) For this publication as referenced in WAC 480-120-202 (Customer proprietary network information), WAC 480-120-146 (Changing service providers from one local exchange company to another), and any other reference in chapter 480-120 WAC, the commission adopts the version of the relevant sections in effect on (~~October 1, 2020~~) December 31, 2021.

(c) The (~~2020~~) 2021 version of C.F.R. Title 47 is available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-120-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-120-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-120-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-120-999, filed 7/13/17, effective 8/13/17. Statutory Authority: Chapter 19.122 RCW, RCW 19.122.053, 80.01.040, and 80.04.160. WSR 15-08-043 (Docket UT-140680, General Order R-580), § 480-120-999, filed 3/26/15, effective 4/26/15. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-120-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-120-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-120-999, filed 1/25/11, effective 2/25/11. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 10-07-094 (Docket A-091124, General Order R-558), § 480-120-999, filed 3/19/10, effective 4/19/10. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-120-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-120-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-120-999, filed 10/10/05, effective 11/10/05. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 05-03-031 (Docket No. UT 040015, General Order No. R-516), § 480-120-999, filed 1/10/05, effective 2/10/05; WSR 03-01-065 (Docket No. UT-990146, General Order No. R-507), § 480-120-999, filed 12/12/02, effective 7/1/03.]

OTS-3827.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-123-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission branch of the Washington state library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) The Cellular Telecommunications and Internet Association's (CTIA) Consumer Code for Wireless Service.

(a) The commission adopts the version in effect on (~~January 1, 2017~~) March 1, 2022.

(b) This publication is referenced in WAC 480-123-030 (contents of petition for eligible telecommunications carriers).

(c) Copies of the CTIA Consumer Code for Wireless Service are available at (~~https://www.ctia.org/initiatives/voluntary-guidelines/consumer-code-for-wireless-service~~) https://www.ctia.org/the-wireless-industry/industry-commitments/consumer-code-for-wireless-service.

(2) Title 47, Code of Federal Regulations, cited as 47 C.F.R., is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on (~~October 1, 2020~~) December 31, 2021.

(b) This publication is referenced in WAC 480-123-010 (Federal universal service contracts), WAC 480-123-060 (Annual certification of eligible telecommunications carriers), WAC 480-123-070 (Annual certifications and reports), WAC 480-123-100 (Prerequisites for requesting program support), and WAC 480-123-110 (Petitions for eligibility to receive program support).

(c) The (~~2020~~) 2021 version of C.F.R. Title 47 is available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-123-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-123-999, filed 7/3/19, effective 8/3/19. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-123-999, filed 7/13/17, effective 8/13/17. Statutory Authority: Chapter 19.122 RCW, RCW 19.122.053, 80.01.040, and 80.04.160. WSR 15-08-043 (Docket UT-140680, General Order R-580), § 480-123-999, filed 3/26/15, effective 4/26/15. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-123-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-123-999, filed 2/15/12, effective 3/17/12; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-123-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.600, and 80.36.610. WSR 06-14-051 (Docket No. UT-053021, General Order No. R-534), § 480-123-999, filed 6/28/06, effective 7/29/06.]

OTS-3838.1

AMENDATORY SECTION (Amending WSR 21-13-130, filed 6/22/21, effective 7/23/21)

WAC 480-75-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., Parts 190.221, 190.223, 195, 196, 198, and 199 including all appendices and amendments except for 49 C.F.R. Sections 195.0, 195.1, 199.1, 199.2, and 196.1 published by the United States Government Printing Office.

(a) The commission adopts the version in effect on (~~January 11~~) December 31, 2021.

(b) This publication is referenced in WAC 480-75-100 (Definitions), WAC 480-75-370 (Design factor (*F*) for steel pipe), WAC 480-75-250 (Civil penalty for violation of chapter 81.88 RCW), WAC 480-75-650 (Annual reports), and WAC 480-75-660 (Procedural manual for operations, maintenance, and emergencies).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>.

(2) **The American Society of Mechanical Engineers (ASME) B31.4**, 2006 edition, October 20, 2006.

(a) This publication is referenced in WAC 480-75-350 (Design specifications for new pipeline projects), WAC 480-75-440 (Pipeline repairs), and WAC 480-75-450 (Construction specifications).

(b) Copies of ASME B31.4 are available from ASME, <https://www.asme.org/codes/>. It is also available for inspection at the commission.

(3) The 2007 edition, July 2007, of **Section IX of the ASME Boiler and Pressure Vessel Code**.

(a) This publication is referenced in WAC 480-75-430 (Welding procedures).

(b) Copies of the 2007 edition, of *Section IX of the ASME Boiler and Pressure Vessel Code* are available from ASME, <https://www.asme.org/codes/>. It is also available for inspection at the commission.

(4) The commission adopts **American Petroleum Institute (API) standard 1104** (20th edition 2005, including errata/addendum July 2007 and errata 2 (December 2008)).

(a) This publication is referenced in WAC 480-75-430 (Welding procedures) and WAC 480-75-460 (Welding inspection requirements).

(b) Copies of API standard 1104 (20th edition 2005, including errata/addendum July 2007 and errata December 2008) are available from the Office of API Publishing Services, <https://www.api.org/>. It is also available for inspection at the commission.

