

WSR 13-11-078
PERMANENT RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 13-94—Filed May 16, 2013, 3:30 p.m., effective June 16, 2013]

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

Purpose: WAC 232-12-021 Importation and retention of dead nonresident wildlife.

Agency reason for adoption: The amendment reduces the risk of CWD being imported into Washington state via carcasses of animals harvested in other states. Reducing disease risk helps in sustaining deer, elk, and moose hunting opportunities in Washington.

WAC 232-12-054 Archery requirements—Archery special use permits.

Agency reason for adoption: This amendment is intended to further the discussion on allowing illuminated nocks for archery equipment, including discussion of new technologies and consideration of acceptable fair chase and ethical standards for hunting.

WAC 232-28-248 Special closures and firearm restriction areas.

Agency reason for adoption: This proposed amendment is part of the effort to streamline, reorganize, and update rules in the WAC overhaul project currently underway. Anticipated effects are minimal; this project involves merely rewording and clarifying a rule already in existence.

WAC 232-28-273 2012-2014 Moose seasons, permit quotas, and areas.

Agency reason for adoption: This amendment clarifies that the exemption from the once-in-a-lifetime moose restriction is also applicable if the hunter applies in the future for a hunt in the permit categories of antlerless moose, raffle, auction, or master hunter. Additionally, this amendment reduces the number of master-hunter moose permits and reflects the expected number of hunters needed in 2013 and beyond, based on the experience of recent years.

WAC 232-28-286 2013, 2014, and 2015 Spring black bear seasons and regulations.

Agency reason for adoption: The purpose for amending the 2013-15 spring black bear hunting seasons is to expand opportunity in the north Puget Sound. Spring bear hunting helps address commercial tree damage issues and provides recreational hunting opportunity. The spring black bear season allows recreational hunters to better target the areas receiving damage and allows hunters rather than contractors to harvest bears.

WAC 232-28-296 Landowner hunting permits.

Agency reason for adoption: The purpose of this amendment is to expand the number of special hunting opportunities available on private lands for hunters and to maintain the number of cooperating landowners. This program encourages landowners to provide opportunity to the general hunter in exchange for customized hunting seasons and the ability to generate funding to offset the cost of providing public access.

WAC 232-28-334 Game management units (GMUs) boundary descriptions—Region four.

Agency reason for adoption: This proposal changes the management area designation of the Puget Sound Islands from deer areas to game management units (GMUs). The proposed amendments will allow the department to better track harvest removals specific to the islands.

WAC 232-28-336 Game management units (GMUs) boundary descriptions—Region six.

Agency reason for adoption: The purpose of the amendment is to designate Anderson Island as a GMU rather than a deer area. The proposed language will allow the department to better track harvest removals specific to the island, rather than having those removals lumped with a mainland GMU.

WAC 232-28-337 Elk area descriptions.

Agency reason for adoption: The purpose of the amendment is to separate elk area descriptions from deer area descriptions. The proposal also removes one elk area that is no longer needed and adjusts the boundary of two other elk areas to make them more effective in dealing with wildlife conflict. Some of the language modifications in this proposed amendment are part of the effort to streamline, reorganize, and update rules in the WAC overhaul project currently underway.

WAC 232-28-342 2012-13, 2013-14, 2014-15 Small game and other wildlife seasons and regulations.

Agency reason for adoption: The purpose of amending the 2013-2015 small game seasons is to add GMU 145 to the late fall turkey season, modify the fall turkey bag-limit language, and remove the Washington Dungeness pheasant release site reference. GMU 145 was inadvertently omitted during the three-year season-setting process. The bag-limit language pertaining to fall turkey permit seasons was modified to clarify that hunters who kill a turkey during the permit seasons may still participate in the other fall seasons open to all hunters.

References to the western Washington Dungeness pheasant release site are also removed under the western Washington pheasant seasons, as the landowner has decided to no longer allow use of the area for upland bird hunting.

WAC 232-28-357 2012-2014 Deer general seasons and definitions.

Agency reason for adoption: The purpose of this amendment is to retain general-season deer hunting opportunity, providing recreational deer hunting opportunities, and protecting deer from overharvest. The purpose is also to balance the hunting opportunity between user groups; increase opportunity when deer populations allow; and reduce opportunity when declining deer numbers warrant a change.

WAC 232-28-358 2012-2014 Elk general seasons and definitions.

Agency reason for adoption: The purpose of this amendment is to retain general-season elk hunting opportunity. The purpose is also to balance the hunting opportunity between user groups; increase opportunity when elk populations allow; and reduce opportunity when declining elk numbers warrant a change.

WAC 232-28-359 2013 Deer special permits.

Agency reason for adoption: The purpose of this amendment is to retain special-permit deer hunting opportunity. The purpose is also to balance the hunting opportunity between user groups; increase opportunity when deer populations allow; and reduce opportunity when declining deer numbers warrant a change.

WAC 232-28-360 2013 Elk special permits.

Agency reason for adoption: The purpose of this amendment is to retain special-permit elk hunting opportunity. The purpose is also to balance the hunting opportunity between user groups; increase opportunity when elk populations allow; and reduce opportunity when declining elk numbers warrant a change.

WAC 232-28-622 2012-2014 Bighorn sheep seasons and permit quotas.

Agency reason for adoption: This is a new section of rule that used to exist in WAC 232-28-273. In this new rule, the hunting permits for the Blue Mountain area were reduced to decrease pressure on a herd that is experiencing a disease problem, and increase the chances for a high quality ram, taken from this herd by the winner of the Rocky Mountain bighorn sheep raffle.

WAC 232-28-623 2012-2014 Mountain goat seasons and permit quotas.

Agency reason for adoption: This is a new section of a rule that used to exist in WAC 232-28-273. In this new rule, the language was changed to reduce ambiguity regarding who may apply for a mountain goat permit; remove inconsistency between the WAC, pamphlet, and instructional letters sent to permit holders; and clarify hunting unit boundaries for mountain goats in the Mt. Baker area.

WAC 232-28-624 Deer area descriptions.

Agency reason for adoption: This is a new section of a rule that used to exist in WAC 232-28-337. This new section separates deer area descriptions from elk area descriptions to improve the clarity of these rules. The proposal also removes the Puget Sound islands that were previously described as deer areas. The department is proposing that those islands be described as GMUs in the future. Some of the language modifications in this proposed amendment are part of the effort to streamline, reorganize, and update rules in the WAC overhaul project currently underway.

Citation of Existing Rules Affected by this Order: Amending WAC 232-12-021, 232-12-054, 232-28-248, 232-28-334, 232-28-336, 232-28-337, 232-28-342, 232-28-357, 232-28-358, 232-28-359, 232-28-360, 232-28-273, 232-28-286, and 232-28-296.

Statutory Authority for Adoption: RCW 77.12.047, 77.12.240, 77.32.070.

Adopted under notice filed as WSR 13-03-152 on January 23, 2013.

Changes Other than Editing from Proposed to Adopted Version: **WAC 232-12-021 Importation and retention of dead nonresident wildlife.**

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- In the first sentence of subsection (2), the term "mountain sheep" was changed to "bighorn sheep" to clarify the intended species, *Ovis canadensis*, commonly known as bighorn sheep.
- Due to detection of CWD in 3 deer from two counties, Pennsylvania was added to the list of states with importation restrictions for harvested deer, moose, elk or parts thereof.

WAC 232-12-054 Archery requirements—Archery special use permits.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.

WAC 232-28-248 Special closures and firearm restriction areas.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- The first sentence in subsection (3)(b) was altered to read as follows: "Except for special permits issued by the department for nonendangered deer and elk, this area is closed to all deer and elk hunting to protect the Columbian whitetailed deer." This exception was added because the department is required to issue damage permits to mitigate agricultural damage and also the proper terminology for Columbian whitetailed deer should be used.
- Subsection (3)(c) was eliminated. Subsection (3)(c) specifies certain areas of a federal wildlife refuge that were not open to big game hunting. This information is now obsolete. The areas that will be open on the refuge in the future will vary from year to year. Rather than attempt to codify these future closures, over which the fish and wildlife commission has no purview, the department will direct hunters to contact the wildlife refuge directly to get the most up-to-date information.
- Subsection (4)(c) was altered to read as follows: "Walla Walla Mill Creek Watershed (GMU 157): All lands in the Mill Creek Watershed are designated as a "CLOSED AREA" to the hunting of all wild animals, including wild birds. The only exception is for deer or elk hunting by holders of GMU 157 special deer or elk permits during the established open season." WDFW currently offers both deer and elk special permits for GMU 157 so the clarification needs to be made what big game hunting access is allowed.
- Under Island County GMUs 420 and 421 were added. These islands are newly created GMUs, but their firearm restriction designation hasn't changed,

so they need to be added to the firearm restriction section as GMUs.

- Under King County GMU 422 was added. This island is a newly created GMU, but its firearm restriction designation hasn't changed, so it needs to be added to the firearm restriction section as a GMU.
- Under Pierce County GMU 655 was added. This island is a newly created GMU, but its firearm restriction designation hasn't changed, so it needs to be added to the firearm restriction section as a GMU.
- Under San Juan County GMUs 411 (Orcas), 412 (Shaw), 413 (San Juan), 414 (Lopez), 415 (Blakely), and 416 (Decatur) were added. These islands are newly created GMUs, but their firearm restriction designation hasn't changed, so they need to be added to the firearm restriction section as GMUs.
- Under Skagit County GMU 419 (Guemes) was added. This island is a newly created GMU, but its firearm restriction designation hasn't changed, so it needs to be added to the firearm restriction section as a GMU.

WAC 232-28-273 2012-2014 Moose seasons, permit quotas, and areas.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.

WAC 232-28-286 2013, 2014, and 2015 Spring black bear seasons and regulations.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- Addition of Longview Timber Lands to the portion of GMU 418 that is designated as the hunt area by DNR, Sierra Pacific and Grandy Lake Timber Company. This is due to Longview Timber Lands requesting their lands be included in the bear hunt.

WAC 232-28-296 Landowner hunting permits.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- The legal animal designation under the Buckrun Special Hunt Permits category was changed to "antlerless"-only, as per the department's negotiated agreement with the landowner.

WAC 232-28-334 Game management units (GMUs) boundary descriptions—Region four.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.

WAC 232-28-336 Game management units (GMUs) boundary descriptions—Region six.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.

WAC 232-28-337 Elk area descriptions.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- Elk Area 3068 Klickitat Meadows was eliminated because ownership of the property has changed. The new owners will not be allowing access for this hunt.
- Modify boundary language for Elk Area 6069 Hanaford as proposed. The old boundary included an active logging operation road that some hunters were traveling on which had become unsafe. This new boundary should reduce that potential conflict.

WAC 232-28-342 2012-13, 2013-14, 2014-15 Small game and other wildlife seasons and regulations.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.

WAC 232-28-357 2012-2014 Deer general seasons and definitions.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- Under the modern firearm general season, for western Washington black-tail, any deer, GMUs 411-417, 419-422, and 655 were added and Deer Areas 4013, 4926, and 6014 were removed. These proposed changes convert some of the island deer areas to GMUs. The listed GMUs used to be deer areas or they were deer areas that lived within a GMU and are now proposed to be stand-alone GMUs. This conversion will help with harvest data specificity.
- Under the modern firearm late general season, for western Washington black-tail, any deer, GMUs 411-417 and 419-422 were added and Deer Areas 4013, 4926, and 6014 were removed. These proposed changes convert some of the island deer areas to GMUs. The listed GMUs used to be deer areas or they were deer areas that lived within a GMU and are now proposed to be stand-alone GMUs. This conversion will help with harvest data specificity.

- Under Western Washington Black-tailed Deer, Late Modern Firearm, move GMU 655 from the any buck category to the any deer category for dates Nov. 14-17 for 2013 and Nov. 13-16 for 2014. This change corrects an error in the original filing of the WAC.
- Under the early archery general season, for Western Washington Black-Tail, any deer, GMU 655 was added. This change is the result of a deer area that lived within a GMU being converted into a stand-alone GMU.
- Under the early archery general season, for eastern Washington white-tail, 3 pt. minimum, GMUs 169, 172, and 175, the dates for 2013 should be Sept. 1-27 and for 2014 should be Sept. 1-26. This change corrects an error in the original filing of the WAC.
- Under the late archery general season, for western Washington black-tail, any buck, GMU 655 was added. This change is the result of a deer area that lived within a GMU being converted into a stand-alone GMU.
- Under the late archery general season, for western Washington black-tail, any deer, GMUs 411-417 and 419-422 were added. The listed GMUs used to be deer areas or they were deer areas that lived within a GMU and are now proposed to be stand-alone GMUs.
- Under the early muzzleloader general season, for western Washington black-tail, any deer, GMUs 411-417 and 419-422 were added and Deer Area 4926 was removed. These proposed changes convert some of the island deer areas to GMUs. The listed GMUs used to be deer areas or they were deer areas that lived within a GMU and are now proposed

- to be stand-alone GMUs. This conversion will help with harvest data specificity.
- Under Western Washington Black-tailed Deer, Early Muzzleloader, GMU 655 should be added to the any deer category for dates Sept. 28 - Oct. 6 for 2013 and Sept. 27 - Oct. 5 for 2014. This change corrects an error in the original filing of the WAC.
- Under the late muzzleloader general season, for western Washington black-tail, any deer, GMUs 411-417 and 419-422 were added and Deer Area 4926 was removed. These proposed changes convert some of the island deer areas to GMUs. The listed GMUs used to be deer areas or they were deer areas that lived within a GMU and are now proposed to be stand-alone GMUs. This conversion will help with harvest data specificity.

WAC 232-28-358 2012-2014 Elk general seasons and definitions.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- Under True Spike Bull Antler Restrictions, the wrong GMUs are listed that have the True Spike Restriction. GMUs 145-154, 162-186, 249, and 336-368 should be deleted from the True Spike section and replaced with 251 and 328-335. This change corrects an error that was created by the WAC overhaul process.
- To address increasing damage problems, under Early Archery, Western Washington, remove GMU 407 from the "3 pt. min. or antlerless" section; and create a new hunt as follows:

Western Washington	WA	407	N/A	Sept. 3-27	Sept. 2-26	Any elk
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- Under Late Archery, Western Washington, delete GMU 407 from the "3 pt. min. or antlerless" section; and add to the "Any elk" line. This change is intended to address increasing damage problems.
- Under Early Muzzleloaders, Western Washington, create a new hunt to address increasing damage problems as follows:

Western Washington	WM	407	N/A	Sept. 28 - Oct. 11	Sept. 27 - Oct. 10	3 pt. min. or antlerless
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- Under Late Muzzleloader, Western Washington, create a new hunt to address increasing damage problems as follows:

Western Washington	WM	407	N/A	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	3 pt. min. or antlerless
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WAC 232-28-359 2013 Deer special permits.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- Under Quality, Modern, the number of permits for the Chewuch hunt, from Nov. 1-20, was changed from 15 to 20 due to slightly higher deer numbers in post-hunt survey counts allowing for additional opportunity.

- Under Quality, Modern, the number of permits for the Pearrygin hunt, from Nov. 1-20, was changed from 15 to 20 due to slightly higher deer numbers in post-hunt survey counts allowing for additional opportunity.
- Under Quality, Modern, the number of permits for the Gardner hunt, from Nov. 1-20, was changed from 10 to 15 due to slightly higher deer numbers in post-hunt survey counts allowing for additional opportunity.
- Under Quality, Modern, the number of permits for the Pogue hunt, from Nov. 1-20, was changed from

20 to 15 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.

- Under Quality, Modern, the number of permits for the Alta hunt, from Nov. 1-20, was changed from 10 to 15 due to slightly higher deer numbers in post-hunt survey counts allowing for additional opportunity.
- Under Quality, Modern, the number of permits for the Chiwawa hunt, from Nov. 1-20, was changed from 28 to 27 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Modern, the number of permits for the Slide Ridge hunt, from Nov. 1-20, was changed from 11 to 10 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Modern, the number of permits for the Ritzville hunt, from Nov. 1-20, was changed from 12 to 10 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Modern, the number of permits for the Desert hunt, from Oct. 26 to Nov. 3, was changed from 17 to 18 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Modern, the number of permits for the Naneum hunt, from Nov. 12-20, was changed from 14 to 15 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Modern, the number of permits for the Teanaway hunt, from Nov. 12-20, was changed from 14 to 17 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Modern, the season dates for the Wind River hunt were changed to Nov. 14-21. This change corrects a date error that would have caused an overlap between user groups.
- Under Quality, Modern, the season dates for the West Klickitat hunt were changed to Nov. 14-21. This change corrects a date error that would have caused an overlap between user groups.
- Under Quality, Archery, the number of permits for the Chiwawa hunt, from Dec. 1-8, was changed from 13 to 12 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Archery, the number of permits for the Desert hunt, from Nov. 25 - Dec. 8, was changed from 29 to 32 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Archery, the number of permits for the Naneum hunt, from Nov. 21 - Dec. 8, was changed from 6 to 7 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Archery, the number of permits for the Teanaway hunt, from Nov. 21 - Dec. 8, was changed from 9 to 11 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Archery, the season dates for the West Klickitat hunt were changed to Nov. 22-30 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Archery, the season dates for the Kitsap hunt were changed to Nov. 1-13. This change avoids an overlap with the modern firearm late buck general season.
- Under Quality, Archery, the season dates for the Skokomish hunt were changed to Nov. 1-13. This change avoids an overlap with the modern firearm late buck general season.
- Under Quality, Muzzleloader, the number of permits for the Naneum hunt, from Nov. 4-11, was changed from 2 to 1 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Muzzleloader, the number of permits for the Quilomene hunt, from Sept. 28 - Oct. 6, was changed from 6 to 4 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Muzzleloader, the number of permits for the West Klickitat hunt, from Dec. 1-8, was changed from 100 to 75. The reduction is intended to help meet post-hunt management objectives while still providing quality opportunity.
- Under Quality, Muzzleloader, the season dates for the Olympic hunt were changed to Nov. 1-13. This change avoids an overlap with the modern firearm [firearm] late buck general season.
- Under Bucks, Modern, the number of permits for the Pogue hunt, from Nov. 1-20, was changed from 20 to 15 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Bucks, Modern, the number of permits for the Ritzville hunt, from Dec. 1-8, was changed from 4 to 7 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Bucks, Muzzleloader, the number of permits for the Alkali hunt, from Sept. 22 - Oct. 11, was changed from 1 to 2 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Second Deer, Any tag, the number of permits for the North Okanogan hunt, from Sept. 8 - Oct. 9, was changed from 40 to 30 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Second Deer, Any tag, the number of permits for the Central Okanogan hunt, from Sept. 8 - Oct. 9, was changed from 50 to 30 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.

bers in the post-hunt survey requiring reduced opportunity to maintain population management goals.