[Statutory Authority: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353. WSR 21-13-130, § 480-75-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-75-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-75-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-75-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-75-999, filed 2/9/16, effective 3/11/16; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-75-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-75-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-75-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-75-999, filed 1/25/11, effective 2/25/11; WSR 10-03-044 (Docket A-091124, General Order R-557), § 480-75-999, filed 1/14/10, effective 2/14/10; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-75-999, filed 12/23/08, effective 1/23/09. Statu-

tory Authority: RCW 80.01.040, 80.04.060, 81.88.040. WSR 08-12-045 (Docket PL-070974, General Order R-548), § 480-75-999, filed 5/30/08, effective 6/30/08. Statutory Authority: RCW 80.01.040, 80.04.160, 80.28.210, 81.04.160, 81.88.020, and 34.05.353. WSR 06-14-052 (Docket A-060464, General Order No. R-535), § 480-75-999, filed 6/28/06, effective 7/29/06. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160 and 34.05.353. WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-75-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-75-999, filed 12/22/03, effective 1/22/04. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 02-18-032 (Docket No. TO-000712, General Order No. R-500), § 480-75-999, filed 8/26/02, 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-75-999, filed 9/28/01, effective 10/29/01.]

WSR 22-15-105

PERMANENT RULES

HEALTH CARE AUTHORITY

[Filed July 19, 2022, 3:01 p.m., effective August 19, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The authority amended these rules to fix an error in the final CR-103P rule text filed under WSR 21-18-058. The agency held a public hearing and received a request from a stakeholder to add psychiatric advanced registered nurse practitioners to the definition of appropriately trained person in addition to some other housekeeping changes. The authority agreed to make this change; however, the final rule text filed under WSR 21-18-058, effective September 26, 2021, inadvertently did not include the addition of psychiatric advanced registered nurse practitioners or the other housekeeping fixes.

Citation of Rules Affected by this Order: Amending WAC 182-130-0100.

Statutory Authority for Adoption: RCW 71.34.670, 41.05.021, 41.05.160.

Adopted under notice filed as WSR 22-12-057 on May 26, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: July 19, 2022.

Wendy Barcus
Rules Coordinator

OTS-3800.1

AMENDATORY SECTION (Amending WSR 21-18-058, filed 8/26/21, effective 9/26/21)

WAC 182-130-0100 Family initiated treatment (FIT)—Appropriately trained professional person. (1) An appropriately trained professional person means a psychiatrist, psychologist, psychiatric nurse, social worker, licensed marriage and family therapist, licensed mental health counselor, psychiatric advanced registered nurse practitioner, and other mental health professionals as defined by the department of health under chapter 71.05 RCW.

(2) An appropriately trained professional person can also be a substance use disorder professional, or those who hold co-occurring substance use disorder and mental health credentials as defined by the department of health under chapter 18.205 RCW.

(3) The professional person evaluating for purposes of admission or outpatient treatment for a mental health disorder must hold mental health or co-occurring credentials.

(4) The professional person evaluating for purposes of admission or outpatient treatment for a substance use disorder must hold substance use disorder or co-occurring credentials.

[Statutory Authority: RCW 71.34.670, 41.05.021 and 41.05.160. WSR 21-18-058, § 182-130-0100, filed 8/26/21, effective 9/26/21.]

WSR 22-15-115

PERMANENT RULES

HEALTH CARE AUTHORITY

[Filed July 20, 2022, 9:01 a.m., effective August 20, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The agency amended this rule to fix an erroneous cross-reference in subsection (1)(c) and align the titles of the applied behavior analysis (ABA) professionals in subsections (1)(c)(i) - (iii) with those listed in WAC 182-531A-0800.

Citation of Rules Affected by this Order: Amending WAC 182-502-0002.

Statutory Authority for Adoption: RCW 41.05.021, 41.05.160.

Adopted under notice filed as WSR 22-11-079 on May 17, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: July 20, 2022.

Wendy Barcus
Rules Coordinator

OTS-3833.1

AMENDATORY SECTION (Amending WSR 22-07-105, filed 3/23/22, effective 4/23/22)

WAC 182-502-0002 Eligible provider types. The following health care professionals, health care entities, suppliers or contractors of service may request enrollment with the Washington state health care authority (medicaid agency) to provide covered health care services to eligible clients. For the purposes of this chapter, health care services include treatment, equipment, related supplies, and drugs.

(1) Professionals:

(a) Advanced registered nurse practitioners;

(b) Anesthesiologists;

(c) Applied behavior analysis (ABA) professionals, as provided in WAC ((~~182-531-1410 through 182-531-1436~~)) 182-531A-0800:

(i) ((~~Certified agency-affiliated counselors~~)) Licensed behavior analyst;

(ii) ((~~Certified counselors~~)) Licensed assistant behavior analyst; and

(iii) Certified ((~~counselor advisors~~)) behavior technician.