- Under Second Deer, Muzzleloader, the West Klickitat hunt, from Sept. 28 - Oct. 6, was eliminated due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Youth, Modern, the number of permits for the Sinlahekin hunt, from Oct. 12-20, was changed from 20 to 10 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Youth, Modern, the number of permits for the Chewuch hunt, from Oct. 12-20, was changed from 25 to 20 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Youth, Modern, the number of permits for the Pearygin hunt, from Oct. 12-20, was changed from 25 to 20 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Youth, Modern, the number of permits for the Chiliwist hunt, from Oct. 12-20, was changed from 15 to 10 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Youth, Modern, the number of permits for the Alta hunt, from Oct. 12-20, was changed from 15 to 10 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Senior 65+, Modern, the number of permits for the Chewuch hunt, from Oct. 12-20, was changed from 10 to 5 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Senior 65+, Modern, the number of permits for the Pearygin hunt, from Oct. 12-20, was changed from 10 to 5 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Senior 65+, Modern, the number of permits for the Chiliwist hunt, from Oct. 12-20, was changed from 10 to 5 due to lower deer numbers in the post-hunt survey requiring reduced opportunity to maintain population management goals.
- Under Master Hunter, Any 2nd deer tag, the number of permits for the Region 1 North, from Aug. 1, 2013 - March 31, 2014, was changed from 10 to 150 to assist with white-tailed deer research that is being conducted as well as address agricultural damage issues. Heart and kidney fat from harvested deer will be used to assess body condition of deer.
- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- Under Quality, Eastern Modern Firearm (EF), the number of permits for the Blue Creek hunt, from Oct. 21 to Nov. 3, was changed from 5 to 4 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Watershed hunt, from Oct. 21 to Nov. 3, antlerless elk were removed as a legal animal; now the legal animal is a 3 pt. minimum bull. The majority of hunters that participate in this hunt harvest bulls. To remain consistent with the quality concept and to reduce some complications with harvest data reporting the proposal is to shift the legal animal to 3 pt. minimum bulls.
- Under Quality, Eastern Modern Firearm (EF), the number of permits for the Dayton hunt, from Oct. 21 to Nov. 3, was changed from 26 to 12 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Modern Firearm (EF), the number of permits for the Ten Ten hunt, from Oct. 21 to Nov. 3, was changed from 12 to 5 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Modern Firearm (EF), the number of permits for the Tucannon hunt, from Oct. 21 to Nov. 3, was changed from 14 to 12 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Modern Firearm (EF), the number of permits for the Wenaha West hunt, from Oct. 21 to Nov. 3, was changed from 15 to 9 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Modern Firearm (EF), the number of permits for the Wenaha East hunt, from Oct. 21 to Nov. 3, was changed from 21 to 12 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Modern Firearm (EF), the number of permits for the Mountain View hunt, from Oct. 21 to Nov. 3, was changed from 20 to 15 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Modern Firearm (EF), the number of permits for the Lick Creek hunt, from Oct. 21 to Nov. 3, was changed from 10 to 6 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Modern Firearm (EF), the number of permits for the Colockum hunt, from Oct. 21 to Nov. 3, was changed from 7 to 1 due to the special permit allocation formula calculated different special permit numbers from the previous year.

WAC 232-28-360 2013 Elk special permits.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Under Quality, Western Modern Firearm, the date for the Green River hunt was changed to Nov. 9-15. These dates are negotiated with the watershed and land managers controlling access and therefore, hunt dates need to be adjusted.
- Under Quality, Western Modern Firearm (WF), the date for the Toutle hunt, Sept. 24-28 should be changed to Sept. 23-27. This change corrects a typographical error.
- Under Quality, Western Modern Firearm (WF), the date for the Quinault hunt was changed to Sept. 23-27. This change avoids an overlap between modern firearm and archery deer.
- Under Quality, Western Modern Firearm (WF), the number of permits for the Toutle hunt, from Nov. 2-13, was changed from 100 to 99 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Western Modern Firearm (WF), the Dungeness hunt, Oct. 7-11, was eliminated due to the hunt not being an effective method of achieving the reductions that are needed.
- Under Quality, Eastern Archery (EA), the number of permits for the Dayton hunt, from Sept. 1-19, was changed from 14 to 7 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Ten Ten hunt, from Sept. 1-19, was changed from 8 to 3 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Wenaha West hunt, from Sept. 1-19, was changed from 5 to 3 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Wenaha East hunt, from Sept. 1-19, was changed from 11 to 5 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Lick Creek hunt, from Sept. 1-19, was changed from 11 to 16 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Clockum [Colockum] hunt, Sept. 3-15, was changed from 6 to 2 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Peaches Ridge hunt, from Sept. 3-15, was changed from 101 to 106 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Observatory hunt, from Sept. 3-15, was changed from 130 to 110 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Goose Prairie hunt, from Sept. 3-15, was changed from 65 to 62 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Bethel hunt, from Sept. 3-15, was changed from 29 to 35 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Rimrock hunt, from Sept. 3-15, was changed from 97 to 94 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the number of permits for the Cowiche hunt, from Sept. 3-15, was changed from 19 to 24 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Archery (EA), the Klickitat Meadows hunt, Oct. 12-20, was eliminated due to land ownership changing. New landowners will not be allowing access. The hunts and the elk area are proposed to be eliminated.
- Under Quality, Western Archery (WA), the number of permits for the Toutle hunt, from Sept. 7-22 and Dec. 1-15, was changed from 50 to 65 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Western Archery (WA), the number of permits for the White River hunt, from Sept. 4-16, was changed from 13 to 14 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Muzzleloader (EM), the number of permits for the Dayton hunt, from Oct. 1-11, was changed from 5 to 3 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Muzzleloader (EM), the number of permits for the Ten Ten hunt, from Oct. 1-11, was changed from 6 to 2 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Muzzleloader (EM), the number of permits for the Tucannon hunt, from Oct. 1-11, was changed from 3 to 2 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Muzzleloader (EM), the number of permits for the Wenaha West hunt, from Oct. 1-11, was changed from 3 to 2 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Muzzleloader (EM), the number of permits for the Wenaha East hunt, from Oct. 1-11, was changed from 3 to 2 due to the special permit allocation formula calculated different special permit numbers from the previous year.

- cial permit allocation formula calculated different special permit numbers from the previous year.
- Under Quality, Eastern Muzzleloader (EM), the number of permits for the Mountain View hunt, from Oct. 1-11, was changed from 8 to 6 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Quality, Eastern Muzzleloader (EM), the number of permits for the Lick Creek hunt, from Oct. 1-11, was changed from 2 to 1 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Quality, Eastern Muzzleloader (EM), the number of permits for the Peaches Ridge hunt, from Oct. 1-10, was changed from 26 to 25 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Quality, Eastern Muzzleloader (EM), the number of permits for the Observatory hunt, from Oct. 1-10, was changed from 21 to 19 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Quality, Eastern Muzzleloader (EM), the number of permits for the Goose Prairie hunt, from Oct. 1-10, was changed from 15 to 13 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Quality, Eastern Muzzleloader (EM), the number of permits for the Bethel hunt, from Oct. 1-10, was changed from 14 to 11 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Quality, Eastern Muzzleloader (EM), the number of permits for the Rimrock hunt, from Oct. 1-10, was changed from 13 to 14 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Quality, Eastern Muzzleloader (EM), the number of permits for the Cowiche hunt, from Oct. 1-10, was changed from 10 to 6 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Quality, Eastern Muzzleloader (EM), the Klickitat Meadows hunt, Oct. 1-10, was eliminated due to land ownership changing. New landowners will not be allowing access. The hunts and the elk area are proposed to be eliminated.
 - Under Quality, Western Muzzleloader (WM), the number of permits for the Toutle hunt, from Oct. 5-11, was changed from 20 to 21 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Eastern Modern Firearm (EF), the number of permits for the Peaches Ridge hunt, from Oct. 21 - Nov. 3, was changed from 120 to 115 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Eastern Modern Firearm (EF), the number of permits for the Observatory hunt, from Oct. 21 - Nov. 3, was changed from 64 to 66 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Eastern Modern Firearm (EF), the number of permits for the Goose Prairie hunt, from Oct. 21 - Nov. 3, was changed from 74 to 68 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Eastern Modern Firearm (EF), the number of permits for the Bethel hunt, from Oct. 21 - Nov. 3, was changed from 63 to 51 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Eastern Modern Firearm (EF), the number of permits for the Rimrock hunt, from Oct. 21 - Nov. 3, was changed from 120 to 124 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Eastern Modern Firearm (EF), the number of permits for the Cowiche hunt, from Oct. 21 - Nov. 3, was changed from 22 to 20 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Eastern Modern Firearm (EF), the Klickitat Meadows hunt, Oct. 21 - Nov. 3, was eliminated due to land ownership changing. New landowners will not be allowing access. The hunts and the elk area are proposed to be eliminated.
 - Under Bulls, Western Modern Firearm (WF), the number of permits for the Margaret hunt, from Nov. 2-14, was changed from 75 to 73 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Western Modern Firearm (WF), the number of permits for the Olympic hunt, from Nov. 3-14, was changed from 20 to 16 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Western Modern Firearm (WF), the number of permits for the White River hunt, from Nov. 3-14, was changed from 24 to 21 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Western Archery (WA), the number of permits for the Olympic hunt, from Sept. 4-16, was changed from 5 to 6 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Eastern Muzzleloader (EM), the number of permits for the Teanaway hunt, from Dec. 9-16, was changed from 16 to 7 due to the special permit allocation formula calculated different special permit numbers from the previous year.
 - Under Bulls, Western Muzzleloader (WM), the season dates for the Margaret hunt were changed to Oct. 5-12 and the number of permits was changed from 25 to 21 due to the special permit allocation formula calculated different special permit numbers from the previous year.

- Under Bulls, Western Muzzleloader (WM), the season dates for the Mount Whittier hunt were changed to Oct. 5-11 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Bulls, Western Muzzleloader (WM), the number of permits for the Olympic hunt, from Oct. 6-12 were changed from 5 to 4 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Bulls, Western Muzzleloader (WM), the number of permits for the Skokomish hunt, from Oct. 6-12 was changed from 1 to 3 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under Bulls, Western Muzzleloader (WM), the number of permits for the White River hunt, from Oct. 6-12 was changed from 3 to 4 due to the special permit allocation formula calculated different special permit numbers from the previous year.
- Under the Antlerless Elk, Eastern Modern Firearm (EF), the number of permits for the Blue Creek hunt, from Oct. 26 - Nov. 3, was changed from 20 to 10. This change corrects an error in the original filing.
- Under the Antlerless Elk, Eastern Modern Firearm (EF), the Colockum hunt, Oct. 30 - Nov. 3, the number of permits was changed from 40 to 190 due to March aerial surveys indicating the total population was well above objective.
- Under Antlerless Elk, Eastern Modern Firearm (EF), the Klickitat Meadows hunt, Oct. 30 - Nov. 3, was eliminated due to land ownership changing. New landowners will not be allowing access. The hunts and the elk area are proposed to be eliminated.
- Under Antlerless Elk, Western Modern Firearm (WF), the number of permits for the Wildwood hunt, from Jan. 16-30, was changed from 50 to 25 due to reduced damage complaints.
- Under Antlerless Elk, Western Modern Firearm (WF), the number of permits for the Puyallup hunt, from Jan. 1-20, was changed from 5 to 10 due to increasing damage concerns in this area. Also, in the weapon/tag column, WA and WM were added to allow archery and muzzleloader hunters to apply for this hunt in addition to the modern firearm hunters. This approach in this location best meets the needs of landowners and better addresses damage issues.
- Under the Antlerless Elk, Eastern Archery (EA), for the Colockum hunt, Sept. 3-15, the number of permits was changed from 50 to 140 due to March aerial surveys indicating the total population was well above objective.
- Under Antlerless Elk, Eastern Archery (EA), the Klickitat Meadows hunt, Oct. 12-21, was eliminated due to land ownership changing. New landowners will not be allowing access. The hunts and the elk area are proposed to be eliminated.
- Under Antlerless Elk, Eastern Muzzleloader (EM), the number of permits for the Colockum hunt, from Oct. 5-11, was changed from 30 to 40 due to March

aerial surveys indicating total population was well above objective.

- Under Antlerless Elk, Eastern Muzzleloader (EM), the Klickitat Meadows hunt, Oct. 1-11, was eliminated due to land ownership has changed. New landowners will not be allowing access. The hunts and the elk area are proposed to be eliminated.
- Under Antlerless Elk, Western Muzzleloader (WM), the number of permits for the Wildwood [hunt], from Jan. 1-15, was changed from 50 to 25 due to reduced damage complaints.
- Under Master Hunter, any tag, the number of permits for the Region 4 North hunt, from Aug. 1, 2013 - Mar. 31, 2014, was changed from 20 to 30 to increase pressure on elk damaging agricultural crops, especially in the Skagit River Valley.

WAC 232-28-622 2012-2014 Bighorn sheep seasons and permit quotas.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- The number of permits for Cleman Mountain A hunts was changed from 6 to 5.
- The number of permits for Cleman Mountain B hunts was changed from 6 to 5.
- The number of ram permits for the Cleman Mountain herd has been temporarily high over the past few years, as a strategy to balance the sex ratio (which had, because of previous translocations of ewes, been imbalanced toward rams). That strategy is now evidently working, and the ram: Ewe [ram/ewe] ratio is becoming balanced. Thus, it is appropriate to begin gradually reducing the ram permits to [so] that [they are] in line with the game management plan.
- The number of permits from Mt. Hull A has changed from 1 to 2. The Mt. Hull A herd has increased; recent counts suggest it is fully capable of sustaining an additional ram permit.
- The Tieton A and Tieton B hunts were removed. Due to a pneumonia outbreak, the Tieton sheep herd population will not be able to sustain any harvest.
- The Sinlahekin hunt was removed. The removal of the hunt is due to the documented harboring of Psoroptes mites. This appears to have had a role in reducing lamb recruitment in 2012.

WAC 232-28-623 2012-2014 Mountain goat seasons and permit quotas.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.
- Under subsection (2)(b), the last sentence was struck because it is a "suggestion" rather than a rule.
- The hunt area description for Goat Rocks was modified to correct boundaries references.

WAC 232-28-624 Deer area descriptions.

Changes, if any, from the text of the proposed rule and reasons for difference:

- Several technical amendments were made throughout this section to improve the clarity and accuracy of the rule.

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 Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 3, Amended 14, 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 12, 2013.

Miranda Wecker, Chair
Fish and Wildlife Commission

AMENDATORY SECTION (Amending Order 11-299, filed 11/16/11, effective 12/17/11)

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

~~((+))~~ (a) To import or possess dead wildlife, taken in another state or country, into Washington unless such wildlife was acquired lawfully. Proof of legal acquisition must be retained during the period of retention of the carcass or edible parts. ~~((Violation of this subsection is punishable under RCW 77.15.290.~~

~~((2))~~ (b) For a person who imports a dead ~~((mountain))~~ highorn sheep, mountain goat, cougar or bear to fail to report such importation to the department in writing within ten days of the importation. The report must contain the name and address of the importer, the location where the dead wildlife is being stored, and general information describing where and how the wildlife was obtained. ~~((Violation of this subsection is punishable under RCW 77.15.290.~~

~~((3))~~ (c) To import or possess deer, elk, or moose, or parts thereof, harvested in Pennsylvania, Texas, Missouri, Colorado, Wyoming, Utah, New Mexico, Wisconsin, Illinois, South Dakota, Nebraska, Kansas, New York, West Virginia, Virginia, North Dakota, Alberta, Maryland, Minnesota, and Saskatchewan, with the following exceptions:

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

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

~~((+))~~ (iii) Hides or capes without heads attached;

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

~~((+))~~ (v) Finished taxidermy mounts.

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

~~((4))~~ (3) It is unlawful for an importer or receiver of deer or elk to fail to notify the department within twenty-four hours if ~~((an))~~ a state or province alerts the importer or receiver ~~((of deer or elk is notified by a state or province))~~ that a harvested animal has tested positive for chronic wasting disease. Violation of this subsection is an infraction punishable under RCW 77.15.160, Infractions.

AMENDATORY SECTION (Amending Order 12-70, filed 5/2/12, effective 6/2/12)

WAC 232-12-054 Archery requirements—Archery special use permits. (1) The following rules ~~((pertaining))~~ apply to all archery hunting seasons:

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

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

(c) It is unlawful to ~~((shoot))~~ discharge a bow ~~((and arrow))~~ or crossbow from a vehicle or from, across, or along the maintained portion of a public highway, except that persons with a disabled hunter permit may shoot from a vehicle if the hunter is in compliance with WAC 232-12-828.

(d) It is unlawful to use any device secured to or supported by the bow for the purpose of maintaining the bow at full draw or in a firing position, except that persons with an archery special use permit may hunt game birds or game animals using a device that stabilizes and holds a long bow, recurve bow, or compound bow at a full draw, and may use a mechanical or electrical release.

(e) It is unlawful to hunt wildlife with a crossbow during an archery season. However, disabled hunter permittees in possession of a crossbow special use permit may hunt with a crossbow in any season that allows archery equipment.

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

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

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

(i) It is unlawful to hunt wildlife with any bow equipped with a scope. However, hunters with disabilities who meet the definition of being visually impaired in WAC 232-12-828

may receive a special use permit that would allow the use of scopes or other visual aids. A disabled hunter permit holder in possession of a special use permit that allows the use of a scope or visual aid may hunt game birds or game animals during archery seasons.

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

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

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

(3) Archery special use permits:

(a) An archery special use permit is available to a person who possesses a valid disabled hunter permit. An archery special use permit application must be signed by a physician stating that the person's disability is permanent and the person has a loss of use of one or both upper extremities, has a significant limitation in the use of an upper extremity, or has a permanent physical limitation, which loss or limitation substantially impairs the ability to safely hold, grasp, or shoot a long bow, recurve bow or compound bow. The loss or limitation may be the result of, but not limited to, amputation, paralysis, diagnosed disease, or birth defect. The approved archery special use permit must be in the physical possession of the person while using adaptive archery equipment as described in subsection (1)(d) of this section to hunt game birds or game animals.

(b) A crossbow special use permit is available to a person who meets the requirements for an archery special use permit and is unable to use adaptive archery equipment. Adaptive equipment includes, but is not limited to: Cocking devices that hold the bow at full draw; trigger mechanisms that may be released by mouth, or chin, or hand supporting the bow; and devices that assist in supporting the bow. Information describing types of adaptive equipment will be provided to physicians for their assessment of the applicant's ability to utilize adaptive archery equipment. Muscle weakness, impaired range of motion, or unilateral hand weakness disability, of both hands or both arms or both sides of the upper extremity, may result in an inability to use adaptive archery equipment. Standard tests approved by the American Medical Association may be conducted to assess a person's abilities.

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

AMENDATORY SECTION (Amending Order 10-94, filed 4/30/10, effective 5/31/10)

WAC 232-28-248 Special closures and firearm restriction areas. (1) RESTRICTED ~~((AND PROHIBITED))~~ HUNTING AREAS.