(d) Audiologists;

- (e) Chemical dependency professionals;
- (i) Mental health care providers; and
- (ii) Peer counselors.
- (f) Chiropractors;
- (g) Dentists;
- (h) Dental health aide therapists, as provided in chapter 70.350

RCW;

- (i) Dental hygienists;
- (j) Denturists;
- (k) Dietitians or nutritionists;
- (l) Hearing aid fitters/dispensers;
- (m) Marriage and family therapists;
- (n) Mental health counselors;
- (o) Mental health care providers;
- (p) Midwives;
- (q) Naturopathic physicians;
- (r) Nurse anesthetist;
- (s) Occularists;
- (t) Occupational therapists;
- (u) Ophthalmologists;
- (v) Opticians;
- (w) Optometrists;
- (x) Orthodontists;
- (y) Orthotist;
- (z) Osteopathic physicians;
- (aa) Osteopathic physician assistants;
- (bb) Peer counselors;
- (cc) Podiatric physicians;
- (dd) Pharmacists;
- (ee) Physicians;
- (ff) Physician assistants;
- (gg) Physical therapists;
- (hh) Prosthetist;
- (ii) Psychiatrists;
- (jj) Psychologists;
- (kk) Radiologists;
- (ll) Registered nurse delegators;
- (mm) Registered nurse first assistants;
- (nn) Respiratory therapists;
- (oo) Social workers; and
- (pp) Speech/language pathologists.
- (2) Agencies, centers and facilities:
 - (a) Adult day health centers;
 - (b) Ambulance services (ground and air);
 - (c) Ambulatory surgery centers (medicare-certified);
 - (d) Birthing centers (licensed by the department of health);
 - (e) Cardiac diagnostic centers;
 - (f) Case management agencies;
 - (g) Chemical dependency treatment facilities certified by the department of social and health services (DSHS) division of behavioral health and recovery (DBHR), and contracted through either:
 - (i) A county under chapter 388-810 WAC; or
 - (ii) DBHR to provide chemical dependency treatment services.
 - (h) Centers for the detoxification of acute alcohol or other drug intoxication conditions (certified by DBHR);
 - (i) Community AIDS services alternative agencies;
 - (j) Community mental health centers;

- (k) Diagnostic centers;
 - (l) Early and periodic screening, diagnosis, and treatment (EPSDT) clinics;
 - (m) Family planning clinics;
 - (n) Federally qualified health centers (designated by the federal department of health and human services);
 - (o) Genetic counseling agencies;
 - (p) Health departments;
 - (q) Health maintenance organization (HMO)/managed care organization (MCO);
 - (r) HIV/AIDS case management;
 - (s) Home health agencies;
 - (t) Hospice agencies;
 - (u) Hospitals;
 - (v) Indian health service facilities/tribal 638 facilities;
 - (w) Tribal or urban Indian clinics;
 - (x) Inpatient psychiatric facilities;
 - (y) Intermediate care facilities for individuals with intellectual disabilities (ICF-IID);
 - (z) Kidney centers;
 - (aa) Laboratories (CLIA certified);
 - (bb) Maternity support services agencies; maternity case managers; infant case management, first steps providers;
 - (cc) Neuromuscular and neurodevelopmental centers;
 - (dd) Nurse services/delegation;
 - (ee) Nursing facilities (approved by the DSHS aging and long-term support administration);
 - (ff) Pathology laboratories;
 - (gg) Pharmacies;
 - (hh) Private duty nursing agencies;
 - (ii) Radiology - Stand-alone clinics;
 - (jj) Rural health clinics (medicare-certified);
 - (kk) School districts and educational service districts;
 - (ll) Sleep study centers; and
 - (mm) Washington state school districts and educational service districts.
- (3) Suppliers of:
- (a) Blood, blood products, and related services;
 - (b) Durable and nondurable medical equipment and supplies;
 - (c) Complex rehabilitation technologies;
 - (d) Infusion therapy equipment and supplies;
 - (e) Prosthetics/orthotics;
 - (f) Hearing aids; and
 - (g) Respiratory care, equipment, and supplies.
- (4) Contractors:
- (a) Transportation brokers;
 - (b) Spoken language interpreter services agencies;
 - (c) Independent sign language interpreters; and
 - (d) Eyeglass and contact lens providers.

[Statutory Authority: RCW 41.05.021 and 41.05.160. WSR 22-07-105, § 182-502-0002, filed 3/23/22, effective 4/23/22. Statutory Authority: RCW 41.05.021, 41.05.160 and 2019 c 415 § 211(49). WSR 19-20-046, § 182-502-0002, filed 9/25/19, effective 10/26/19. Statutory Authority: RCW 41.05.021, 2013 c 178, and 2013 2nd sp.s. c 4. WSR 14-06-054, § 182-502-0002, filed 2/27/14, effective 3/30/14. WSR 11-14-075, recodified as § 182-502-0002, filed 6/30/11, effective 7/1/11. Statutory Au-

thority: RCW 74.08.090, 74.09.080, and 74.09.290. WSR 11-11-017, §
388-502-0002, filed 5/9/11, effective 6/9/11.]

WSR 22-15-119
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed July 20, 2022, 10:17 a.m., effective August 20, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The rule changes allow for students enrolled in an institutional education program to be concurrently enrolled in a youth dropout reengagement program. The changes allow the student to be claimed for a combined FTE that exceeds 1.0. In addition, for all students enrolled in youth dropout reengagement programs, the amended rule updates the face-to-face contact requirement for students to expand options beyond in-person communication.

Citation of Rules Affected by this Order: Amending WAC 392-121-136, 392-122-221, 392-700-015, 392-700-035, 392-700-042, and 392-700-160.

Statutory Authority for Adoption: RCW 28A.150.290 and 28A.175.115.

Adopted under notice filed as WSR 22-11-050 on May 13, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 5, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: July 20, 2022.

Chris P. S. Reykdal
State Superintendent of Public Instruction

OTS-3392.1

AMENDATORY SECTION (Amending WSR 17-16-162, filed 8/2/17, effective 9/2/17)

WAC 392-121-136 Limitation on enrollment counts. Enrollment counts (~~pursuant to~~) under WAC 392-121-106 through 392-121-133 are subject to the following limitations:

(1) Except as provided in (a), (b) and (c) of this subsection, no student, including a student enrolled in more than one school district, shall be counted as more than one full-time equivalent student on any count date or more than one annual average full-time equivalent student in any school year.