~~((These areas are closed by Fish and Wildlife Commission action. Other areas may be closed to hunting by local, state or federal regulations.~~

~~IT IS ILLEGAL TO HUNT EXCEPT WHERE PROVIDED IN THE FOLLOWING AREAS))~~ It is unlawful to hunt in the following restricted hunting areas unless otherwise provided:

((4-)) (a) Parker Lake (GMU 117, Pend Oreille County): All lands south of Ruby Creek Road (USFS Road 2489), north of Tacoma Creek Road (USFS Road 2389), and west of Bonneville Power Administration power lines are designated as "CLOSED AREA" to ~~((the))~~ hunting ~~((of))~~ wild animals and wild birds year-round. The Parker Lake closure ~~((was established to))~~ provides a protected area for the U.S. Air Force Military Survival Training Program.

((2-)) (b) Columbia River: The Columbia River ~~((and))~~, all ~~((the))~~ islands in the river, ~~((and))~~ the Benton County shoreline below the high water mark, and any peninsula originating on the Benton County shoreline, between Vernita Bridge ~~((on))~~ Highway 24 ~~((to))~~ downstream to the old Hanford townsite ~~((powerline))~~ power line crossing (wooden towers) in Section 24, T 13 N, R 27 E, ~~((is))~~ are designated as a "CLOSED AREA" to ~~((the))~~ hunting ~~((of))~~ wild animals and wild birds.

((3-)) (c) Green River (GMU 485): Except for special permit hunters, who may also take a black bear and/or cougar with the appropriate license/tag options, all lands within GMU 485 are designated as a "CLOSED AREA" to ~~((the))~~ hunting ~~((of))~~ big game ~~((by Department of Fish and Wildlife regulated hunters throughout the))~~ year-round. During the general westside elk season and general and late deer seasons, all lands within GMU 485 year-round are also designated as a "CLOSED AREA" to ~~((the))~~ hunting ~~((of))~~ all wild animals ~~((of))~~, including wild birds ~~((of))~~, year-round. The city of Tacoma enforces trespass within GMU 485 year-round on lands owned or controlled by the city ~~((during all times of the year))~~.

((4-)) (d) McNeil Island ~~((part of GMU 652))~~: ~~((McNeil Island (part of GMU 652) is))~~ Closed to ~~((the))~~ hunting ~~((of))~~ all wild animals ~~((of))~~, including wild birds ~~((of))~~ year-round.

((5-)) (e) Loo-wit (GMU 522): Closed to hunting and trapping ~~((within GMU 522 (Loo-wit))~~), except for ~~((the))~~ elk hunting ~~((of elk))~~ by special permit holders during established seasons and in designated areas.

((6-)) (f) The Voice of America Dungeness Recreation Area County Park ~~((in))~~ (Clallam County ~~((is))~~): Closed to all hunting except Wednesdays, weekends, and holidays, from the first weekend in October to the end of January.

((7-)) (2) A violation of ~~((any provision in 1. through 6. under "Restricted and Prohibited Hunting Areas"))~~ subsection (1) of this section is punishable under RCW 77.15.400, 77.15.410, or 77.15.430, depending ~~((upon))~~ on the species hunted.

(3) CLOSED BIG GAME ~~((CLOSURES))~~ HUNTING AREAS.

It is unlawful to hunt big game in the following closed areas, unless otherwise specified:

((1-)) (a) Clark, Cowlitz, Pacific, and Wahkiakum counties ~~((are))~~: Closed to hunting for Columbian whitetail deer ~~((hunting))~~.

((2-)) (b) Cathlamet: Except for special permits issued by the department for nonendangered deer and elk, this area is closed to all deer and elk hunting to protect the Columbian whitetail deer. This area's boundaries are described as:

Beginning in the town of Skamokawa; then east along SR 4 to ~~((the))~~ Risk Road; then south and east along ~~((the))~~ Risk Road to Foster Road; then south along the Foster Road to the Elochoman River; then upstream along the Elochoman River to ~~((the))~~ Elochoman Valley Road (old SR 407); then west along the Elochoman Valley Road to SR 4; then east along SR 4 to SR 409; then south along SR 409 to the Cathlamet Channel of the Columbia River; then east along the north shore of the Cathlamet Channel to Cape Horn; then south in the Columbia River to the state line; then west along the state line to a point directly south of the mouth of Skamokawa Creek; then north on Skamokawa Creek to SR 4 and the point of beginning. ~~((This area is closed to all deer and elk hunting, to protect the Columbian Whitetail Deer.~~

~~3. Willapa National Wildlife Refuge: Except for Long Island, Willapa National Wildlife Refuge is closed to all big game hunting.~~

4.) ~~(c)~~ Walla Walla Mill Creek Watershed (GMU 157): All lands in the Mill Creek Watershed are designated as a "CLOSED AREA" to ~~((the))~~ hunting ~~((of))~~ all wild animals ~~((t))~~, including wild birds ~~((-except))~~. The only exception is for ~~((the))~~ deer or elk hunting ~~((of elk))~~ by ~~((the))~~ holders of GMU-157 special deer or elk permits during the established open season. ~~((This))~~ These permit holders must have a U.S. Forest Service permit to enter the hunt area, and the area is closed to motorized vehicles. ~~((Entry is allowed only by Forest Service permit for the duration of the hunt. Any))~~ No entry into the Mill Creek Watershed is allowed at other times ~~((is prohibited))~~.

~~((5))~~ ~~(d)~~ Westport: Closed to hunting ~~((of))~~ all big game animals on ~~((that))~~ the part of Westport Peninsula lying north of State Highway 105 from the ~~((west end of the))~~ Elk River Bridge west end and the Schafer Island Road to the ocean beach.

~~((6))~~ ~~(e)~~ Cottonwood and Howard islands ~~((in))~~ (GMU 564 ~~((are))~~): Closed to all deer hunting.

~~((7))~~ ~~(4)~~ A violation of ~~((any provision in 1. through 6. under "Big Game Closures"))~~ subsection (3) of this section is a gross misdemeanor or a class C felony punishable under RCW 77.15.410, depending on the circumstances of the violation.

~~(5) FIREARM RESTRICTION AREAS~~((UNLAWFUL ACTS))~~.~~

~~((1-))~~ ~~(a)~~ It is unlawful to hunt wildlife in the following firearm restriction areas with centerfire or rimfire rifles, or to fail to comply with additional firearm restrictions, except as established below~~((-))~~:

COUNTY	AREA
Chelan	That portion of GMU 251 (Mission) beginning at the intersection of the Duncan Road and Highway 2; south on Duncan Road to Mountain Home Road; south along Mountain Home Road to the Icicle Irrigation Ditch; south and west along the Icicle Irrigation Ditch to the Snow Lake Trail; west and north along the Snow Lake Trail and across the Icicle River to Icicle

COUNTY	AREA
Clallam	River Road; east and north along Icicle River Road to the Wenatchee River; northwest along the Wenatchee River to Highway 2; north and east on Highway 2 to Duncan Road and the point of beginning. That portion of GMU 624 (Coyle) located within Clallam County.
Clark	GMU 564 (Battleground) That portion of GMU 554 in Clark County.
Cowlitz	GMU 554 (Yale) GMU 504 (Stella) That portion of GMU 564 (Battleground) in Cowlitz County.
Grays Harbor	That portion of GMU 658 (North River) beginning at Bay City; then west along Highway 105 to Twin Harbors State Park; then south along Highway 105 to Grayland Grocery; then east on Cranberry Road to Turkey Road; then east and north on Turkey Road to Bayview Logging Road; then north and east along Bayview Logging Road to Mallard Slough; then east and south along the Bayview Road to Andrews Creek; then north along main channel of Andrews Creek to Grays Harbor; then north and west along the main navigation channel to Bay City and point of beginning.
Grays Harbor	The following Chehalis Valley restriction applies only during elk seasons: That portion of GMU 660 (Minot Peak) described as follows: Beginning at Highway 12 and Highway 107 junction near Montesano; east and south on Highway 12 to Oakville; south on the Oakville-Brooklyn Road to a point one mile west of South Bank Road; northwest along a line one mile southwest of the South Bank Road to Delzene Road; north along Delzene Road to South Bank Road; northwest along South Bank Road to Wakefield Road; north on Wakefield Road to the Chehalis River; west along the Chehalis River to Highway 107 bridge; north on Highway 107 to Highway 12 to the point of beginning.
Island	((That portion of)) GMUs ((410 (Island) located on)) <u>421 (Camano) and 420 (Whidbey) ((islands)).</u>
Jefferson	Indian and Marrowstone islands.

COUNTY	AREA	COUNTY	AREA
King	The area west of Highway 203 (Monroe-Fall City, then Fall City-Preston Road) to Interstate 90 (I-90), I-90 to Highway 18, Highway 18 to Interstate 5 (I-5), I-5 to the Pierce-King County line; <u>and GMU 422 (Vashon ((and))-Maury ((islands)))</u> . This area is restricted to archery only: The following portion of GMU 652 (Puyallup): Beginning at the intersection of State Highway 410 and the southeast Mud Mountain Dam Road near the King/Pierce County line north of Buckley; then east along the southeast Mud Mountain Road to 284th Avenue Southeast; then north along 284th Avenue Southeast to State Highway 410; then west along Highway 410 to the point of the beginning.	San Juan	All San Juan County, <u>including GMUs 411 (Orcas), 412 (Shaw), 413 (San Juan), 414 (Lopez), 415 (Blakely), 416 (Decatur)</u> .
		Snohomish	All areas west of Highway 9, until the intersection of Highway 9 and Highway 2, then east along Highway 2 to Highway 203, then all areas west of Highway 203 to the Snohomish/King County line.
		Skagit	All mainland areas and islands, <u>including GMU 419 (Guemes)</u> , in Skagit County west of I-5 and north of the Skagit/Snohomish County line, except Cypress Island. This restriction applies to big game hunting only.
		Skamania	That portion of GMU 564 (Battle Ground) in Skamania County.
Kitsap	East of State Highway 16 originating at the Tacoma Narrows Bridge to Gorst, and east of Highway 3 to Newbury Hill Road, north of Newbury Hill Road and the Bremerton-Seabeck Highway to Big Beef Creek Bridge; all of Bainbridge Island, and Bangor Military Reservation.	Thurston	GMU 666 (Deschutes) north of U.S. Highway 101 and Interstate 5 between Oyster Bay and the mouth of the Nisqually River.
Kittitas	GMU 334 (Ellensburg) Closed to centerfire rifles during deer and elk seasons.	Whatcom	All mainland areas and islands of Whatcom County that are west of I-5. This restriction applies to big game hunting only.
Klickitat	Elk Area 5062 (Trout Lake) closed to centerfire rifles, handguns, and muzzleloaders October 1 to December 15.		((2-)) <u>(b)</u> Archery tag holders may only hunt during established archery seasons with archery equipment as defined under WAC 232-12-054.
Mason	GMU 633 (Mason Lake) south of Hammersley Inlet; and all of ((Harstene)) <u>Harstine</u> Island.		<u>(c)</u> Muzzleloader tag holders may only hunt during established muzzleloader seasons with muzzleloader equipment as defined ((under WAC 232-12-051)) <u>by department rule</u> .
Pacific	GMU 684 (Long Beach) west of Sand Ridge Road. The portion of GMU 658 (North River) south and west of State Highway 105 and Airport Road between Raymond and North River Bridge. GMU 681 between U.S. Highway 101, Chinook Valley Road and the Columbia River from Astoria-Megler bridge to the Wallacut River.		<u>(d)</u> Modern firearm tag holders may hunt during established modern firearm seasons with bows and arrows; crossbows; muzzleloaders; revolver-type handguns; or shotguns, so long as the equipment ((used meets the department's regulations for that equipment)) and ammunition <u>complies with department rules</u> .
Pierce	GMU 652 ((Anderson and)) <u>Ketron Island((s)), GMU 655 (Anderson)</u> limited to archery, shotgun, and muzzleloader. McNeil Island closed to hunting. See GMU 652 restriction area outlined for King County. GMU 627 (Kitsap) south of Highway 302 on the Longbranch Peninsula is a firearm restriction area.		((3-)) <u>(6)</u> A violation of ((any provision in 1. or 2. under "Firearm Restriction Areas—Unlawful Acts")) <u>subsection (5) of this section</u> is punishable under RCW 77.15.400, 77.15.410, or 77.15.430, depending on the species hunted.

AMENDATORY SECTION (Amending Order 12-70, filed 5/2/12, effective 6/2/12)

WAC 232-28-273 2012-2014 Moose~~((, bighorn sheep, and mountain goat))~~ seasons ~~((and)), permit quotas, and areas.~~ (1) It is unlawful to fail to comply with the provisions of this section. A violation of ~~((species, sex, size, number, area, season, or eligibility requirements))~~ this section is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

~~((1))~~ **(2) Moose Permit Hunts**

(a) Who May Apply: Anyone ~~((may apply,))~~ EXCEPT those who previously harvested a moose ~~((previously))~~ in Washington state may apply for a moose permit. An individual may only harvest one moose during ~~((their))~~ his or her lifetime ~~((except))~~. However, this restriction is waived for hunters who have previously harvested a moose under an ant-

lerless-only ~~((hunts)), master_hunter~~ ~~((hunts)),~~ ~~((and))~~ raffle ~~((and))~~, or auction ~~((hunts))~~ permit, as well as for applica-
tions for antlerless-only, master-hunter, raffle, or auction per-
mits.

(b) Bag Limit: One moose.

(c) Weapon Restrictions: Permit holders may use any legal weapon.

Hunt Name	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
Kettle Range/East Okanogan	Oct. 1 - Nov. 30	GMUs 101, 105, 204	Any Moose	10
Selkirk Mtns. A	Oct. 1 - Nov. 30	GMU 113	Any Moose	15
Selkirk Mtns. B ^d	Oct. 1 - Nov. 30	GMU 113	Antlerless Only	2
Mt. Spokane South A	Oct. 1 - Nov. 30	Moose Area 1	Any Moose	8
Mt. Spokane South B	Oct. 1 - Nov. 30	Moose Area 1	Antlerless Only	8
Mt. Spokane North A	Oct. 1 - Nov. 30	Moose Area 2	Any Moose	8
Mt. Spokane North B	Oct. 1 - Nov. 30	Moose Area 2	Antlerless Only	7
Mt. Spokane North C ^b	Oct. 1 - Nov. 30	Moose Area 2	Antlerless Only	1
Mt. Spokane ^{HC}	Dec. 1 - Mar. 31	GMUs 124, 127, and 130 within Spokane County	Antlerless Only	((20)) <u>10^{HC}</u>
Mt. Spokane South - Youth Only ^a	Oct. 1 - Nov. 30	Moose Area 1	Antlerless Only	8
Mt. Spokane North - Youth Only ^a	Oct. 1 - Nov. 30	Moose Area 2	Antlerless Only	8
49 Degrees North A	Oct. 1 - Nov. 30	GMU 117	Any Moose	21
49 Degrees North B ^b	Oct. 1 - Nov. 30	GMU 117	Antlerless Only	3
49 Degrees North C ^c	Oct. 1 - Nov. 30	GMU 117	Antlerless Only	2
49 Degrees North Youth Only ^a	Oct. 1 - Nov. 30	GMU 117	Antlerless Only	2
Three Forks	Oct. 1 - Nov. 30	GMUs 108, 111	Any Moose	6
Hangman A	Oct. 1 - Nov. 30	GMUs 127, 130	Any Moose	7
Hangman B	Oct. 1 - Nov. 30	GMUs 127, 130	Antlerless Only	7
Huckleberry Range A	Oct. 1 - Nov. 30	GMUs 121, 124 west of Hwy 395	Any Moose	7
Huckleberry Range B ^e	Oct. 1 - Nov. 30	GMUs 121, 124 west of Hwy 395	Antlerless Only	2

^aApplicants must be eligible to purchase a youth moose permit application. An adult must accompany the youth hunter~~((s must be accompanied by an adult))~~ during the hunt.

^bApplicants must possess a Disabled Hunter Permit.

^cApplicants must be eligible to purchase a 65 years of age or older permit application.

^dApplicants must be a certified hunter education instructor who meets program-defined eligibility criteria.

^{HC}This is a damage hunt administered by a WDFW designated hunt coordinator. Only master hunters may apply, and any weapon may be used. Successful applicants will be contacted on an as-needed basis to help with specific sites of nuisance moose activity in designated areas. Not all successful applicants will be contacted in any given year.

(3) Moose Areas:

(a) Moose Area 1: South Spokane Moose Area:

That portion of GMU 124 beginning at intersection of Blanchard Rd and Idaho-Washington state line: W on Blanchard Rd to Blanchard Creek Rd; SW on Blanchard

Creek Rd to Tallman Rd; W on Tallman Rd to Elk Chattaroy Rd; SW on Elk Chattaroy Rd to Hwy 2; S on Hwy 2 to Hwy 395, S on Hwy 395 to Spokane River, E on Spokane River to Idaho-Washington state line, N on Idaho-Washington state line to Blanchard Rd and the point of beginning.

(b) Moose Area 2: North Spokane Moose Area:

That portion of GMU 124 beginning at intersection of Blanchard Rd and Idaho-Washington state line: W on Blanchard Rd to Blanchard Creek Rd; SW on Blanchard Creek Rd to Tallman Rd; W on Tallman Rd to Elk Chattaroy Rd; SW on Elk Chattaroy Rd to Hwy 2; S on Hwy 2 to Hwy 395, N on Hwy 395 to Deer Park-Milan Rd, E on Deer Park-Milan Rd to Hwy 2, N on Hwy 2 to Idaho-Washington state line, S on Idaho-Washington state line to Blanchard Rd and the point of beginning.

~~((2))~~ **Bighorn Sheep Permit Hunts**

~~**Who May Apply:** Anyone may apply, EXCEPT those who harvested a bighorn sheep previously in Washington state.~~

An individual may only harvest one bighorn sheep during their lifetime (except waived for raffle and auction hunts, and ewe only hunts).

Bag Limit: One bighorn ram (except in designated adult ewe hunts, one bighorn adult ewe).

Hunt Name	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
Vulcan Mountain	Sept. 15–Oct. 10	Sheep Unit 2	Any Legal Weapon	1
Selah Butte	Nov. 5-30	Sheep Unit 4	Any Legal Weapon	3
Umtanum	Sept. 15–Oct. 10	Sheep Unit 5	Any Legal Weapon	2
Cleman Mountain A	Sept. 15–Oct. 10	Sheep Unit 7	Any Legal Weapon	6
Cleman Mountain B	Nov. 5-30	Sheep Unit 7	Any Legal Weapon	6
Mt. Hull A	Sept. 15–Oct. 10	Sheep Unit 10	Any Legal Weapon	1
Mt. Hull B	Oct. 1-10	Sheep Unit 10	Adult ewe only Any Legal Weapon	1
Mt. Hull C ^b	Oct. 1-10	Sheep Unit 10	Adult ewe only Any Legal Weapon	1
Lincoln Cliffs	Sept. 15–Oct. 10	Sheep Unit 12	Any Legal Weapon	1
Quilomene	Sept. 15–Oct. 10	Sheep Unit 13	Any Legal Weapon	3
Swakane	Sept. 15–Oct. 10	Sheep Unit 14	Any Legal Weapon	1
Tieton A	Sept. 15–30	Sheep Unit 15	Any Legal Weapon	3
Tieton B	Nov. 5-30	Sheep Unit 15	Any Legal Weapon	3
Manson	Nov. 5-30	Sheep Unit 16	Any Legal Weapon	2
Asotin	Sept. 15–Oct. 10	Sheep Unit 17	Any Legal Weapon	2
Chelan Butte	Sept. 15–Oct. 10	Sheep Unit 18	Any Legal Weapon	1
Sinlahakin	Sept. 15–Oct. 10	Sheep Unit 19	Any Legal Weapon	1

^aApplicants must be eligible to purchase a 65 years of age or older permit application.