(a) School districts or charter schools operating approved vocational skills center programs during the summer vacation months may claim additional full-time equivalent students based upon actual en-

rollment in such vocational skills centers on the aggregate of enrolled hours based upon the fourth day of each summer session.

(i) Prior to the 2018-19 school year, each district or charter school operating an approved vocational skills center program shall be entitled to claim one annual average full-time equivalent student for each 900 hours of planned student enrollment for the summer term(s) subject to the limitation in (c) of this subsection.

(ii) Beginning with the 2018-19 school year, each district or charter school operating an approved vocational skills center program shall be entitled to claim one annual average full-time equivalent student for each 1,000 hours of planned student enrollment for the summer term(s) subject to the limitation in (c) of this subsection.

(b) Enrollment count limitations apply separately to a student's running start, skills center and high school enrollments and is limited to an overall maximum 1.8 FTE.

(c) Subject to (b) of this subsection((7)):

(i) A student enrolled in a skill center program during the regular school year may be claimed for up to a combined 1.6 full-time equivalent student.

(ii) A student enrolled in running start during the regular school year may be claimed for up to a combined 1.2 full-time equivalent student.

(iii) A student enrolled in high school and skills center for more than 1.0 FTE, can be claimed for a 0.2 running start FTE.

(iv) A student enrolled in an institutional education program under WAC 392-122-205 and a youth engagement program under chapter 392-700 WAC can be claimed up to a combined 2.0 FTE.

Each student may be claimed for a maximum of a 1.0 full-time equivalent for the skills center enrollment, a maximum of a 1.0 full-time equivalent for running start ((and)), a maximum of a 1.0 full-time equivalent for the student's high school enrollment, and a maximum of a 1.0 full-time equivalent for institutional education funding under WAC 392-122-225 subject to the overall combined FTE limitation in (b) of this subsection.

(2) Running start enrollment counts are limited as provided in chapter 392-169 WAC and specifically as provided in WAC 392-169-060.

(3) The full-time equivalent reported for a five year old pre-school student with a disability is limited as provided in WAC 392-121-137.

(4) No kindergarten student, including a student enrolled in more than one school district, shall be counted as more than one-half of an annual average full-time equivalent student in any school year.

(5) A student reported as part-time by a state institution educational program on Form SPI E-672 shall not be reported by a school district or charter school for more than part-time basic education funding on that enrollment count date and the total enrollment reported by one or more school districts or charter schools for basic education and on Form SPI E-672 must not exceed one full-time equivalent, except if the student is enrolled in a youth reengagement program under chapter 392-700 WAC.

(6) Districts and charter schools providing an approved state-funded full-day kindergarten program as provided in chapter 28A.150 RCW (from E2SSB 5841) may claim for an additional 0.50 FTE based upon student enrolled hours in excess of the 0.50 FTE provided under subsection (4) of this section.

[Statutory Authority: RCW 28A.150.290. WSR 17-16-162, § 392-121-136, filed 8/2/17, effective 9/2/17. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-136, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-136, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290(1). WSR 10-13-020, § 392-121-136, filed 6/4/10, effective 7/5/10. Statutory Authority: RCW 28A.150.290. WSR 09-01-172, § 392-121-136, filed 12/23/08, effective 1/23/09; WSR 08-04-010, § 392-121-136, filed 1/24/08, effective 2/24/08; WSR 97-22-013 (Order 97-06), § 392-121-136, filed 10/27/97, effective 11/27/97; WSR 95-01-013, § 392-121-136, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.150.290, 28A.150.250 and 28A.150.260. WSR 91-02-096 (Order 50), § 392-121-136, filed 1/2/91, effective 2/2/91. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-136, filed 1/11/88.]

OTS-3393.1

AMENDATORY SECTION (Amending WSR 21-04-039, filed 1/26/21, effective 2/26/21)

WAC 392-122-221 State institutional education program—Enrollment exclusions. (1) The following may not be counted as an enrolled institutional education program student:

(a) A person whose educational activity under WAC 392-122-212 has terminated.

(b) A person who has transferred to another institution, school district, or charter school.

(c) A person residing in a state institution who:

(i) Has not engaged in educational activity under WAC 392-122-212 in the past five school days, excluding days of excused absence;

(ii) Has not engaged in educational activity in the past ten school days under WAC 392-122-212, including days of excused absence; or

(iii) Is claimed by any school district or charter school as an enrolled student eligible for state basic education support (~~(pursuant to)~~) under chapter 392-121 WAC where the school district's count date occurs prior to the institution's count date for the month, except if the student is enrolled in a youth reengagement program under chapter 392-700 WAC.

(2) When the institution's count date and the school district's or charter school's count date are on the same date, institutions shall have priority for counting the student.

(3) As used in this section, "excused absence" means an absence from scheduled educational activity which certificated staff determine to be due to one or more of the following:

(a) Illness;

(b) Attendance in court; or

(c) Meeting with a lawyer, case worker, counselor, physician, dentist, nurse, or other professional service provider.

[Statutory Authority: RCW 28A.150.290 and 28A.710.040(5). WSR 21-04-039, § 392-122-221, filed 1/26/21, effective 2/26/21. Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-122-221, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.290. WSR 08-24-029, § 392-122-221, filed 11/24/08, effective 12/25/08; WSR 01-24-002, § 392-122-221, filed 11/21/01, effective 12/22/01. Statutory Authority: 1998 c 244 § 9(2) and RCW 28A.150.290. WSR 98-21-065 (Order 98-09), § 392-122-221, filed 10/20/98, effective 11/20/98. Statutory Authority: RCW 28A.150.290. WSR 95-08-025, § 392-122-221, filed 3/29/95, effective 4/29/95; WSR 92-03-045 (Order 92-03), § 392-122-221, filed 1/10/92, effective 2/10/92.]

OTS-2253.8

AMENDATORY SECTION (Amending WSR 17-01-125, filed 12/20/16, effective 1/20/17)

WAC 392-700-015 Definitions. The following definitions in this section apply throughout this chapter:

- (1) **"Agency"** means an educational service district, nonprofit community-based organization, or public entity other than a college.
- (2) **"Annual average full-time equivalent (AAFTE)"** means the total monthly full-time equivalent (FTE) reported for each enrolled student in a school year divided by ten.
- (3) **"Attendance period requirement"** is defined as, at minimum, two hours of face-to-face interaction with a designated program staff for the purpose of instruction, academic counseling, career counseling, or case management contact aggregated over the prior month. In-person face-to-face interaction is required for the month that the student was claimed for the first time. Thereafter, the interaction may include an option for digital-synchronous interaction when a student:
 - (a) Requests digital-synchronous options; or
 - (b) Requires digital-synchronous access as determined by program staff.
 - (c) If, after each three months of claimed enrollment, the student has not earned an indicator of academic progress through the utilization of digital-synchronous interaction, then the interaction must return to in-person face-to-face until an indicator of academic progress is earned.
- (4) **"CEDARS"** refers to comprehensive educational data and research system, the statewide longitudinal data system of educational data for K-12 student information.
- (5) **"College"** means college or technical college pursuant to chapters 28B.20 through 28B.50 RCW.
- (6) **"College level class"** is a class provided by a college that is ((one hundred)) 100 level or above.
- (7) **"Consortium"** means a regional group of organizations that consist of districts, tribal compact schools, charter schools and agencies and/or colleges who agree to work together to create and operate a program that will serve students from multiple districts,

tribal compact schools, and charter schools and reduce the administrative burden.

(8) "**Consortium agreement**" means the agreement that is signed by the authorized consortium lead and all district, tribal compact school, and charter school superintendents or their authorized officials which are part of the consortium and agree to refer eligible students to the consortium's program. This agreement will clearly outline the responsibilities of the consortium lead and those of the referring districts, tribal compact schools, and charter schools.

(9) "**Consortium lead**" means the lead organization in a consortium that will assume the responsibilities outlined in WAC 392-700-042(3).

(10) "**Count day**" is the instructional day that is used to claim a program's enrollment for state funding pursuant to WAC 392-121-033. For September, the count day is the fourth instructional day. For the remaining months, the count day is the first instructional day.

(11) "**Credential**" is identified as one of the following:

(a) High school diploma; or

(b) Associate degree.

(12) "**Enrolled student**" is an eligible student whose enrollment and attendance meets the criteria outlined in WAC 392-700-035 and 392-700-160, and is reported as an FTE for state funding. An enrolled student can be further defined as one of the following:

(a) **New student** is an enrolled student who is being claimed for state funding for the first time by the program.

(b) **Continuing student** is an enrolled student who has continuously been enrolled in the program and claimed for state funding on at least one count day.

(c) **Returning student** is an enrolled student who has returned to the program after not receiving program services for a period of at least one count day and not more than (~~ten~~) 10 count days.

(d) **Reenrolling student** is an enrolled student who has reenrolled in the program after not receiving program services for a period of (~~eleven~~) 11 count days or more.

(13) "**ERDC**" refers to education research and data center, which conducts analyses of early learning, K-12, and higher education programs and education issues across the P-20 system that collaborates with legislative evaluation and accountability program and other statutory partner agencies.

(14) "**Full-time equivalent (FTE)**" is the measurement of enrollment that an enrolled student can be claimed on a monthly basis with the maximum being 1.0 FTE per month for each student enrolled in a program.

(15) "**Indicator of academic progress**" means a standard academic benchmark that demonstrates academic performance which is attained by a reengagement student. These indicators will be tracked and reported by the program and district, tribal compact school, or charter school for each student and for programs as a whole using definitions and procedures outlined by OSPI. Indicators of academic progress will be reported when a student does one of the following:

(a) Earns at minimum a 0.25 high school credit;

(b) Earns at minimum a whole college credit;

(c) Receives a college certificate after completion of a college program requiring at least (~~forty~~) 40 hours of instruction;

(d) Receives an industry recognized certificate of completion of training or licensing received after completion of a program requiring at least (~~forty~~) 40 hours of instruction;

(e) Passes one or more tests or benchmarks that would satisfy the state board of education's graduation requirements as provided in chapter 180-51 WAC;

(f) Passes one or more high school equivalency certificate measures (each measure may only be claimed once per enrolled student), or other state assessment;

(g) Makes a significant gain in a core academic subject based on the assessment tool's determination of significant gain (may be claimed multiple times in a year per enrolled student);

(h) Successfully completes a grade level curriculum in a core academic subject that does not earn high school or college credit;

(i) Successfully completes college readiness course work with documentation of competency attainment;

(j) Successfully completes job search and job retention course work with documentation of competency attainment;

(k) Successfully completes a paid or unpaid cooperative work based learning experience of at least (~~forty-five~~) 45 hours. This experience must meet the requirements of WAC 392-410-315(2);

(l) Enrolls in a college level class for the first time (limited to be claimed once per enrolled student);

(m) Successfully completes an English as a second language (ESL) class;

(n) Successfully completes an adult basic education (ABE) class;

or
(o) Successfully completes a series of short-term industry recognized certificates equaling at least (~~forty~~) 40 hours.