^bApplicants must be eligible to purchase a youth bighorn sheep permit application. Youth hunters must be accompanied by an adult during the hunt.

Bighorn Sheep Units:

Sheep Unit 2 Vulcan Mountain: Permit Area: Ferry County north of the Kettle River near Curlew.

Sheep Unit 4 Selah Butte: Permit Area: That part of Yakima and Kittitas counties between Ellensburg and Yakima east of the Yakima River and north of Selah Creek, west of Interstate 82 and south of Interstate 90.

Sheep Unit 5 Umtanum: Permit Area: Those portions of Yakima and Kittitas counties west of the Yakima River, north of Wenas Creek, and east of USFS Road 1701 to Manastash Lake and its drainage; south and east along the South Fork Manastash Creek to Manastash Creek and the Yakima River.

Sheep Unit 7 Cleman Mountain: Permit Area: That part of Yakima County south of Wenas Creek and east of USFS Road 1701, north of Highway 410 and Highway 12 and west of the Yakima River.

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.

Sheep Unit 11 Wenaha Wilderness: Permit Area: That part of GMU 169 within Crooked Creek drainage.

Sheep Unit 12 Lincoln Cliffs: Permit Area: That part of Lincoln County north of Highway 2.

Sheep Unit 13 Quilomene: Permit Area: GMUs 329, 330, and 251 south of Colockum Creek.

Sheep Unit 14 Swakane: Permit Area: GMU 250.

Sheep Unit 15 Tieton: Permit Area: GMU 360.

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.

~~**Sheep Unit 17 Asotin:** Permit Area: GMU 175.~~

~~**Sheep Unit 18 Chelan Butte:** Permit Area: Beginning at the intersection of State Hwy 971 and US Hwy 97A, S to the W shoreline of the Columbia River, N along the W shoreline of the Columbia River for 21 miles to the mouth of Antione Creek, W up Antione Creek to where it crosses Apple Aeres Rd, W on Apple Aeres Rd to the intersection with Washington Creek Rd (US Forest Service Rd 8135), N on Washington Creek Rd to its end and then follow Washington Creek, W on Washington Creek to where it crosses US Forest Service Rd 8010, S on US Forest Service Rd 8010 (transitions into Purtteman Creek Rd) to Purtteman Gulch, S into Purtteman Gulch to the N shoreline of Lake Chelan, S along the shoreline to the S shoreline of Lake Chelan to the mouth of First Creek, S up First Creek to the intersection of State Hwy 971 (Navarre Coulee Rd), S on State Hwy 971 to the point of beginning.~~

~~**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 Coneonully Lake, to the Salmon Creek North Fork Rd (Co. Rd 2361), at the town of Coneonully; 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.~~

~~(3) Mountain Goat Permit Hunts~~

~~**Who May Apply:** Anyone may apply, except those who harvested a mountain goat in Washington state after 1998. An individual may only harvest one mountain goat during their lifetime, except for those who harvested a goat prior to 1999. (Except waived for raffle and auction hunts.)~~

~~**Bag Limit:** One (1) adult goat of either sex with horns four (4) inches or longer. WDFW urges hunters to refrain from shooting nannies with kids.~~

Hunt Name	Permit Season*	Subpopulations Open to Hunting*	Special Restrictions	Permits*
Mt. Baker	Sept. 15 – Oct. 31	Chowder Ridge, Coleman-Pinnacle, Lava Divide, Black Buttes, Lake Ann, SE Baker	Any Legal Weapon	7
North Lake Chelan	Sept. 15 – Oct. 31	Skookum Pass Mtn., Big-Goat Creek	Any Legal Weapon	2
Naches Pass	Sept. 15 – Oct. 31	Fife's East, Fife's Peak, Crystal Mountain, Basin Lake	Any Legal Weapon	1
Bumping River	Sept. 15 – Oct. 31	Nelson Ridge, Cash Prairie, American Ridge, American Lake, Timber Wolf, Russell Ridge	Any Legal Weapon	1
Blazed Ridge	Sept. 15 – Oct. 31	Blowout Mtn., Blazed Ridge, Blazed North, Milk-Creek, Rock Creek	Any Legal Weapon	1
Goat Rocks-Tieton River	Sept. 15 – Oct. 31	Chimney Rocks, Goat-Lake, McCall Glacier, Gilbert Peak	Any Legal Weapon	3
Methow	Sept. 15 – Oct. 31	Wolf Creek, West Fork-Methow	Any Legal Weapon	1
South Lake Chelan	Sept. 15 – Oct. 31	Railroad Creek, Pyramid-Mountain, Box Canyon	Any Legal Weapon	1

~~Mountain goat populations are managed as a collection of subpopulations, and the ideal harvest is distributed through all the subpopulations. The director is authorized to open or close subpopulations and reduce permit levels to protect from overharvesting specific areas.~~

~~The director is authorized by the commission to identify the hunt area as a condition of the hunt permit. Selected hunters will receive a text description or map of their hunt area.~~

~~Permit hunters may start hunting September 1 with archery equipment.)~~

AMENDATORY SECTION (Amending Order 12-90, filed 5/23/12, effective 6/23/12)

WAC 232-28-286 2013, 2014, and 2015 Spring black bear seasons and regulations. It is unlawful to fail to comply with the provisions ~~((below))~~ of this section. ~~((Violators may be punished))~~ A violation of this section is punishable under RCW 77.15.410, 77.15.245, and 77.15.280 ~~((+e))~~, depending on the circumstances of the violation.

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

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

Hunt Name	Hunt Area	Permits	Season Dates ^b
Sherman	GMU 101	25	April 1 - June 15
Kelly Hill	GMU 105	25	April 1 - June 15
Douglas	GMU 108	20	April 1 - June 15
Aladdin	GMU 111	25	April 1 - June 15
49 Degrees North	GMU 117	50	April 1 - June 15
Huckleberry	GMU 121	50	April 1 - June 15
Blue Creek	GMU 154	15	April 15 - May 31
Dayton	GMU 162	15	April 15 - May 31
Tucannon	GMU 166	5	April 15 - May 31
Wenaha	GMU 169	45	April 15 - June 15
Mt. View	GMU 172	15	April 15 - May 31
Lick Creek	GMU 175	15	April 15 - May 31
Couse	GMU 181	4	April 15 - May 31
Grande Ronde	GMU 186	5	April 15 - May 31
North Skagit	That portion of GMU 418 that is designated as the hunt area by DNR, Sierra Pacific, Longview Timber Lands, and Grandy Lake Timber company.	((20)) 30	April 15 - ((May 31)) June 15
Monroe	That portion of GMU 448 that is designated as the hunt area by DNR, Campbell Group, and Longview Timber Lands.	25	April 15 - ((May 31)) June 15
Copalis ^a	That portion of GMU 642 that is designated as the hunt area by Rayonier Timber Company.	100	April 15 - June 15
Kapowsin ^a	That portion of GMUs 653 and/or 654 that is designated as the hunt area by Hancock Forest Management and International Forestry.	150	April 15 - June 15
Lincoln ^a	That portion of GMU 501 that is designated as the hunt area by participating commercial timber landowners.	75	April 15 - June 15
^a Spring black bear hunting seasons under this area constitute a pilot program to reduce black bear damage to trees.			
^b Permits are valid for the license year they are issued.			

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

License Required: A valid big game hunting license, which includes black bear as a species option, is required to hunt

black bear. One black bear transport tag is included with a big game hunting license that has black bear as a species option.

Hunting Method: Hunters may use any lawful big game modern firearm, archery, or muzzleloader equipment for

hunting black bear. The use of dogs or bait to hunt black bear is prohibited statewide.

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

AMENDATORY SECTION (Amending Order 12-70, filed 5/2/12, effective 6/2/12)

WAC 232-28-296 Landowner hunting permits. (1) A landowner may enter into a contract with the department and establish boundaries and other requirements for hunter access consistent with commission policy.

(2) It is unlawful for hunters to participate in landowner-permit hunts unless the hunters possess both an access permit from the landowner and a hunting permit from the department for the species covered under the landowner's contract. A violation of this section is punishable under RCW 77.15.-410.

~~((4))~~ (3)(a) **Buckrun**

Deer

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. 26 - Dec. 31	Any deer	Buckrun

~~((Deer))~~

(c) **Buckrun special hunting permits**

Hunters must apply to the Washington department of fish and wildlife for ~~((these))~~ Buckrun's special hunting permits. Only hunters possessing a modern firearm deer tag are eligible for ~~((Buckrun))~~ these special permits. All hunters must check in and out. ~~((Schedule))~~ Hunts should be scheduled in advance by calling 509-345-2577.

Deer

Hunt Name	Permit Number	Permit Season	Special Restrictions	Boundary Description
Buckrun	10	Sept. 1 - Dec. 31	Antlerless ((Mule Deer or any White-tailed Deer))	Buckrun

~~((2))~~ (4)(a) **Silver Dollar Association**

The Silver Dollar Association is located in Yakima and Benton counties, on the western edge of the Hanford Reservation. A legal description of the property is in the contract between the Silver Dollar Association and the department.

(b) **Silver Dollar Association landowner hunting permits**

The Silver Dollar Association's manager ~~((of the Silver Dollar Association))~~ will distribute ~~((these))~~ the association's landowner hunting permits. The association may charge an access fee ~~((may be charged in order to utilize))~~ for these permits.

Elk

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Silver Dollar	24	Aug. 1 - March 31	Any Elk	Silver Dollar
Silver Dollar	8	Aug. 1 - March 31	Antlerless	Silver Dollar

(c) **Silver Dollar Association special hunting permits**

Hunters must apply to the Washington department of fish and wildlife for ~~((these))~~ the Silver Dollar Association's special hunting permits. ~~((The landowners have requested changing the application criteria to eastside elk tags only.))~~

Buckrun is located in Grant County, near the town of Wilson Creek.

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 on hunt day. Hunts will be scheduled on a first-come basis by calling 509-345-2577 in advance.

~~((Deer))~~

(b) **Buckrun landowner hunting permits**

~~((The))~~ Buckrun's manager ~~((of Buckrun))~~ will distribute ~~((these))~~ Buckrun's landowner hunting permits. Buckrun may charge an access fee ~~((may be charged in order to utilize))~~ for these permits ~~((No access fee will be charged))~~, but not for ~~((the))~~ winning raffle permits ~~((winners))~~. Only hunters possessing a modern firearm deer tag are eligible for permits on ~~((Buckrun))~~ Buckrun's properties. Contact the manager at 509-345-2577 for additional information.

Elk

Hunt Name	Permit Number	Weapon/Tag	Permit Season	Special Restrictions	Boundary Description
Silver Dollar	8	<u>EA, EF, EM</u>	Aug. 1 - March 31	Youth Only, Any Elk	Silver Dollar
Silver Dollar Antlerless Elk	6	<u>EA, EF, EM</u>	Aug. 1 - March 31	Youth Only, Antlerless Elk Only	Silver Dollar
Silver Dollar Antlerless Elk	2	<u>EA, EF, EM</u>	Aug. 1 - March 31	Persons of Disability Only, Antlerless Elk Only	Silver Dollar

~~((3))~~ **(5)(a) Blackrock Ranches**

Blackrock Ranches is located in Yakima County(~~(s)~~) west of the Hanford Reservation. A legal description of the property is in the contract between Blackrock Ranches and the department.

(b) Blackrock Ranches landowner hunting permits

~~(The)~~ Blackrock Ranches' manager (~~(of Blackrock Ranches)~~) will distribute ~~((these))~~ the ranches' landowner hunting permits. Blackrock Ranches may charge an access fee ((may be charged in order to utilize)) for these permits.

Elk

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

(c) Blackrock Ranches special hunting permits

Hunters must apply to the Washington department of fish and wildlife for ~~((these))~~ Blackrock Ranches' special hunting permits. ~~((The landowners have requested changing the application criteria))~~ To apply, hunters must have an eastside elk tag((s only)).

Elk

Hunt Name	Permit Number	Weapon/Tag	Permit Season	Special Restrictions	Boundary Description
Blackrock Ranches	1	<u>EA, EF, EM</u>	Aug. 1 - March 31	Any Elk	Blackrock Ranches
Blackrock Ranches	1	<u>EA, EF, EM</u>	Aug. 1 - March 31	Antlerless Only	Blackrock Ranches
Blackrock Ranches	1	<u>EA, EF, EM</u>	Aug. 1 - March 31	Youth Only, Any Elk	Blackrock Ranches
Blackrock Ranches	1	<u>EA, EF, EM</u>	Aug. 1 - March 31	Youth Only, Antlerless Only	Blackrock Ranches

~~((4))~~ **(6)(a) Pine Mountain Ranch**

The Pine Mountain Ranch is located in Yakima County(~~(s)~~) 14 miles west of Yakima. A legal description of the property is in the contract between the Pine Mountain Ranch and the department.

(b) Pine Mountain Ranch landowner hunting permits

~~(The)~~ Pine Mountain Ranch's manager (~~(of the Pine Mountain Ranch)~~) will distribute ~~((these))~~ the ranch's landowner hunting permits. Pine Mountain Ranch may charge an access fee ((may be charged in order to utilize)) for these permits.

Deer

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Pine Mountain Ranch	2	Nov. ((5)) 4 - Dec. 31	Any Buck	Pine Mountain Ranch

Elk

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Pine Mountain Ranch	1	((Nov-5)) <u>Aug. 1 - Dec. 31</u>	Any Bull	Pine Mountain Ranch
Pine Mountain Ranch	2	August 1 - Nov. ((4)) <u>3</u>	Antlerless	Pine Mountain Ranch

(c) Pine Mountain Ranch special hunting permits

Hunters must apply to the Washington department of fish and wildlife for ~~((these))~~ Pine Mountain Ranch's special hunting permits.

Deer

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Pine Mountain Ranch	2	Nov. ((5)) <u>4 - Dec. 31</u>	Youth Only, Any Buck	Pine Mountain Ranch

Elk

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Pine Mountain Ranch	1	((Nov-2)) <u>Aug. 1 - Dec. 31</u>	Youth Only, Any Bull	Pine Mountain Ranch
Pine Mountain Ranch	2	Aug. 1 - Nov. ((4)) <u>3</u>	Antlerless	Pine Mountain Ranch

~~((5))~~ (7)(a) 4-0 Ranch

The 4-0 Ranch is located in Asotin County (GMU 172), south of Asotin. A legal description of the property is in the contract between the 4-0 Ranch and the department.

(b) 4-0 Ranch landowner hunting permits

The 4-0 Ranch's manager ~~((of the 4-0 Ranch))~~ will distribute ~~((these))~~ the ranch's landowner hunting permits. The 4-0 Ranch may charge an access fee ~~((may be charged in order to utilize))~~ for these permits.

Deer

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
4-0 Ranch A	4	Oct. ((13-16)) <u>12-15</u>	Mule Deer, 3 pt. min	4-0 Ranch
4-0 Ranch B	2	Nov. ((12-16)) <u>11-15</u>	Mule Deer, 3 pt. min	4-0 Ranch
4-0 Ranch ((East-B)) <u>C</u>	1	Nov. ((16-19)) <u>15-18</u>	White-tailed, 3 pt. min	4-0 Ranch

Elk

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
4-0 Ranch A	2	Sept. ((17-21)) <u>16-20</u>	Any Bull	4-0 Ranch
4-0 Ranch B	1	Oct. ((22-25)) <u>21-24</u>	Any Bull	4-0 Ranch
((4-0 Ranch C)) <u>C</u>	1	Nov. 5-8	Any Bull	4-0 Ranch
4-0 Ranch ((D)) <u>C</u>	4	Oct. ((27-30)) <u>26-29</u>	Spike Only	4-0 Ranch
4-0 Ranch ((E)) <u>D</u>	8	Sept. ((27-30)) <u>26-29</u>	Antlerless Only	4-0 Ranch
4-0 Ranch ((F)) <u>E</u>	2	Oct. ((27-30)) <u>26-29</u>	Antlerless Only	4-0 Ranch
4-0 Ranch ((G)) <u>F</u>	6	Nov. ((22-25)) <u>21-24</u>	Antlerless Only	4-0 Ranch
((4-0 Ranch H))				

(c) 4-0 Ranch special hunting permits

Hunters must apply to the Washington department of fish and wildlife for ~~((these))~~ the ranch's special hunting permits. Hunters ~~((need))~~ must have an Eastside Elk tag to apply for ~~((the))~~ 4-0 Ranch's elk permits.

Deer

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
4-0 Ranch A	1	Oct. ((17-21)) <u>16-20</u>	Mule Deer, 3 pt. min	4-0 Ranch
4-0 Ranch B	1	Nov. ((17-21)) <u>16-20</u>	Mule Deer, 3 pt. min	4-0 Ranch

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
4-0 Ranch C	1	Nov. ((26)) 25 - Dec. ((2)) 1	Whitetail, 3 pt. min	4-0 Ranch

Elk

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
4-0 Ranch A	2	Sept. 22-26	Any Bull	4-0 Ranch
((4-0 Ranch B))	1	Nov. 9-12	Any Bull	4-0 Ranch))
4-0 Ranch ((E)) B	1	Oct. ((31)) 30 - Nov. ((4)) 3	Spike Only	4-0 Ranch
4-0 Ranch ((D)) C	4	Oct. ((5-8)) 4-7	Antlerless Only	4-0 Ranch
4-0 Ranch ((E)) D	2	Oct. ((31)) 30 - Nov. ((4)) 3	Antlerless Only	4-0 Ranch
4-0 Ranch ((F)) E	2	Nov. ((29)) 28 - Dec. ((2)) 1	Antlerless Only	4-0 Ranch

~~((6))~~ (8)(a) ZMI Ranch

ZMI Ranch is located in northern Walla Walla County near Lyons Ferry (GMU 149).

~~((Deer))~~

(b) ZMI Ranch landowner hunting permits

~~((The))~~ ZMI Ranch's manager ~~((of ZMI Ranch))~~ will distribute ~~((these))~~ the ranch's landowner hunting permits. ZMI Ranch may charge an access fee ~~((may be charged in order to utilize))~~ for these permits.

Deer

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
((ZMI A))	2	Oct. 22-28	Antlerless, Mule Deer or White-tailed Deer	ZMI))
ZMI ((B)) A	2	Oct. ((22-28)) 21-27	3 pt. min	ZMI
ZMI ((C)) B	4	Nov. ((17)) 16 - Dec. ((9)) 8	3 pt. min	ZMI

~~((Deer))~~

(c) ZMI Ranch special hunting permits

Hunters must apply to the Washington department of fish and wildlife for ~~((these))~~ ZMI Ranch's special hunting permits. Only hunters possessing a modern firearm deer tag are eligible for ZMI special permits. Hunters must call ZMI Ranch's manager to schedule a hunt time. All hunters must check in and out ~~((and have them provided a scheduled time by the manager))~~ on the day they hunt.