(16) "Institutional education program" means a program that meets a definition under WAC 392-122-205.

(17) "Instructional staff" means the following:

(a) For programs operated by a district, tribal compact school, charter school, or agency, the instructional staff is a certificated instructional staff pursuant to WAC 392-121-205; and

(b) For programs operated by a college, the instructional staff is one who is employed or appointed by the college whose required credentials are established by the college.

(~~(17)~~) (18) "Letter of intent" means the document signed by the district, tribal compact school, charter school, college or lead agency authorized official that specifically outlines to OSPI the required elements of a program that the district, tribal compact school, charter school, college, or agency agree to implement.

(~~(18)~~) (19) "Noninstructional staff" is any person employed in a position that is not an instructional staff as defined under subsection (~~(16)~~) (17) of this section.

(~~(19)~~) (20) "OSPI" means the office of superintendent of public instruction.

(~~(20)~~) (21) "Program" means a statewide dropout reengagement program approved by OSPI, pursuant to RCW 28A.175.105.

(~~(21)~~) (22) "School year" is the (~~twelve-month~~) 12-month period that begins September 1st and ends August 31st during which instruction is provided and FTE is reported.

(~~(22)~~) (23) "Scope of work" means the document signed by district, tribal compact school, or charter school superintendent or their authorized official and the authorized official of a program to be included in a contracted services agreement when the program is operated by a provider on behalf of the district, tribal compact school, or charter school, and will receive compensation in accordance with WAC 392-700-165. The scope of work will specifically outline all the

required elements of a program that the provider and the district, tribal compact school, or charter school agree to implement.

~~((23))~~ (24) "**Resident district**" means the district where the student resides or a district that has accepted full responsibility for a student who lives outside of the district through the choice transfer process pursuant to RCW 28A.225.200 through 28A.225.240. For students enrolled in a tribal compact school or charter school, the tribal compact school or charter school is the student's resident district.

~~((24))~~ (25) "**Weekly status check**" means individual communication from a designated program staff to a student. Weekly status check:

(a) Can be accomplished in person or through the use of telephone, email, instant messaging, interactive video communication, or other means of digital communication;

(b) Must be for the purposes of instruction, academic counseling, career counseling, or case management;

(c) Must be documented; and

(d) Must occur at least once every week that has at least three days of instruction.

~~((25))~~ (26) "**Tribal compact school**" means a school that is the subject of a state-tribal education compact operated according to the terms of its compact executed in accordance with RCW 28A.715.010.

~~((26))~~ (27) "**Charter school**" means a public school that is established in accordance with chapter 28A.710 RCW, governed by a charter school board, and operated according to the terms of a charter contract executed under chapter 28A.710 RCW.

[Statutory Authority: RCW 28A.175.010, 28A.175.115. WSR 17-01-125, § 392-700-015, filed 12/20/16, effective 1/20/17. Statutory Authority: RCW 28A.175.100. WSR 15-15-115, § 392-700-015, filed 7/16/15, effective 8/16/15; WSR 14-22-073, § 392-700-015, filed 11/3/14, effective 12/4/14; WSR 13-13-005, § 392-700-015, filed 6/6/13, effective 7/7/13. Statutory Authority: RCW 28A.175.100 and 2010 c 20. WSR 11-17-045, § 392-700-015, filed 8/11/11, effective 9/11/11.]

AMENDATORY SECTION (Amending WSR 18-17-031, filed 8/6/18, effective 9/6/18)

WAC 392-700-035 Student eligibility. (1) A student is eligible to enroll in a program when they meet the following criteria:

(a) Under ~~((twenty-one))~~ 21 years of age at the beginning of the school year but whose ~~((sixteenth))~~ 16th birthday occurs on or before September 1st;

(b) Has not yet met the high school graduation requirements of either the district, tribal compact school, charter school, or the college under RCW 28B.50.535; and

(c) At the time the student enrolls, is significantly behind in credits based on the student's cohort graduation date. The cohort graduation date is established as the end of the fourth school year after a student first enrolls in the ninth grade.

(i) A student who is more than ~~((twenty-four))~~ 24 months from their cohort graduation date and has earned less than ~~((sixty-five))~~ 65 percent of the high school credits expected to be earned by their cohort or has a ratio of earned credits to attempted credits that is

less than (~~sixty-five~~) 65 percent. A cohort is the group of students that enter the ninth grade in the same school year;

(ii) A student who is between (~~twelve and twenty-four~~) 12 and 24 months from their cohort graduation date and has earned less than (~~seventy~~) 70 percent of the high school credits expected to be earned by their cohort or has a ratio of earned credits to attempted credits that is less than (~~seventy~~) 70 percent;

(iii) A student who is less than (~~twelve~~) 12 months from their cohort graduation date or who has passed their cohort graduation date by less than (~~twelve~~) 12 months and has earned less than (~~seventy-five~~) 75 percent of the high school credits expected to be earned by their cohort or has a ratio of earned credits to attempted credits that is less than (~~seventy-five~~) 75 percent;

(iv) A student who is passed their cohort graduation date by (~~twelve~~) 12 months or more and has not met their district, tribal compact school, or charter school graduation requirements; or

(v) A student who has never attended the ninth grade and has earned zero high school credits.

(d) If determined not to be credit deficient as outlined in (c) of this subsection, has been recommended for enrollment by case managers from the department of social and health services, the juvenile justice system, a district, tribal compact school, or charter school designated school personnel, or staff from community agencies which provide educational advocacy services;

(e) Are not currently enrolled in any high school classes that receive state basic education funding, excluding an approved skill center program, a Jobs for Washington's Graduates program, (~~or~~) running start program, or institutional education program under WAC 392-122-205;

(f) Students who are claimed for state funding by a district, tribal compact school, or charter school outside the district they live in, must be released by either a choice transfer or interdistrict agreement. When a choice transfer is in place, the student's resident district as defined in WAC 392-700-015(~~(+23+)~~) (24) becomes the district operating the program.

(2) Once determined eligible for enrolling in the program, a student will retain eligibility, regardless of breaks in enrollment, until the student does one of the following:

(a) Earns a high school diploma;

(b) Earns an associate degree; or

(c) Becomes ineligible because of age which occurs when a student is (~~twenty-one~~) 21 years of age as of September 1st.

(3) A student's eligibility does not guarantee enrollment or continued enrollment in specific programs if the program determines that the student does not meet the program's enrollment criteria or if, after enrollment, a student's academic performance or conduct does not meet established program guidelines.

[Statutory Authority: RCW 28A.175.010 and 28A.175.115. WSR 18-17-031, § 392-700-035, filed 8/6/18, effective 9/6/18; WSR 17-01-125, § 392-700-035, filed 12/20/16, effective 1/20/17. Statutory Authority: RCW 28A.175.100. WSR 15-15-115, § 392-700-035, filed 7/16/15, effective 8/16/15; WSR 14-22-073, § 392-700-035, filed 11/3/14, effective 12/4/14; WSR 13-13-005, § 392-700-035, filed 6/6/13, effective 7/7/13. Statutory Authority: RCW 28A.175.100 and 2010 c 20. WSR 11-17-045, § 392-700-035, filed 8/11/11, effective 9/11/11.]

AMENDATORY SECTION (Amending WSR 17-01-125, filed 12/20/16, effective 1/20/17)

WAC 392-700-042 Program operating agreements and OSPI approval.

(1) Districts, tribal compact schools, charter schools, agencies, and colleges are encouraged to work together to design programs and collaborations that will best serve students. Many models of operation are authorized as part of the statewide dropout reengagement system.

Regardless of the model of operation, the state funding is allocated to the district, tribal compact school, charter school, or direct funded technical college that is reporting the student's enrollment for the program.

(2) A district, tribal compact school, or charter school may enter into one of the following models of operations through the OSPI approval process:

(a) Directly operate a program where the services are provided by the district, tribal compact school, or charter school resources;

(b) Enter into a partnership with an agency or college that will provide the services through a defined scope of work or contracted services agreement; or

(c) Become part of a consortium with other districts, tribal compact schools, charter schools, colleges, and/or agencies by executing a consortium agreement that is signed by all members.

(3) The purpose of the consortium will be to create and operate a program that will serve students enrolled in multiple districts including tribal compact schools and charter schools, and reduce the administrative burden. If such a regional reengagement consortium is implemented, a consortium lead agency will be identified and assume the following responsibilities:

(a) Take the lead in organizing and managing the regional consortium;

(b) Provide information and technical assistance to districts, tribal compact schools, and charter schools interested in participating in the consortium and providing the opportunity for their students to enroll;

(c) Develop scopes of work with agencies and colleges to operate the programs;

(d) Provide oversight and technical assistance to the program to align with all requirements of this chapter and the delivery of quality programming;

(e) Assist the program with the preparation of required reports, enrollment data, and course records needed to enroll students, award credit, and report FTE and performance to OSPI;

(f) Facilitate data entry of required student data into each district, tribal compact school, or charter school's statewide student information system related to enrollment; and

(g) Work with the districts, tribal compact schools, and charter schools to facilitate the provision of special education, accommodations under Section 504 of the Rehabilitation Act of 1973, and transitional bilingual instruction pursuant to WAC 392-700-147.

(4) A technical college receiving direct funding and authorized to enroll students under WAC 392-121-187 may directly operate a program and serve students referred from multiple districts. The technical college will assume the responsibilities of operating the program as described in this chapter and will meet all responsibilities outlined in WAC 392-121-187.

(5) All programs must be approved by OSPI as follows:

(a) If the program is run by a district, tribal compact school, charter school, agency or college, the program must be approved.

(b) If the program is run by a consortium, both the program and participating districts, tribal compact school, or charter school must be approved.

(c) Any program which meets the definition of an online school program in RCW 28A.250.010 must be approved as an online provider, pursuant to RCW 28A.250.060(2).

(6) Dependent on the model of operations, OSPI will specify the necessary documentation required for approval.

(7) OSPI will provide model documents that can be modified to include district-, tribal compact school-, charter school-, college-, or agency-specific language and will indicate which elements of these standard documents must be submitted to OSPI for review and approval.

(8) Upon initial approval, OSPI will specify the duration of the approval and indicate the necessary criteria to obtain reapproval.