Deer

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
((ZMI A))	2	Oct. 8-12	Antlerless, Mule Deer or White-tailed Deer	ZMI))
ZMI ((B)) A	2	Nov. ((2-5)) 1-4	3 pt. min	ZMI

~~((7))~~ (9)(a) Columbia Plateau Wildlife Management Association

The Columbia Plateau Wildlife Management Association (CPWMA) ~~((LHP))~~ landowner hunting permit area is located in Spokane County (GMU 130)~~((7))~~ near Turnbull National Wildlife Refuge. ~~((Hunting is))~~ Landowner permit hunts are primarily ~~((a))~~ damage hunts but are managed for a quality experience by keeping the number of hunters in the field low. A legal description of the property is in the contract between the CPWMA and the department.

(b) Columbia Plateau Wildlife Management Association landowner hunting permits

~~((The))~~ CPWMA's manager ~~((of the CPWMA))~~ will distribute ~~((these))~~ the association's landowner hunting permits. ~~((No))~~ CPWMA will not charge an access fee ~~((will be~~

~~charged))~~ for ~~((the))~~ raffle permit winners. Only hunters possessing an elk tag are eligible for permits on ~~((CPWMA))~~ CPWMA's properties. All successfully drawn permit applicants must have written authorization from ~~((the CPWMA))~~ CPWMA's manager and must check in and out at the beginning and ending of the scheduled hunting dates. Successful applicants will receive a packet of ~~((required))~~ information with forms to fill out and a map showing the hunt area. ~~((Information))~~ These applicants must ~~((be filled))~~ fill out the forms and ~~((returned prior to))~~ return them before Sept. 30. Applicants ~~((may))~~ should see CPWMA's web site at www.cpwma.org or contact the hunt manager at 509-263-4616.

Elk

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
CPWMA	2	Jan. 1 - Mar. 31	Antlerless	CPWMA
CPWMA Raffle 1	2	Jan. 1-15	Antlerless	CPWMA
CPWMA Raffle 2	2	Jan. 16-31	Antlerless	CPWMA
CPWMA Raffle 3	3	Feb. 1-14	Antlerless	CPWMA
CPWMA Raffle 4	2	Feb. 15-28	Antlerless	CPWMA
CPWMA Raffle 5	2	Mar. 1-15	Antlerless	CPWMA
CPWMA Raffle 6	2	Mar. 16-31	Antlerless	CPWMA
CPWMA Raffle 7	2	Jan. 1-31	Any bull	CPWMA

(c) Columbia Plateau Wildlife Management Association special hunting permits

Hunters must apply to the Washington department of fish and wildlife for ~~((these))~~ CPWMA's special hunting permits. All successfully drawn permit applicants must have written authorization from ~~((the CPWMA))~~ CPWMA's manager and must check in and out at the beginning and ending of the scheduled hunting dates. Successful applicants will receive a packet of required information with forms to fill out and a map showing the hunt area. ~~((Information must be filled out and returned prior to))~~ These applicants must fill out the forms and return them before Sept. 30. Applicants ~~((may))~~ should see CPWMA's web site at www.cpwma.org or contact the hunt manager at 509-263-4616.

Elk

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
CPWMA 1	3	Jan. 1-15	Antlerless	CPWMA
CPWMA 2	2	Jan. 16-31	Antlerless	CPWMA
CPWMA 3	((3)) 2	Feb. 1-14	Antlerless	CPWMA
CPWMA 4	((2)) 3	Feb. 15-28	Antlerless	CPWMA
CPWMA 5	3	Mar. 1-15	Antlerless	CPWMA
CPWMA 6	2	Mar. 16-31	Antlerless	CPWMA
CPWMA 7	1	Jan. 1-31	Any bull	CPWMA

AMENDATORY SECTION (Amending Order 11-86, filed 5/6/11, effective 6/6/11)

WAC 232-28-334 Game management units (GMUs) boundary descriptions—Region four.

GMU 407-NORTH SOUND (Whatcom, Skagit, Snohomish and King counties); (does not include Guemes Island): Beginning at the NW corner of Whatcom County line and the US-Canadian border; E on the US-Canadian border to a point due north of Silver Lake Rd; S to Silver Lake Rd; S on Silver Lake Rd to State Route (SR) 542 (Mount Baker Hwy); SW on SR 542 (Mount Baker Hwy) to Mosquito Lake Rd; S on Mosquito Lake Rd to SR 9 (Valley Hwy); S on SR 9 (Valley Hwy) to SR 20 in the town of Sedro-Woolley; W and S on SR 20 to SR 9; S on SR 9 to SR 530 at the town of Arlington; NE on SR 530 to Jim Creek-Trafton Rd at the Trafton School in the town of Trafton; SE along Jim Creek-Trafton Rd (242nd St. NE) to the City of Seattle power transmission line; SW on the transmission line to Jordan Rd in Section 20, T31N, R6E; SE along Jordan Rd to SR 92 at the town of Granite Falls; E on SR 92 to South Alder Ave; S on South Alder Ave to E Pioneer St; E on East Pioneer St to Menzel Lake Rd; SE on Menzel Lake Rd to North Lake Roesiger Rd; S on North Lake Roesiger Rd to South Lake Roesiger Rd; S on South Lake Roesiger Rd to 242nd St SE; S on 242nd St SE to Woods Creek Rd; S on Woods Creek Rd to US Hwy 2 at the town of Monroe; W on US Hwy 2 to SR 203 at the town of Monroe; S on SR 203 to NE Woodinville-Duvall Rd at the town of

Duvall; W on NE Woodinville-Duvall Rd to the Snoqualmie River; N down the Snoqualmie River to the Snohomish River; W down the Snohomish River to its mouth on the Puget Sound; W from the mouth of the Snohomish River to the northern tip of Gedney Island; due W from the northern tip of Gedney Island to a point on the Snohomish-Island County line; N along the Island-Snohomish County line in Possession Sound and Port Susan to Juniper Beach and N through Davis Slough to the Island-Snohomish-Skagit County junction; W and N along Island-Skagit County line through Skagit Bay and W through Deception Pass to San Juan-Skagit County line; N on the San Juan-Skagit County line to a point due West of Kelly's Point on Guemes Island; E from the San Juan-Skagit County line to Bellingham Channel, EXCLUDING Guemes Island; N through the middle of Bellingham Channel, then NE from Bellingham Channel to Carter Point on Lummi Island; NW from Carter Point to the Skagit-Whatcom County line; W along Skagit-Whatcom County line to the Whatcom-San Juan County line; NW along the Whatcom-San Juan County line to the US-Canadian border and the point of beginning.

GMU 410-ISLANDS (San Juan and ~~((Island))~~ Skagit counties) EXCLUDING Orcas, San Juan, Lopez, Shaw, Blakely, Decatur, and Cypress Islands:

Beginning at the junction of San Juan-Whatcom County lines and the US-Canadian border at the northernmost point in San Juan County; SE on the San Juan-Whatcom County line to

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

GMU 411-ORCAS (San Juan County):

Includes all of Orcas Island

GMU 412-SHAW (San Juan County):

Includes all of Shaw Island

GMU 413-SAN JUAN (San Juan County):

Includes all of San Juan Island

GMU 414-LOPEZ (San Juan County):

Includes all of Lopez Island

GMU 415-BLAKELY (San Juan County):

Includes all of Blakely Island

GMU 416-DECATUR (San Juan County):

Includes all of Decatur Island

GMU 417-CYPRESS (Skagit County):

Includes all of Cypress Island

GMU 419-GUEMES (Skagit County):

Includes all of Guemes Island

GMU 420-WHIDBEY (Island County):

Includes all of Whidbey Island

GMU 421-CAMANO (Island County):

Includes all of Camano Island

GMU 422-VASHON-MAURY (King County):

Includes all of Vashon and Maury Islands

GMU 418-NOOKSACK (Whatcom and Skagit counties):

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

N on SR 542 to the Silver Lake Rd; N on the Silver Lake Rd to its northern most point; N from the Silver Lake Rd to the US-Canadian border; E on the US-Canadian border to the western border of the North Cascades National Park and the point of beginning.

GMU 426-DIABLO (Skagit and Whatcom counties):

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

GMU 437-SAUK (Skagit and Snohomish counties):

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

GMU 448-STILLAGUAMISH (Snohomish and Skagit counties):

Beginning at the intersection of State Route (SR) 530 (Arlington-Darrington Hwy) and Jim Creek Rd at the town of Trafton; NE on SR 530 to the town of Darrington, where it is called Seeman St; N on SR 530 (Sauk Valley Rd) to the Sauk River; S on the Sauk River to Suiattle River; E along the Suiattle River to the Glacier Peak Wilderness Area boundary; S on the Glacier Peak Wilderness Area boundary to US Forest Service (USFS) Trail 650, West of June Mountain; W on

the (USFS) Trail 650 to (USFS) Trail 1050 (Quartz Creek Trail) at Curry Gap; S on the USFS Trail 1050 to USFS Rd 6300; E on USFS Rd 6300 to USFS Trail 1051; NE on Trail 1051 to Henry M. Jackson Wilderness boundary; S along the Henry M. Jackson Wilderness boundary to Meadow Creek; S down Meadow Creek to Rapid River; E up Rapid River to USFS Trail 2000 (Pacific Crest National Scenic Trail) at Lake Janus; S on the USFS 2000 to SR 2 at Stevens Pass; W on SR 2 to Woods Creek Rd at the town of Monroe; N on Woods Creek Rd to 242nd St SE; N on 242nd St SE to South Lake Roesiger Rd; N on South Lake Roesiger Rd to North Lake Roesiger Rd; N on North Lake Roesiger Rd to Menzel Lake Rd; N on Menzel Lake Rd to East Pioneer St; W on East Pioneer St to South Alder Ave; N on South Alder Ave to SR 92 (E Stanley St); W on SR 92 to Jordan Rd; NW on Jordan Rd, through the town of Jordan, to the City of Seattle power transmission lines; NE on the transmission lines to Jim Creek-Trafton Rd (242nd St. NE); W on Jim Creek-Trafton Rd to SR 530 at the town of Trafton and the point of beginning.

GMU 450-CASCADE (Skagit and Snohomish counties):

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

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

Beginning at the mouth of the Snohomish River at the city of Everett; SE up the Snohomish River to the Snoqualmie River; SE up the Snoqualmie River to NE Woodinville-Duvall Rd; E on NE Woodinville-Duvall Rd to State Route (SR) 203 at the town of Duvall; S on SR 203 to SR 202 (Fall City-Snoqualmie Rd) at the town of Fall City; S on SR 202 (Fall City-Snoqualmie Rd), across the Snoqualmie River, to Preston-Fall City Rd; SW on Preston-Fall City Rd to SE 82nd St at the town of Preston; E on SE 82nd St to Interstate Hwy (I)-90; E on I-90 to SR 18; S on SR 18 to the Raging River; SE along the Raging River to Kerriston Rd; S on Kerriston Rd to the City of Seattle Cedar River Watershed boundary; W, S and E along the Cedar River Watershed boundary to US Forest Service (USFS) Rd 5100; S along USFS Rd 5100 to the posted boundary of the Green River Watershed; S along the posted boundary of the Green River Watershed to the USFS Rd 5410; S on USFS Rd 5410 to USFS Rd 5400; E on USFS Rd 5400 to the junction with posted boundary of the

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

GMU 460-SNOQUALMIE (King and Snohomish counties):

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

GMU 466-STAMPEDE (King County):

Beginning on the US Forest Service (USFS) Trail 2000 (Pacific Crest National Scenic Trail) and the east boundary of the City of Seattle Cedar River Watershed; S on the USFS Trail 2000, past Blowout Mountain, to USFS Rd 7038 at its closest point to the USFS Trail 2000 near Windy Gap north of Pyramid Peak; NW on USFS Rd 7038 to USFS Rd 7036; NW on USFS Rd 7036 to USFS Rd 7030; NW on USFS Rd 7030 to USFS Rd 7032; NW on USFS Rd 7032 to USFS Trail 1172; W on USFS Trail 1172 to about 1/4 mile past Williams Hole to the posted boundary of the City of Tacoma Green River Watershed; N on the posted City of Tacoma Green River Watershed boundary to the City of Seattle Cedar River Watershed boundary; N along City of Seattle Cedar River Watershed boundary to USFS Trail 2000 and the point of beginning.

GMU 485-GREEN RIVER (King County):

Beginning at the junction of NW corner of the city of Tacoma Green River Watershed and US Forest Service (USFS) Rd 5100; E on the boundary between the Green River Watershed and the Cedar River Watershed to USFS Rd 5060; S on Rd 5060 to the posted boundary of the Green River Watershed; along the southern boundary of the Green River Watershed over Huckleberry Mountain and Grass Mountain to the USFS Rd 5400; NW along USFS Rd 5400 to USFS Rd 5410; N

along USFS Rd 5410 to posted boundary of the City of Tacoma Green River Watershed; N along the posted boundary of the City of Tacoma Green River Watershed to USFS 5100; N along USFS Rd 5100 to City of Tacoma Green River Watershed and City of Seattle Cedar River Watershed border and the point of beginning.

GMU 490-CEDAR RIVER (King County):

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

AMENDATORY SECTION (Amending Order 11-86, filed 5/6/11, effective 6/6/11)

WAC 232-28-336 Game management units (GMUs) boundary descriptions—Region six.

GMU 601-HOKO (Clallam County):

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

GMU 602-DICKEY (Clallam County):

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

GMU 603-PYSHT (Clallam County):

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

GMU 607-SOL DUC (Clallam County):

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

GMU 612-GOODMAN (Jefferson and Clallam counties):

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

GMU 615-CLEARWATER (Jefferson County):

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

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

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

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

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

GMU 624-COYLE (Clallam and Jefferson counties):

Beginning at the mouth of the Elwha River on the Strait of Juan de Fuca; N from the mouth of the Elwha River to the Clallam county line in the Strait of Juan De Fuca; NE on the Clallam county line to Clallam-San Juan county line; NE on the Clallam-San Juan county line to the Jefferson-San Juan county line; NE on the Jefferson-San Juan county line to the Jefferson-Island county line; S then SE on the Jefferson-Island county line to the Kitsap-Island county line; SE on the Kitsap-Island county line to a point due east of Point No

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

GMU 627-KITSAP (Kitsap, Mason, and Pierce counties): Beginning at the Hood Canal Bridge; E, S, N, and SE along the shore of the Kitsap peninsula to Point No Point; due E from Point No Point to Kitsap-Island county line in the Puget Sound; S along the Kitsap-Island county line to the Kitsap-Snohomish county line; S along the Kitsap-Snohomish county line to Kitsap-King county line; S along the Kitsap-King county line to the King-Pierce county line; S on the King-Pierce county line to the outlet of the Tacoma Narrows; S through the Tacoma Narrows, past Fox Island (which is included in this GMU), to Carr Inlet; NW up Carr Inlet around McNeil and Gertrude Islands (which are excluded from this GMU), to Pitt Passage; SW through Pitt Passage and Drayton Passage to the Pierce-Thurston county line in the Nisqually Reach; NW along the Pierce-Thurston county line to the Pierce-Mason county line; NW on the Pierce-Mason county line in the Nisqually Reach to North Bay; along the east shore of North Bay to State Route (SR) 3 at the town of Allyn; N on SR 3 to the Old Belfair Hwy at the town of Belfair; N on the Old Belfair Hwy to the Bear Creek-Dewatto Rd; W on the Bear Creek-Dewatto Rd to the Dewatto Rd West; N along the Dewatto Rd to Albert Pfundt Rd; N on the Albert Pfundt Rd to Anderson Creek; E down Anderson Creek to the east shore of the Hood Canal; N from Anderson Creek along the east shore of Hood Canal to the Hood Canal bridge and the point of beginning.

GMU 633-MASON (Mason and Kitsap counties): Beginning at the mouth of Anderson Creek on the eastern shore of Hood Canal; W along Anderson Creek to Albert Pfundt Rd; S on the Albert Pfundt Rd to West Dewatto Rd; S on West Dewatto Rd to Bear Creek-Dewatto Rd; E along Bear Creek-Dewatto Rd to Old Belfair Hwy; S on Old Belfair Hwy to State Route (SR) 3 at the town of Belfair; S on SR 3 to North Bay at the town of Allyn; N along the west shore of North Bay; S along the east shore of North Bay to Pierce-Mason county line at Case Inlet; SE along the Pierce-Mason county line through Case Inlet to the Mason-Thurston county line; W along the Mason-Thurston county line through Dana Passage, Squaxin Passage, and Totten Inlet to US Hwy (US) 101 at Oyster Bay; N on US 101 to Finch Creek at the town of Hoodspport; E from Finch Creek across Hood Canal to Cougar Spit on the east shore of the Hood Canal; N from Cougar Spit along the east shore of Hood Canal to the mouth of Anderson Creek and the point of beginning.

GMU 636-SKOKOMISH (Grays Harbor and Mason counties): Beginning on the Olympic National Park boundary and the North Fork of the Skokomish River; S along the North Fork

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

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

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

GMU 642-COPALIS (Grays Harbor County):

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

GMU 648-WYNOOCHEE (Grays Harbor County):

Beginning at the junction of US Hwy (US) 101 and the US Forest Service (USFS) Rd 22 (Donkey Creek Rd); NE along the USFS Rd 22 (Donkey Creek Rd) to its junction with the Donkey Creek-Grisdale Rd; E on USFS Rd 22 (Donkey Creek-Grisdale Rd) to Camp Grisdale (south of Wynoochee Lake); S along USFS Rd 22 (Wynoochee Rd) to USFS Rd 2260 (Simpson Timber 600 line); E on USFS Rd 2260 to

USFS Rd 2368 (Simpson Timber 500 line); S on USFS Rd 2368 to Kelly Rd; S on Kelly Rd to Boundary Rd (Middle Satsop Rd); S on Boundary Rd to Cougar Smith Rd; W on Cougar Smith Rd to the west fork of the Satsop River; S down the west fork Satsop River to the Satsop River; S down the Satsop River to US 12; W along US 12 to its junction with US 101 in the town of Aberdeen; SE along US 101 to the north shore of the Chehalis River; W along the north shore of the Chehalis River to the north shore of Grays Harbor; W along the north shore of Grays Harbor to the mouth of the Hoquiam River; N up the Hoquiam River to US 101; W and N along US 101 to its junction with the USFS Rd 22 (Donkey Creek Rd) and the point of beginning. INCLUDES Rennie Island.

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

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

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

Beginning at Redondo Junction on the shore of Puget Sound and Redondo Way S; SE on Redondo Way S to State Route (SR) 509; E on SR 509 to Pacific Hwy S (Old Hwy 99); S on Pacific Hwy S to SR 18 at the city of Auburn; E on SR 18 to SR 164; SE on SR 164 to SR 410 (Chinook Pass Hwy) at the town of Enumclaw; E on SR 410 to the second set of power transmission lines near the Mud Mountain Dam Rd; SW on the power transmission lines to the White River; NW along the White River to SR 410; S on SR 410 to SR 165; S on SR 165 to the first intersection with a power transmission line at T19N, R06E, Sec 21; SW on this power transmission line to Orville Rd E at the Puyallup River; S on Orville Rd E to SR 161; S on SR 161 to the Mashel River; down the Mashel River to the Nisqually River (Pierce-Thurston county line); NW along the Nisqually River, along the Pierce-Thurston county line, to the Nisqually Reach in the Puget Sound; NW along the Thurston-Pierce county line in the Nisqually Reach to a point on the Thurston-Pierce county line southeast of Drayton Passage Channel; NE through Drayton Passage and Pitt Passage to Carr Inlet; E and S around McNeil Island to a point southwest of the Tacoma Narrows (including McNeil, Gertrude, ((Anderson)) and Ketron Islands); NE through the Tacoma Narrows to a point on the Pierce-King county line northeast of the main channel of the Tacoma Narrows; E on the Pierce-King county line to the point where the county line turns southeast, northwest of Dash Point; E to Redondo Junction on the eastern shore of the Puget Sound and the point of beginning.

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

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

GMU 654-MASHEL (Pierce County):

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

GMU 655-ANDERSON (Pierce County):

Includes all of Anderson Island.

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

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

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

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

101 to US 12 at the town of Aberdeen and the point of beginning.

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

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

GMU 666-DESCHUTES (Thurston County):

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

GMU 667-SKOOKUMCHUCK (Thurston and Lewis counties):

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

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

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

GMU 673-WILLIAMS CREEK (Pacific County):

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

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

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

GMU 684-LONG BEACH (Pacific County):

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

GMU 699-LONG ISLAND (Pacific County):

Includes all of Long Island.

AMENDATORY SECTION (Amending Order 12-70, filed 5/2/12, effective 6/2/12)

WAC 232-28-337 ((Deer and)) Elk area descriptions.

((ELK AREAS)) The following areas are defined as elk areas:

Elk Area No. 1008 West Wenaha (Columbia County):

That part of GMU 169 west of USFS trail 3112 from Tepee Camp (east fork of Butte Creek) to Butte Creek, and west of Butte Creek to the Washington-Oregon state line.

Elk Area No. 1009 East Wenaha (Columbia, Garfield,

Asotin counties): That portion of GMU 169 east of USFS trail 3112 from Tepee Camp (east fork Butte Creek) to Butte

Creek, and east of Butte Creek to the Washington-Oregon state line.

Elk Area No. 1010 (Columbia County): GMU 162 excluding National Forest land and the Rainwater Wildlife Area.

Elk Area No. 1011 (Columbia County): That part of GMU 162 east of the North Touchet Road, excluding National Forest land.

Elk Area No. 1012 (Columbia County): That part of GMU 162 west of the North Touchet Road, excluding National Forest land and the Rainwater Wildlife Area.

Elk Area No. 1013 (Asotin County): GMU 172, excluding National Forest lands.

Elk Area No. 1014 (Columbia-Garfield counties): That part of GMU 166 Tucannon west of the Tucannon River and USFS Trail No. 3110 (Jelly Spr.-Diamond Pk. Trail).

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. 2032 Malaga (Kittitas and Chelan counties): Beginning at the mouth of Davies Canyon on the Columbia River; west along Davies Canyon to the cliffs above (north of) the North Fork Tarpiscan Creek; west and north along the cliffs to the Bonneville Power Line; southwest along the power line to the North Fork Tarpiscan Road in Section 9, Township 20N, Range 21E; north and west along North Fork Tarpiscan Road to Colockum Pass Road (Section 9, Township 20N, Range 21E); south and west on Colockum Pass Road to section line between Sections 8 & 9; north along the section line between Sections 8 and 9 as well as Sections 4 & 5 (T20N, R21E) & Sections 32 & 33 (T21N, R21E) to Moses Carr Road; west and north on Moses Carr Road to Jump Off Road; south and west on Jump Off Road to Shaller Road; north and west on Shaller Road to Upper Basin Loop Road; north and west on Upper Basin Loop Road to Wheeler Ridge Road; north on Wheeler Ridge Road to the Basin Loop Road (pavement) in Section 10 (T21N, R20E); north on Basin Loop Road to Wenatchee Heights Road; west on Wenatchee Heights Road to Squilchuck Road; south on Squilchuck Road to Beehive Road (USFS Rd 9712); northwest on Beehive Road to USFS Rd 7100 near Beehive Reservoir; north and west on USFS Rd 7100 to Peavine Canyon Road (USFS Rd 7101); north and east on Peavine Canyon Road to Number Two Canyon Road; north on Number Two Canyon Road to Crawford Street in Wenatchee; east on Crawford Street to the Columbia River; south and east along the Columbia River to Davies Canyon and point of beginning. (Naneum Green Dot, Washington Gazetteer, Wenatchee National Forest)

Elk Area No. 2033 Peshastin (Chelan County): Starting at the Division St bridge over the Wenatchee River in the town of Cashmere; S on Aplets Way then Division St to Pioneer St; W on Pioneer St to Mission Creek Rd; S on Mission Creek Rd to Binder Rd; W on Binder Rd to Mission Creek Rd; S on Mission Creek Rd to Tripp Canyon Rd; W on Tripp Canyon

Rd to where Tripp Canyon Rd stops following Tripp Creek; W on Tripp Creek to its headwaters; W up the drainage, about 1000 feet, to US Forest Service (USFS) Rd 7200-160; W on USFS Rd 7200-160 to Camas Creek Rd (USFS Rd 7200); W on Camas Creek Rd (USFS 7200 Rd) (excluding Camas Land firearm closure*) to US Hwy 97; N on US Hwy 97 to Mountain Home Rd (USFS 7300 Rd); N on Mountain Home Rd to the Wenatchee River in the town of Leavenworth; S on the Wenatchee River to the Division St bridge in Cashmere and the point of beginning.

Elk Area No. 2051 Tronsen (Chelan County): All of GMU 251 except that portion described as follows: Beginning at the junction of Naneum Ridge Road (WDFW Rd 9) and Ingersol Road (WDFW Rd 1); north and east on Ingersol Road to Colockum Road (WDFW Rd 10); east on Colockum Road and Colockum Creek to the intersection of Colockum Creek and the Columbia River; south on the Columbia River to mouth of Tarpiscan Creek; west up Tarpiscan Creek and Tarpiscan Road (WDFW Rd 14) and North Fork Road (WDFW Rd 10.10) to the intersection of North Fork Road and Colockum Road; southwest on Colockum Road to Naneum Ridge Road; west on Naneum Ridge Road to Ingersol Road and the point of beginning.

~~(**Elk Area No. 3068 Kliekikat Meadows (Yakima County):** Beginning at Darland Mountain, southeast along the main divide between the Diamond Fork drainage and the Ahtanum Creek drainage to the point due west of the headwaters of Reservation Creek (Section 18, T12N, R14E); then along a line due west to Spencer Point (as represented in the DNR 100k map); northeast from Spencer Point to US Forest Service (USFS) Trail 1136; north along USFS Trail 1136 to USFS Trail 615; east on USFS Trail 615 to Darland Mountain and the point of beginning.)~~

Elk Area No. 3681 Ahtanum (Yakima County): That part of GMU 368 beginning at the power line crossing on Ahtanum Creek in T12N, R16E, Section 15; west up Ahtanum Creek to South Fork Ahtanum Creek; southwest up South Fork Ahtanum Creek to its junction with Reservation Creek; southwest up Reservation Creek and the Yakama Indian Reservation boundary to the main divide between the Diamond Fork drainage and Ahtanum Creek drainage; north along the crest of the main divide between the Diamond Fork drainage and the Ahtanum Creek drainage to Darland Mountain; northeast on US Forest Service Trail 615 to US Forest Service Road 1020; northeast on US Forest Service Road 1020 to US Forest Service Road 613; northeast on US Forest Service Road 613 to US Forest Service Trail 1127; northeast on US Forest Service Trail 1127 to US Forest Service Road 1302 (Jump Off Road), southeast of the Jump Off Lookout Station; northeast on US Forest Service Road 1302 (Jump Off Road) to Highway 12; northeast on Highway 12 to the Naches River; southeast down the Naches River to Cowiche Creek; west up Cowiche Creek and South Fork Cowiche Creek to Summitview Avenue; northwest on Summitview Avenue to Cowiche Mill Road; west on Cowiche Mill Road to the power line in the northeast corner of T13N, R15E, SEC 13; southeast along the power line to Ahtanum Creek and the point of beginning.

Elk Area No. 3721 Corral Canyon (Benton and Yakima counties): That part of GMU 372 beginning at the Yakima River Bridge on SR 241 just north of Mabton; north along SR 241 to the Rattlesnake Ridge Road (mile post #19); east on Rattlesnake Ridge Road to the Hanford Reach National Monument's (HRNM) southwest corner boundary; east and south along the HRNM boundary to SR 225; south on SR 225 to the Yakima River Bridge in Benton City; west (upstream) along Yakima River to point of beginning (SR 241 Bridge).

Elk Area No. 3722 Blackrock (Benton and Yakima counties): That part of GMU 372 beginning at southern corner of the Yakima Training Center border on Columbia River, northwest of Priest Rapids Dam; southeast on southern shore of Columbia River (Priest Rapids Lake) to Priest Rapids Dam; east along Columbia River to the Hanford Reach National Monument's (HRNM) western boundary; south along the HRNM boundary to the Rattlesnake Ridge Road; west on Rattlesnake Ridge Road to SR 241; south on SR 241 to the Yakima River Bridge just north of Mabton; west along Yakima River to SR 823 (Harrison Road) south of town of Pomona; east along SR 823 (Harrison Road) to SR 821; southeast on SR 821 to Firing Center Road at I-82; east on Firing Center Road to main gate of Yakima Training Center; south and east along Yakima Training Center boundary to southern corner of Yakima Training Center boundary on Columbia River and point of beginning.

Elk Area No. 3911 Fairview (Kittitas County): Beginning at the intersection of the BPA Power Lines in T20N, R14E, Section 36 and Interstate 90; east along the power lines to Highway 903 (Salmon La Sac Road); northwest along Highway 903 to Pennsylvania Avenue; northeast along Pennsylvania Avenue to No. 6 Canyon Road; northeast along No. 6 Canyon Road to Cle Elum Ridge Road; north along Cle Elum Ridge Road to Carlson Canyon Road; northeast along Carlson Canyon Road to West Fork Teanaway River; east along West Fork Teanaway River to North Fork Teanaway River; north along North Fork Teanaway River to Teanaway Road; southeast on Teanaway Road to Ballard Hill Road; east on Ballard Hill Rd and Swauk Prairie Road to Hwy 970; northeast on Hwy 970 to Hwy 97; south on Hwy 97 to the power lines in T20N, R17E, Section 34; east on the power lines to Naneum Creek; south on Naneum Creek approximately 1/2 mile to power lines in T19N, R19E, Section 20; east along BPA power lines to Colockum Pass Road in T19N, R20E, Section 16; south on Colockum Pass Road to BPA power lines in T18N, R20E, Section 6; east and south along power lines to Parke Creek; north on Parke Creek to Whiskey Jim Creek; east on Whiskey Jim Creek to the Wild Horse Wind Farm Boundary; south and East on Wild Horse Wind Farm boundary to the Vantage Highway; east along the Vantage Highway to the first power line crossing; southwest along the power lines to where they intersect with the second set of BPA power lines in T17N, R21E, Section 18; southeast along the BPA power lines to I-90; west along I-90 to the Yakima Training Center boundary; south and west along the Yakima Training Center boundary to I-82; north on I-82 to Thrall Road; west on Thrall Road to Wilson Creek; south on Wilson Creek to Yakima River; north on Yakima River to gas pipeline crossing in T17N, R18E, Section 25; south and west on

the gas pipeline to Umtanum Creek; west on Umtanum Creek to the Durr Road; north on the Durr Road to Umtanum Road; north on Umtanum Road to South Branch Canal; west on South Branch Canal to Bradshaw/Hanson Road; west on Bradshaw Road to the elk fence; north and west along the elk fence to power line crossing in T19N, R16E, Section 10; west along the power line (south branch) to Big Creek; north on Big Creek to Nelson Siding Road; west and north on Nelson Siding Road to I-90; east on I-90 to point of beginning.

Elk Area No. 3912 Old Naches (Yakima County): Starting at the elk fence and Roza Canal along the south boundary T14N, R19E, Section 8; following the elk fence to the big-horn sheep feeding site in T15N, R16E, Section 36; south on the feeding site access road to the Old Naches Highway; west and south on the Old Naches Highway to State Route 12 and the Naches River; down the Naches River to the Tieton River; up the Tieton River approximately 2 miles to the intersection of the metal footbridge and the elk fence at the south end of the bridge in T14N, R16E, Section 3; south along the elk fence to the top of the cliff/rimrock line; southwest along the top of the cliff/rimrock line to the irrigation canal in T14N, R16E, Section 9; southwest along the irrigation canal to the elk fence in T14N, R16E, Section 8; south along the elk fence to the township line between T12N, R15E and T12N, R16E; south along the township line to the South Fork Ahtanum Creek; downstream along the South Fork Ahtanum Creek and Ahtanum Creek to the Yakima River; upstream along the Yakima River to Roza Canal and point of beginning.

~~((Elk Area No. 4041 Grandy Creek (Skagit County): Begin at the intersection of CP 190 Road and CP 132 Road (Section 28, T36N, R5E); east along the CP 132 Road to the CP 130 Road; east and south along CP 130 Road to CP 110 Road; west, south and east along CP 110 Road to Childs Creek; south down Childs Creek to State Route 20; east on State Route 20 to Grandy Creek; south down Grandy Creek to the Skagit River; south on a line to South Skagit Hwy; west on South Skagit Hwy to State Route 9; north on State Route 9 to State Route 20; east on State Route 20 to Helmick Road; north on Helmick Road to CP 190 Road to CP 132 Road and the point of beginning. (WA Atlas & Gazetteer & Mt. Baker-Snoqualmie National Forest Map))~~

Elk Area No. 4601 North Bend (King County): That portion of GMU 460 beginning at the interchange of State Route (SR) 18 and I-90; W on I-90 to SE 82nd St, Exit 22, at the town of Preston; N on SE 82nd Street to Preston Fall City Rd SE (Old SR 203); N on Preston Fall City Rd SE to SE Fall City Snoqualmie Rd (SR 202) at the town of Fall City; E on SE Fall City Snoqualmie Rd to the crossing of Tokul Creek; N and E up Tokul Creek to its crossing with Tokul Rd SE; S on SE Tokul Rd to SE 53rd Way; E on SE 53rd Way where it turns into 396th Dr SE then S on 396th Dr SE to SE Reinig Rd; E on SE Reinig Rd to 428th Ave SE; N on 428th Ave SE to where it turns into North Fork Rd SE; N and E on North Fork Rd SE to Ernie's Grove Rd; E on Ernie's Grove Rd to SE 70th St; N on SE 70th St to its ends at Fantastic Falls on the North Fork Snoqualmie River; SW down the North Fork Snoqualmie River to Fantastic Falls and the Mt Si Natural Resource Conservation Area boundary then S and E along

the southern boundary of the Mt Si NRCA to the "School Bus" turnaround at SE 114th St; S on 480th Ave SE to SE 130th St; S and E on SE 130th St to its end; SSE overland from the end of SE 130th St, over the Middle Fork Snoqualmie River, to the end of 486th Ave SE; S on 486th Ave SE to the intersection with SE Middle Fork Road; Due S, from said intersection, up Grouse Mountain toward its peak, to the logging road adjacent to Grouse Mountain Peak; S down the logging road to Grouse Ridge Access Rd; W on Grouse Ridge Access Road which becomes SE 146th St; W on SE 146th St to I-90 then east along I-90 to the W boundary of Olallie/Twin Falls State Park then S along the state park western boundary to its most western boundary where it intersects with the boundary of the Iron Horse State Park; W along the boundary of Iron Horse State Park to the boundary of the Rattlesnake Lake Recreation Area; W along the boundary of the Rattlesnake Lake Recreation Area to Cedar Falls Rd SE; N along the Cedar Falls Rd to SE 174th Way; W on SE 174th Way to SE 174th St; W on SE 174th St to SE 173rd St; W on SE 173rd St to SE 170th Pl; W on SE 170th Pl to SE 169th St; W on SE 169th St to 424th Ave SE; N on 424th Ave SE to SE 168th St; W on SE 168th St to 422 Ave SE; N on 422 Ave SE to 426th Way SE; S on 426th Way SE to SE 164th St; E on SE 164th St to Uplands Way SE; W on Uplands Way SE to the crossing with the Power Transmission Lines; W along the Power Transmission Lines to the Winery Rd; NW on the Winery Rd to SE 99th Rd; W and N on SE 99th Rd to the I-90 interchange, at Exit 27; SW on I-90 to the interchange with SR 18 and the point of beginning.

Elk Area No. 4941 Skagit River (Skagit County): That portion of GMU 437 beginning at the intersection of State Route 9 and State Route 20; east on State Route 20 to ~~((Cape Horn Road NE; south down Cape Horn Road NE to the power line crossing which passes over the Skagit River; east on the power line to the Skagit River; south and west down the Skagit River to Pressentin Creek; south up Pressentin Creek to the South Skagit Highway; west on South Skagit Highway to State Route 9; north on State Route 9 to))~~ Concrete-Sauk Valley Road; south on Concrete-Sauk Valley Road over The Dalles Bridge (Skagit River) to the intersection with the South Skagit Highway; west on South Skagit Highway to State Route 9; north on State Route 9 and the point of beginning.

Elk Area No. 5029 Toledo (Lewis and Cowlitz counties): Beginning at the Cowlitz River and State Highway 505 junction; east along the Cowlitz River to the Weyerhaeuser 1800 Road; south along Weyerhaeuser 1800 Road to Cedar Creek Road; east along Cedar Creek Road to Due Road; south on Due Road to Weyerhaeuser 1823 Road; south along Weyerhaeuser 1823 Road to the Weyerhaeuser 1945 Road; south along the Weyerhaeuser 1945 Road to the Weyerhaeuser 1900 Road; south along the Weyerhaeuser 1900 Road to the North Fork Toutle River; west along the North Fork Toutle River to the Toutle River; west on the Toutle River to the Cowlitz River; North along the Cowlitz River to the junction of State Highway 505 and the point of beginning.

Elk Area No. 5049 Ethel (Lewis County): That part of GMU 505 beginning at the intersection of Jackson Highway and Highway 12; south along Jackson Highway to Buckley

Road; south on Buckley Road to Spencer Road; east on Spencer Road to Fuller Road; north on Fuller Road to Highway 12; east on Highway 12 to Stowell Road; north on Stowell Road to Gore Road; west on Gore Road to Larmon Road; west on Larmon Road to Highway 12; west on Highway 12 to Jackson Highway and point of beginning.