(9) After receiving a notice of approval, OSPI will assign a code to be used when reporting students enrolled in the program.

(10) This chapter does not affect the authority of districts, tribal compact schools, and charter schools under RCW 28A.150.305, 28A.320.035, or any other provision of law to contract for educational services other than reengagement programs as defined by WAC 392-700-015(~~(+20)~~) (21).

[Statutory Authority: RCW 28A.175.010, 28A.175.115. WSR 17-01-125, § 392-700-042, filed 12/20/16, effective 1/20/17. Statutory Authority: RCW 28A.175.100. WSR 15-15-115, § 392-700-042, filed 7/16/15, effective 8/16/15; WSR 14-22-073, § 392-700-042, filed 11/3/14, effective 12/4/14; WSR 13-13-005, § 392-700-042, filed 6/6/13, effective 7/7/13.]

AMENDATORY SECTION (Amending WSR 17-01-125, filed 12/20/16, effective 1/20/17)

WAC 392-700-160 Reporting of student enrollment. (1) For all programs, the following will apply when reporting student enrollment for each monthly count day:

(a) Met all eligibility criteria pursuant to WAC 392-700-035;

(b) Been accepted for enrollment by the reporting district, tribal compact school, charter school, or the direct-funded technical college;

(c) Enrolled in an approved program pursuant to WAC 392-700-042;

(d) For continuing students, met the attendance period requirement pursuant to WAC 392-700-015(3);

(e) For continuing students, met the weekly status check requirement pursuant to WAC 392-700-015(~~(+24)~~) (25);

(f) Has not withdrawn or been dropped from the program on or before the monthly count day;

(g) Is not enrolled in course work that has been reported by a college for postsecondary funding;

(h) (~~Is not eligible to be claimed by a state institution pursuant to WAC 392-122-221;~~

~~(i)~~) Is not enrolled in a high school class, including alternative learning experience, college in the high school, or another reen-

gagement program, excluding Jobs for Washington's Graduates, special education and/or transitional bilingual instructional program;

~~((j))~~ (i) If concurrently enrolled in a special education, transitional bilingual instruction, skills center, ~~((e))~~ running start, or institutional education programs, does not exceed the FTE limitation ~~((pursuant to))~~ under WAC 392-121-136; and

~~((k))~~ (j) A student's enrollment in the program is limited to the following:

(i) May not exceed 1.0 FTE in any month (including nonvocational and vocational FTE). If concurrently enrolled in Jobs for Washington's Graduates, special education or transitional bilingual instructional programs, the combined FTE does not exceed 1.0 FTE in any month.

(ii) May not exceed 1.00 AAFTE in any school year as defined in WAC 392-700-015(2). If concurrently enrolled in Jobs for Washington's Graduates, special education or transitional bilingual instructional programs, the combined AAFTE does not exceed 1.0 AAFTE for the school year.

(2) For all below ~~((one hundred))~~ 100 level classes, the student enrollment is dependent upon attaining satisfactory progress.

(a) Satisfactory progress is defined as the documented attainment of at least one indicator of academic progress identified in WAC 392-700-015~~((15))~~ (16).

(b) Continuing students and returning students who, after being claimed for state funding for three count days excluding the September count day, have not earned an indicator of academic progress cannot be claimed for state funding until an indicator of academic progress is earned.

(i) During this reporting funding exclusion period, the program may permit the student to continue to attend;

(ii) When the student achieves an indicator of academic progress, the student may be claimed for state funding on the following count day; and

(iii) Rules governing the calculation of the three count day period are:

(A) The September count day is excluded from the three count day period for the indicator of academic attainment. Students whose enrollment spans over the September count day have an additional month to earn an indicator of academic progress.

(B) The three count days may occur in two different school years, if the student is enrolled in consecutive school years; and

(C) The three count days are not limited to consecutive months, if there is a break in the student being claimed for state funding.

(3) For below ~~((one hundred))~~ 100 level classes, student enrollment will be reported as 1.0 FTE on each monthly count day.

Enrollment in below ~~((one hundred))~~ 100 level classes is limited to nonvocational funding and the FTE cannot be claimed as vocational.

(4) For college level classes, student enrollment will be reported as follows:

(a) The FTE is determined by the student's enrolled credits on each monthly count day.

(i) Fifteen college credits equal 1.0 FTE;

(ii) A student enrolled in more than ~~((fifteen))~~ 15 college credits is limited to be reported as 1.0 FTE for that month; and

(iii) If a student is enrolled for less than ~~((fifteen))~~ 15 college credits, the FTE is calculated by dividing the enrolled college credits by ~~((fifteen))~~ 15.

(b) Enrollment in state approved vocational college level classes and taught by a certified vocational instructor can be claimed for enhanced vocational funding as a vocational FTE.

[Statutory Authority: RCW 28A.175.010, 28A.175.115. WSR 17-01-125, § 392-700-160, filed 12/20/16, effective 1/20/17. Statutory Authority: RCW 28A.175.100. WSR 15-15-115, § 392-700-160, filed 7/16/15, effective 8/16/15; WSR 14-22-073, § 392-700-160, filed 11/3/14, effective 12/4/14; WSR 13-13-005, § 392-700-160, filed 6/6/13, effective 7/7/13. Statutory Authority: RCW 28A.175.100 and 2010 c 20. WSR 11-17-045, § 392-700-160, filed 8/11/11, effective 9/11/11.]