Elk Area No. 5050 Newaukum (Lewis County): That part of GMU 505 beginning at the intersection of Interstate 5 and Highway 12; east on Highway 12 to Larmon Road; east on Larmon Road to Leonard Road; north on Leonard Road through the town of Onalaska to Degler Road; north on Degler Road to Middle Fork Road; east on Middle Fork Road to Beck Road; north on Beck Road to Centralia-Alpha Road; west on Centralia-Alpha Road to Logan Hill Road; south then west on Logan Hill Road to Jackson Highway; south on Jackson Highway to the Newaukum River; west along the Newaukum River to Interstate 5; south on Interstate 5 to Highway 12 and point of beginning.

Elk Area No. 5051 Green Mountain (Cowlitz County): Beginning at the junction of the Cowlitz River and the Toutle River; east along the Toutle River to the North Fork Toutle River; east along the North Fork Toutle River to the Weyerhaeuser 1900 Road; south along the Weyerhaeuser 1900 Road to the Weyerhaeuser 1910 Road; south along the Weyerhaeuser 1910 Road to the Weyerhaeuser 2410 Road; south along the Weyerhaeuser 2410 Road to the Weyerhaeuser 4553 Road; south along the Weyerhaeuser 4553 Road to the Weyerhaeuser 4500 Road; south along the Weyerhaeuser 4500 Road to the Weyerhaeuser 4400 Road; south along the Weyerhaeuser 4400 Road to the Weyerhaeuser 4100 Road; east along the Weyerhaeuser 4100 Road to the Weyerhaeuser 4700 Road; south along the Weyerhaeuser 4700 Road to the Weyerhaeuser 4720 Road; west along the Weyerhaeuser 4720 Road to the Weyerhaeuser 4730 Road; west along the Weyerhaeuser 4730 Road to the Weyerhaeuser 4732 Road; west along the Weyerhaeuser 4732 Road to the Weyerhaeuser 4790 Road; west along the Weyerhaeuser 4790 Road to the Weyerhaeuser 1390 Road; south along the Weyerhaeuser 1390 Road to the Weyerhaeuser 1600 Road; west along the Weyerhaeuser 1600 Road to the Weyerhaeuser Logging Railroad Tracks at Headquarters; west along the Weyerhaeuser Logging Railroad Track to Ostrander Creek; west along Ostrander Creek to the Cowlitz River; north along the Cowlitz River to the Toutle River and point of beginning.

Elk Area No. 5052 Mossyrock (Lewis County): Beginning at the intersection of Winston Creek Road and State Highway 12; east on State Highway 12 to the Cowlitz River; east on the Cowlitz River to Riffe Lake; southeast along the south shore of Riffe Lake to Swofford Pond outlet creek; south on Swofford Pond outlet creek to Green Mountain Road; west on Green Mountain Road to Perkins Road; west on Perkins Road to Longbell Road; south on Longbell Road to Winston Creek Road; north on Winston Creek Road to State Highway 12 and the point of beginning. (All lands owned and managed by the Cowlitz Wildlife Area are excluded from this Elk Area.)

Elk Area No. 5053 Randle (Lewis County): Beginning at the town of Randle and the intersection of U.S. Highway 12

and State Route 131 (Forest Service 23 and 25 roads); south on State Route 131 to Forest Service 25 Road; south on Forest Service 25 Road to the Cispus River; west along the Cispus River to the Champion 300 line bridge; south and west on the Champion 300 line to the Champion Haul Road; north along the Champion Haul Road to Kosmos Road; north on Kosmos Road to U.S. Highway 12; east on U.S. Highway 12 to Randle and point of beginning. (All lands owned and managed by the Cowlitz Wildlife Area are excluded from this Elk Area.)

Elk Area No. 5054 Boistfort (Lewis County): Beginning at the town of Vader; west along State Highway 506 to the Wildwood Road; north along the Wildwood Road to the Abernathy 500 line gate (Section 20, T11N, R3W, Willamette Meridian); northwest along the 500, 540, and 560 lines to the Weyerhaeuser 813 line; northwest along the 813, 812, 5000J, 5000 and 4000 lines to the Pe Ell/McDonald Road (Section 15, T12N, R4W); west along the Pe Ell/McDonald Road to the Lost Valley Road; northeast along the Lost Valley Road to the Boistfort Road; north along the Boistfort Road to the King Road; east along the King Road to the town of Winlock and State Highway 603; south along Highway 505 to Interstate 5; south along Interstate 5 to State Hwy 506; west along State Hwy 506 to the town of Vader and the point of beginning.

Elk Area No. 5056 Grays River Valley (Wahkiakum County): On or within 3/4 mile of agricultural land in the Grays River Valley within the following sections: T10N, R7W, Sections 8, 9, 17, 18 and T10N, R8W, Sections 13, 23, 24, 26.

Elk Area No. 5057 Carlton (Lewis County): That part of 513 (South Rainier) lying east of Highway 123 and north of Highway 12.

Elk Area No. 5058 West Goat Rocks (Lewis County): Goat Rocks Wilderness west of the Pacific Crest Trail.

Elk Area No. 5059 Mt. Adams Wilderness (Skamania and Yakima counties): The Mt. Adams Wilderness.

Elk Area No. 5060 Merwin (Cowlitz County): Begin at the State Route 503 and the Longview Fibre Road WS-8000 junction; north and west on the Longview Fibre Road WS-8000 to Day Place Road; west on Day Place Road to Dubois Road; south on Dubois Road to State Route 503; east on State Route 503 to the State Route 503 and the Longview Fibre Road WS-8000 junction and point of beginning.

Elk Area No. 5061 Wildwood (Lewis County): Beginning at the junction of the Pacific West Timber (PWT) 600 Road and the Wildwood Road (SE1/4 S29 T11N R3W); southwest on the 600 Road to the 800 Road (NW1/4 S36 T11N R4W); southwest on the 800 Road to the 850 Road (SW1/4 S3 T10N R4W); northwest on the 850 Road to the Weyerhaeuser 4720 Road (S20 T11N R4W); north on the Weyerhaeuser 4720 Road to the Weyerhaeuser 4700 Road (S17 T11N R4W); east on the Weyerhaeuser 4700 Road to the Weyerhaeuser 5822 Road (NW1/4 S16 T11N R4W); east on the Weyerhaeuser 5822 Road to the Weyerhaeuser 5820 Road (NW1/4 S10 T11N R4W); southeast on the Weyerhaeuser 5820 Road to

the PWT 574 Road (SE1/4 S10 T11N R4W); south on the PWT 574 Road to the 570 Road (NW1/4 S14 T11N R4W); south on the 570 Road to the 500 Road (NW1/4 S14 T11N R4W); northeast on the 500 Road to the 560 Road (SW1/4 S12 T11N R4W); east on the 560 Road to the 540 Road (SE1/4 S12 T11N R4W); east and south on the 540 Road to the 500 Road (SE1/4 S18 T11N R3W); east on the PWT 500 Road to the Wildwood Road (N1/2 S20 T11N R3W); south on the Wildwood Road to the point of beginning, the PWT 600 Road junction (SE1/4 S29 T11N R3W).

Elk Area No. 5062 Trout Lake (Klickitat County): Those portions of GMUs 560 (Lewis River) and 578 (West Klickitat) beginning at the intersection of SR 141 and Sunnyside Road; north on Sunnyside Road to Mount Adams Recreational Area Road; north on Mount Adams Recreational Area Road to USFS Road 23; north on USFS Road 23 to DNR T-4300 Road; west on DNR T-4300 Road to Trout Lake Creek Road; south on Trout Lake Creek Road to SR 141; east and south on SR 141 to the intersection of 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. 5090 JBH (Wahkiakum County): The main-land portion of the Julia Butler Hansen National Wildlife Refuge, as administered by the U.S. Fish and Wildlife Service as described: Beginning at the junction of State Route 4 and Steamboat Island Slough Road, northwest on Steamboat Island Slough Road to Brooks Slough Road, east on Brooks

Slough Road to State Route 4, south on State Route 4 to Steamboat Slough Road and point of beginning.

Elk Area No. 5099 Mudflow (Cowlitz County): That part of GMU 522 beginning on the North Fork Toutle River at the mouth of Hoffstadt Creek; SE up the North Fork Toutle River to Deer Creek; SE up Deer Creek to Weyerhaeuser (Weyco) 3020 line; NW along Weyco 3020 line to Weyco 3000 line; E along Weyco 3000 line to Weyco 3000P line; E on the 3000P line to Weyco 5600 Line to the Mount Saint Helens National Volcanic Monument Boundary; N on the Mount Saint Helens National Volcanic Monument Boundary to SR 504; W on SR 504 to Hoffstadt Creek Bridge on Hoffstadt Creek; S and W down Hoffstadt Creek to the North Fork Toutle River and point of beginning.

Elk Area No. 6010 Mallis (Pacific County): That part of GMUs 506, 672, and 673 within one and one-half mile either side of SR 6 between the east end of Elk Prairie Rd and the Mallis Landing Rd, and all lands within a half mile of Elk Creek Rd bounded on the south by Monohon Landing Rd.

Elk Area No. 6011 Centralia Mine (Lewis County): That portion of GMU 667 within Centralia Mine property boundary.

Elk Area No. 6012 Tri Valley (Grays Harbor and Mason counties): Those portions of GMUs 648 (Wynoochee) and 651 (Satsop) within one mile of Brady-Matlock Road from State Highway 12 north to the junction with Schaefer State Park Road (east Satsop Road) and all lands within one mile of Wynoochee Valley Road from State Highway 12 north to the junction with Cougar Smith Road, and all lands within one mile of Wishkah Valley Road from north Aberdeen city limit to mile post 16 and all lands within 2 miles north of SR 12 between the Satsop River and Schouweiler and Hurd roads and then a line north from the end of Hurd Road to a point 2 miles north of SR 12.

Elk Area No. 6013 (Pierce County): That part of GMU 652 beginning at the intersection of Highway 167 and Highway 410; north on Highway 167 to Highway 18; east on Highway 18 to Highway 164; southeasterly on Highway 164 to Highway 410; westerly on Highway 410 to Highway 167 and 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 State Route (SR) 706; W on SR 706 to 278th Ave E; N on 278th Ave E to WA Dept of Natural Resources' (DNR) 1300 Rd; NW on DNR 1300 Rd to Scott Turner Rd; NW on Scott Turner Rd to Alder Cutoff Rd; W and NE on Alder Cutoff Rd to Center St SE in the town of Eatonville; NW on Center St SE to SR 161; N and W on SR 161 to Orville Rd E; N on Orville Rd E, past Lake Ohop and Lake Kapowsin, to the bridge crossing the Puyallup River; SE up the Puyallup River to Mount Rainier National Park's western boundary; S on Mount Rainier National Park's western boundary to SR 706 and the point of beginning.

Elk Area No. 6061 Twin Satsop Farms (Mason County): That portion of GMU 651 starting at the junction of the

Deckerville Road and the Brady-Matlock Road; southwest to the junction with the West Boundary Road; north on West Boundary Road to the Deckerville Road; east on the Deckerville Road to the junction of Brady-Matlock Road and point of beginning. In addition, the area within a circle with a radius of two miles centered on the junction of State Route 108 and the Eich Road.

Elk Area No. 6062 South Bank (Grays Harbor County): That portion of GMU 660 (Minot Peak) described as follows: Beginning at Highway 12 and Wakefield Road Junction (South Elma); south on Wakefield Road, across the Chehalis River to the South Bank Road; southeast on the South Bank Road to Delezene Road; south on the Delezene Road to a point one mile from the South Bank Road; southeast along a line one mile southwest of the South Bank Road to the Oakville-Brooklyn Road; east on the Oakville-Brooklyn Road to Oakville and Highway 12; northwest on Highway 12 to Wakefield Road to Elma and the point of beginning.

Elk Area No. 6063 (Grays Harbor and Jefferson counties): Private lands within Elk Area 6064 east of Highway 101.

Elk Area No. 6064 Quinault Valley (Grays Harbor and Jefferson counties): That portion of GMU 638 (Quinault) within the Quinault River watershed east of Gatton Creek and Lake Quinault excluding US Forest Service (USFS) Colonel Bob Wilderness Area.

Elk Area No. 6066 Chehalis Valley (Grays Harbor County): That portion of GMU 660 (Minot Peak) beginning at Highway 12 and Highway 107 junction near Montesano; east and south on Highway 12 to Oakville; south on Oakville-Brooklyn Road to a point one mile west of South Bank Road; northwest along a line one mile southwest of South Bank Road to Delezene Road; north along Delezene Road to South Bank Road; northwest along South Bank Road to Wakefield Road; north on Wakefield Road to Chehalis River; west on Chehalis River to Highway 107 bridge; north on Highway 107 to Highway 12 and the point of beginning.

Elk Area No. 6067 North Minot (Grays Harbor County): The portion of GMU 660 (Minot Peak) beginning at the junction on State Route 107 and the Melbourne A-line, on the Melbourne A-line to the Vesta F-line; south on Vesta F-line to Vesta H-line (Vesta Creek Road); south on Vesta Creek Road to the North River Road; south and east on North River Road to the Brooklyn Road; east on Brooklyn Road to the Garrard Creek Road; east and north on Garrard Creek Road to the South Bank Road; east on South Bank to South State Street (Oakville); north on South State Street to U.S. 12; northwest and west on U.S. 12 to State Route 107; south and southwest on SR 107 to the Melbourne A-line and the point of beginning.

Elk Area No. 6068 Willapa (Grays Harbor County): That part of GMU 658 south of SR 105 between the intersection of SR 105 and Hammond Road and the SR 105 bridge over Smith Creek; and within one mile north of SR 105 west from Hammond Road and east of the SR 105 bridge over Smith Creek.

Elk Area No. 6069 Hanaford (Lewis and Thurston counties): That part of GMU 667 (Skookumchuck) beginning at the intersection of Salzer Valley Rd and S Pearl St (Centralia); N on S Pearl St to N Pearl St; N on N Pearl St to State Hwy 507; W and N on State Hwy 507 to Skookumchuck Rd; E on Skookumchuck Rd to the first bridge over the Skookumchuck River; E along the Skookumchuck River to the Skookumchuck Rd bridge; E on Skookumchuck Rd to the steel tower power line; SW along the power line to Big Hanaford Rd; E and S along Big Hanaford Rd to ((Weyerhaeuser Rd E150 on Weyerhaeuser Rd E150 to Weyerhaeuser Rd E247; S and W on Weyerhaeuser Rd E247 to Weyerhaeuser Rd E240; S on Weyerhaeuser Rd E240 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; ((S)) W on North Fork Rd to Centralia-Alpha Rd; W on Centralia-Alpha Rd to Salzer Valley Rd and the point of beginning.

Elk Area No. 6071 Dungeness (Clallam County): Portions of GMUs 621 (Olympic) and 624 (Coyle) beginning at the mouth of the Dungeness River; east and south along the coast of the Strait of Juan de Fuca to the mouth of Jimmycomelately Creek on Sequim Bay; south and west up Jimmycomelately Creek to US Hwy 101; east on US Hwy 101 to Chicken Coop Road; east and north on Chicken Coop Road to the Clallam-Jefferson county line; south and west along the Clallam-Jefferson county line to the Olympic National Park boundary; north and west along the Olympic Park boundary to McDonald Creek; north along McDonald Creek to US Hwy 101; east along US Hwy 101 to the Dungeness River; north down the Dungeness River to its mouth and the point of beginning.

Elk Area No. 6072 Sol Duc Valley (Clallam County): That portion of GMU 607 (Sol Duc) between the Sol Duc River and Hwy 101 from a point at the Sol Duc River bridge over Hwy 101 approximately 2 miles north of Forks to the westernmost Sol Duc River bridge over Hwy 101 at a point approximately 1 mile east of Lake Pleasant.

Elk Area No. 6073 Clearwater Valley (Jefferson County): That portion of GMU 615 (Clearwater) within one mile of the Clearwater Road from the Quinault Indian Reservation boundary to a point 4 miles to the north.

((DEER AREAS

~~**Deer Area No. 1008 West Wenaha (Columbia County):** That part of GMU 169 west of USFS trail 3112 from Tepee Camp (east fork of Butte Creek) to Butte Creek, and west of Butte Creek to the Washington-Oregon state line.~~

~~**Deer Area No. 1009 East Wenaha (Columbia, Garfield, Asotin counties):** That portion of GMU 169 east of USFS trail 3112 from Tepee Camp (east fork Butte Creek) to Butte Creek, and east of Butte Creek to the Washington-Oregon state line.~~

~~**Deer Area No. 1010 (Columbia County):** GMU 162 excluding National Forest land and the Rainwater Wildlife Area.~~

~~**Deer Area No. 1020 Prescott (Columbia and Garfield counties):** That portion of GMU 149 between Hwy 261 and Hwy 127.~~

~~**Deer Area No. 1021 Clarkston (Asotin County):** That portion of GMU 178 beginning at the junction of the Highway 12 bridge and Alpowa Creek; east on Highway 12 to Silcott Road; south and east on Silcott Road to Highway 128; south-west on Highway 128 to McGuire Gulch Road; southeast along the bottom of McGuire Gulch to Asotin Creek; east on Asotin Creek to the Snake River; north and west on the Snake River to Alpowa Creek; southwest of Alpowa Creek to the Highway 12 bridge and the point of beginning.~~

~~**Deer Area No. 1030 Republic (Ferry County):** That area within one-half mile surrounding the incorporated town of Republic.~~

~~**Deer Area No. 1035 Highway 395 Corridor (Stevens County):** That portion of GMU 121 beginning at the intersection of US Highway (Hwy) 395 (State Route 20) and State Route (SR) 25: S on SR 25 to Old Kettle Rd; E on Old Kettle Rd to Mingo Mountain Rd; S on Mingo Mountain Rd to Greenwood Loop Rd; E on Greenwood Loop Rd to the bridge over the Colville River; S on the Colville River to the bridge over Gold Creek Loop/Valley Westside Rd; W and S on Valley Westside Rd to the Orin-Rice Rd; E on Orin-Rice Rd to Haller Creek Rd; S on Haller Creek Rd to Skidmore Rd; E and S on Skidmore Rd to Arden Hill Rd; E on Arden Hill Rd to Townsend-Sackman Rd; S on Townsend-Sackman Rd to Twelve Mile Rd; S on Twelve Mile Rd to Marble Valley Basin Rd; S on Marble Valley Basin Rd to Zimmer Rd; S on Zimmer Rd to Blue Creek West Rd; E on Blue Creek West Rd to Dry Creek Rd; S on Dry Creek Rd to Dunean Rd; E on Dunean Rd to Tetro Rd; S on Tetro Rd to Heine Rd; E and S on Heine Rd to Farm to Market Rd; S on Farm to Market Rd to Newton Rd (also known as Rieckers Lane); E on Newton Rd to US Hwy 395; N on US Hwy 395 to McLean Rd and Twelve Mile Rd (also known as Old Arden Hwy); N on McLean Rd and Twelve Mile Rd to US Hwy 395; N on US Hwy 395 to Old Arden Hwy (again); N on Old Arden Hwy to US Hwy 395; N on US Hwy 395, through the town of Colville, then W on US Hwy 395 (SR 20) to SR 25 and the point of beginning.~~

~~**Deer Area No. 1050 Spokane North (Spokane County):** From the intersection of the Spokane River and the Idaho-Washington state line, N to Hauser Lake Rd, W to Starr Rd, S to Newman Lake Dr, W and N to Foothills Rd, W to Forker Rd, N and W to Hwy 206 (Mt Spokane Park Rd), N to Feehan Rd, N to Randall Rd, W to Day Mt Spokane Rd, N to Big Meadows Rd, W to Madison Rd, N to Tallman Rd, W to Elk-Chattaroy Rd, N to Laurel Rd, E to Conklin Rd, N to Nelson Rd, E to Jackson Rd, N to Oregon Rd, E to Jefferson Rd, N to Frideger Rd, W to Elk-Camden Rd, S to Boundary Rd, N and W to Dunn Rd, S to Oregon Rd, W to Hwy 2, S on US Hwy 2 to the Deer Park-Milan Rd, W on the Deer Park-Milan Rd to US Hwy 395 at the town of Deer Park, NW on US Hwy~~

395 and W onto Williams Valley Rd, W and S to Hattery Rd (Owens Rd), S and E to Swenson Rd, S to Hwy 291, west to Stone Lodge Rd, west to the Spokane River, E on the Spokane River to the Idaho state border and the point of beginning.

~~Deer Area No. 1060 Spokane South (Spokane County):~~

That part of GMU 127 beginning at the intersection of Spokane River and Barker Rd Bridge, Barker Rd S to 24 Ave, 24 Ave W to Barker Rd, Barker Rd S to 32 Ave, 32 Ave W to Linke Rd, Linke Rd S and E to Chapman Rd, Chapman Rd S to Linke Rd, Linke Rd S to Belmont Rd, Belmont Rd W to Hwy 27, Hwy 27 S to Palouse Hwy, Palouse Hwy W to Valley Chapel Rd, Valley Chapel Rd S to Spangle Creek Rd, Spangle Creek Rd SW to Hwy 195, Hwy 195 N to I 90, I 90 E to Latah Creek at I-90 Latah Creek Bridge, Latah Creek NE to Spokane River, Spokane River E to the Barker Rd Bridge and the point of beginning.

~~Deer Area No. 1070 Spokane West (Spokane County):~~

That part of GMU 130 beginning at the intersection of I 90 and Latah Creek at I-90 Latah Creek Bridge, NE to Hwy 195 S on Hwy 195 S to Paradise Rd, Paradise Rd W to Smythe Road, Smythe Road NW to Anderson Rd, Anderson Rd W to Cheney Spokane Rd, Cheney Spokane Rd SW to Hwy 904/1st St in the town of Cheney, 1st SW to Salmave Rd/Hwy 902, Salmave Rd NW to Malloy Prairie Rd, Malloy Prairie Rd W to Medical Lake Tyler Rd, Medical Lake Tyler Rd N to Gray Rd, Gray Rd W then N to Fancher Rd, Fancher Rd NW to Ladd Rd, Ladd Rd N to Chase Rd, Chase Rd E to Espanola Rd, Espanola Rd N turns into Wood Rd, Wood Rd N to Coulee Hite Rd, Coulee Hite Rd E to Seven Mile Rd, Seven Mile Rd E to Spokane River, Spokane River S to Latah Creek, Latah Creek S to I-90 at the Latah Creek Bridge and the point of beginning.

~~Deer Area No. 1080 Colfax (Whitman County):~~

That part of GMUs 139 and 142 beginning at the intersection of Hwy 195 and Crumbaker Rd, NE on Crumbaker Rd to Brose Rd, E on Brose Rd to Glenwood Rd, S on Glenwood Rd to Hwy 272, SE on Hwy 272 to Clear Creek Rd, SE on Clear Creek Rd to Stueckle Rd, S on Stueckle Rd to Palouse River Rd, E to Kenoyer Rd SE to Abbott Rd, S on Abbott Rd to Parvin Rd, S on Parvin Rd to McIntosh Rd, S on McIntosh Rd to 4 mile Rd/Shawnee Rd, W on Shawnee Rd to Hwy 195, N on Hwy 195 to Prune Orchard Rd, W on Prune Orchard Rd to Almota Rd, S on Almota Rd to Duncan Springs Rd, W and NW on Duncan Springs Rd to Airport Rd, NW on Airport Rd to Fairgrounds Rd, N on Fairgrounds Rd to Endicott Rd, NNW on Endicott Rd to Morley Rd, E and S and E on Morley Rd to Hwy 295 (26), NE on Hwy 295 to West River Dr then follow Railroad Tracks NW to Manning Rd, E on Manning Rd to Green Hollow Rd, E and S on Green Hollow Rd to Bill Wilson Rd, E on Bill Wilson Rd to Hwy 195, S on Hwy 195 to Crumbaker Rd and the point of beginning.

~~Deer Area No. 2010 Benge (Adams and Whitman counties):~~

That part of GMU 284 beginning at the town of Wash-tuena; north on SR 261 to Weber Road; east on Weber Road to Benzel Road; north on Benzel Road to Wellsandt Road; east on Wellsandt Road to Hills Road; south on Hills Road to Urquhart Road; east on Urquhart Road to Harder Road, East

on Harder Road to McCall Road; east on McCall Road to Gering Road; east on Gering Road to Lakin Road; east on Lakin Road to Revere Road; south on Revere Road to George Knott Road; south on George Knott Road to Rock Creek; south along Rock Creek to the Palouse River; south and west along the Palouse River to SR 26; west on SR 26 to Wash-tuena and the point of beginning.

~~Deer Area No. 2011 Lakeview (Grant County):~~

That part of GMU 272 beginning at the junction of SR 28 and First Avenue in Ephrata; west on First Avenue to Sagebrush Flats Road; west on Sagebrush Flats Road to Norton Canyon Road; north on Norton Canyon Road to E Road NW; north on E Road NW to the Grant-Douglas county line; east along the county line to the point where the county line turns north; from this point continue due east to SR 17; south on SR 17 to SR 28 at Soap Lake; south on SR 28 to the junction with First Avenue in Ephrata and the point of beginning.

~~Deer Area No. 2012 Methow Valley (Okanogan County):~~

All private land in the Methow Watershed located outside the external boundary of the Okanogan National Forest and north of the following boundary: starting where the Libby Creek Road (County road 1049) intersects the Okanogan National Forest boundary; east on road 1049 to State Hwy 153; north on Hwy 153 to the Old Carlton Road; east on the Old Carlton Road to the Texas Creek Road (County road 1543); east on the Texas Creek Road to the Vintin Road (County road 1552); northeast on the Vintin Road to the Okanogan National Forest boundary.

~~Deer Area No. 2013 North Okanogan (Okanogan County):~~

Restricted to private land only located within the following boundary: Beginning in Tonasket at the junction of Havillah Rd and Hwy 97; NE on Havillah Rd to Dry Gulch Extension Rd; N to Dry Gulch Rd; N on Dry Gulch Rd to Oroville-Chesaw Rd; W on Oroville-Chesaw Rd to Molson Rd; N on Molson Rd to Nine Mile Rd; N and W on Nine Mile Rd to the Canadian border at the old Sidley Town Site; W along the border to the east shore of Lake Osoyoos; S around Lake Osoyoos to the Okanogan River; S along the east bank of the Okanogan River to the Tonasket Fourth Street Bridge; E on Fourth Street to Hwy 97; N on Hwy 97 to point of beginning.

~~Deer Area No. 2014 Central Okanogan (Okanogan County):~~

Restricted to private land only located within the following boundary: Beginning in Tonasket on the Okanogan River at the Fourth Street Bridge; S along Hwy 7 to Pine Creek Rd; W along Pine Creek Rd to Horse Spring Coulee Rd; W and N on Horse Spring Coulee Rd to Beeman Rd; W on Beeman Rd to North Lemanasky Rd; S along North Lemanasky Rd to Pine Creek Rd; S on Pine Creek Rd to Hagood Cut-off Rd; S on Hagood Cut-off Rd to South Pine Creek Rd; E on South Pine Creek Rd to Hwy 97; S on Hwy 97 to Town of Riverside North Main Street junction; SE on North Main Street to Tunk Valley Rd and the Okanogan River Bridge; E on Tunk Creek Rd to Chewiliken Valley Rd; NE along Chewiliken Valley Rd to Talkire Lake Rd; N on Talkire Lake Rd to Hwy 20; W on Hwy 20 to the junction of Hwy 20 and Hwy 97; N on Hwy 97 to Fourth Street; W on Fourth Street to point of beginning.

~~**Deer Area No. 2015 Omak (Okanogan County):** Restricted to private land only located within the following boundary: Beginning at Hwy 97 and Riverside Cut-off road; west on Riverside Cut-off Rd to Conceonully Road; south on Conceonully Rd to Danker Cut-off road; west on Danker Cut-off road to Salmon Creek Rd; north on Salmon Creek Rd to Spring Coulee Rd; south on Spring Coulee Rd to B&O Road North Rd; southwest on B&O North Rd to Hwy 20; east on Hwy 20 to B&O Rd; south on B&O Rd to the Town of Malott and the bridge over the Okanogan River; north along the west bank of the Okanogan River to the Town of Riverside and the Tunk Valley road bridge; west on Tunk Valley road to State Street in Riverside; south on State Street to 2nd Street; west on 2nd Street to Hwy 97 and the point of beginning.~~

~~**Deer Area No. 2016 Conceonully (Okanogan County):** Restricted to private land only located within the following boundary: Beginning at the Conceonully town limit at the south edge of Town and the east shore of Conceonully Reservoir; south along the east shore of the reservoir to Salmon Creek; south along the east bank of Salmon Creek to Salmon Creek road at the old Ruby Town site; south on Salmon Creek road to Green Lake road; northeast on Green Lake road to Conceonully road; north on Conceonully road to the south limit of the Town of Conceonully and the point of beginning.~~

~~**Deer Area No. 3071 Whitecomb (Benton County):** That part of GMU 373 made up by the Whitecomb Unit of the Umatilla National Wildlife Refuge.~~

~~**Deer Area No. 3072 Paterson (Benton County):** That part of GMU 373 made up by the Paterson Unit of the Umatilla National Wildlife Refuge.~~

~~**Deer Area No. 3088 High Prairie (Klickitat County):** That portion of GMU 388 (Grayback) that is south of SR 142.~~

~~**Deer Area No. 3682 Ahtanum (Yakima County):** That part of GMU 368 beginning at the power line crossing on Ahtanum Creek in T12N, R16E, Section 15; west up Ahtanum Creek to South Fork Ahtanum Creek; southwest up South Fork Ahtanum Creek to its junction with Reservation Creek; southwest up Reservation Creek and the Yakama Indian Reservation boundary to the main divide between the Diamond Fork drainage and Ahtanum Creek drainage; north along the crest of the main divide between the Diamond Fork drainage and the Ahtanum Creek drainage to Darland Mountain; northeast on US Forest Service Trail 615 to US Forest Service Road 1020; northeast on US Forest Service Road 1020 to US Forest Service Road 613; northeast on US Forest Service Road 613 to US Forest Service Trail 1127; northeast on US Forest Service Trail 1127 to US Forest Service Road 1302 (Jump Off Road), southeast of the Jump Off Lookout Station; northeast on US Forest Service Road 1302 (Jump Off Road) to Hwy 12. Northeast on Hwy 12 to the Naches River. Southeast down the Naches River to Cowiche Creek. West up Cowiche Creek and the South Fork Cowiche Creek to Summitview Ave. Northwest on Summitview Ave to Cowiche Mill Road. West on Cowiche Mill Road to the power line in the northeast corner of T13N, R15E, SEC 13. Southeast along the power line to Ahtanum Creek and the point of beginning.~~

~~**Deer Area No. 4004 (San Juan County):** That part of GMU 410 made up of Shaw Island.~~

~~**Deer Area No. 4005 (San Juan County):** That part of GMU 410 made up of Lopez Island.~~

~~**Deer Area No. 4006 (San Juan County):** That part of GMU 410 made up of Oreas Island.~~

~~**Deer Area No. 4007 (San Juan County):** That part of GMU 410 made up of Deetatur Island.~~

~~**Deer Area No. 4008 (San Juan County):** That part of GMU 410 made up of Blakely Island.~~

~~**Deer Area No. 4009 (Skagit County):** That part of GMU 410 made up of Cypress Island.~~

~~**Deer Area No. 4010 (San Juan County):** That part of GMU 410 made up of San Juan Island.~~

~~**Deer Area No. 4011 (Island County):** That part of GMU 410 made up of Camano Island.~~

~~**Deer Area No. 4012 (Island County):** That part of GMU 410 made up of Whidbey Island.~~

~~**Deer Area No. 4013 (King County):** That part of GMU 454 made up of Vashon and Maury islands.~~

~~**Deer Area No. 4926 Guemes (Skagit County):** That part of GMU 407 (North Sound) on Guemes Island.~~

~~**Deer Area No. 5064:** That part of GMU 564 in the Columbia River near the mouth of the Cowlitz River made up of Cottonwood Island and Howard Island.~~

~~**Deer Area No. 6014 (Pierce County):** That part of GMU 652 made up of Anderson Island.~~

~~**Deer Area No. 6020:** Dungeness-Miller Peninsula (Clallam and Jefferson counties): That part of GMU 624 west of Discovery Bay and Salmon Creek.)~~

AMENDATORY SECTION (Amending Order 12-70, filed 5/2/12, effective 6/2/12)

WAC 232-28-342 2012-13, 2013-14, 2014-15 Small game and other wildlife seasons and regulations. ((It is unlawful to fail to)) Hunters must comply with the bag, possession, and season limits ((except as)) described ((below)) in this section. Failure to do so constitutes a violation((s)) of ((this section are punishable under)) RCW 77.15.245, 77.15.400, ((and)) or 77.15.430, depending on the species hunted and the circumstances of the violation.

STATEWIDE SEASONS:

(1) FOREST GROUSE (BLUE, RUFFED, AND SPRUCE)

(a) BAG AND POSSESSION LIMITS: ((Four(4))) 4 grouse per day, straight or mixed bag, with a total of ((twelve(12))) 12 grouse in possession at any time.

(b) SEASON DATES: Sept. 1 - Dec. 31, 2012, 2013, 2014.

(2) BOBCAT

(a) BAG AND POSSESSION LIMITS: No limit.

(b) SEASON DATES: Sept. 1 - Mar. 15, 2012, 2013, 2014, 2015.

(c) RESTRICTION: It is unlawful to hunt bobcat (~~may not be hunted~~) with dogs.

(3) RACCOON

(a) BAG AND POSSESSION LIMITS: No limit.

(b) OPEN AREA: Statewide, EXCEPT closed on Long Island within Willapa National Wildlife Refuge.

(c) SEASON DATES: Sept. 1 - Mar. 15, 2012, 2013, 2014, 2015.

(4) FOX

(a) BAG AND POSSESSION LIMITS: No limit.

(b) OPEN AREA: Statewide, EXCEPT closed within the exterior boundaries of the Mount Baker-Snoqualmie, Okanogan, Wenatchee, and Gifford Pinchot National Forests and GMUs 407 and 410.

(c) SEASON DATES: (~~Sept. 1 - Mar. 15, 2012, 2013, 2014, 2015.~~)

(i) Sept. 1, 2012 - Mar. 15, 2013;

(ii) Sept. 1, 2013 - Mar. 15, 2014; and

(iii) Sept. 1, 2014 - Mar. 15, 2015.

(5) COYOTE

(a) BAG AND POSSESSION LIMITS: No limit.

(b) OPEN AREA: Statewide.

(c) SEASON DATES: Year-round.

(d) RESTRICTION: It is unlawful to hunt coyote (~~may not be hunted~~) with dogs.

(6) COTTONTAIL RABBIT AND SNOWSHOE HARE (OR WASHINGTON HARE)

(a) BAG AND POSSESSION LIMITS: (~~Five (5))~~ 5 cottontails or snowshoe hares per day, with a total of (~~fifteen (15))~~ 15 in possession at any time, straight or mixed bag.

(b) SEASON DATES:

(i) Sept. 1, 2012 - Mar. 15, 2013;

(ii) Sept. 1, 2013 - Mar. 15, 2014; and

(iii) Sept. 1, 2014 - Mar. 15, 2015.

(7) CROWS

(a) BAG AND POSSESSION LIMITS: No limit.

(b) SEASON DATES:

(i) Sept. 1, 2012 - Dec. 31, 2012;

(ii) Sept. 1, 2013 - Dec. 31, 2013; and

(iii) Sept. 1, 2014 - Dec. 31, 2014.

(8) JACKRABBIT;

(~~Season~~) Closed statewide.

(9) PTARMIGAN, SAGE, AND SHARP-TAILED GROUSE;

(~~Season~~) Closed statewide.

(10) WILD TURKEY:

(a) YOUTH SEASON

(i) LEGAL BIRD: Male turkeys and turkeys with visible beards only.

(ii) SEASON DATES:

(A) April 7-8, 2012;

(B) April 6-7, 2013;

(C) April 5-6, 2014; and

(D) April 4-5, 2015.

(b) SPRING SEASON

(i) LEGAL BIRD: Male turkeys and turkeys with visible beards only.

(ii) SEASON DATES:

(A) April 15 - May 31, 2012;

(B) April 15 - May 31, 2013;

(C) April 15 - May 31, 2014; and

(D) April 15 - May 31, 2015.

(iii) BAG LIMIT: The combined spring/youth season limit is (~~three (3))~~ 3 birds. Only (~~two (2))~~ 2 turkeys may be killed in Eastern Washington, except only one (1) may be killed in Chelan, Kittitas, or Yakima counties. One (1) turkey may be killed per year in Western Washington outside of Klickitat County. Two (2) turkeys may be killed in Klickitat County.

(c) FALL NORTHEAST BEARDLESS TURKEY SEASON

(i) LEGAL BIRD: Beardless only.

(ii) LEGAL HUNTER: Open to all hunters with a valid turkey tag.

(iii) OPEN AREA: GMUs 105-142.

(iv) SEASON DATES:

(A) Sept. 22 - Oct. 12, 2012;

(B) Sept. 21 - Oct. 11, 2013; and

(C) Sept. 20 - Oct. 10, 2014.

(v) BAG LIMIT: Two (2) beardless turkeys (in addition to other fall turkey harvest).

(d) EARLY FALL GENERAL SEASON

(i) LEGAL BIRD: Either sex.

(ii) LEGAL HUNTER: Open to all hunters with a valid turkey tag.

(iii) OPEN AREA: GMUs 101, 124-142, 145-154, and 162-186.

(iv) SEASON DATES:

(A) Sept. 22 - Oct. 12, 2012;

(B) Sept. 21 - Oct. 11, 2013; and

(C) Sept. 20 - Oct. 10, 2014.

(v) BAG LIMIT: One (1) turkey (~~either sex~~) (in addition to other fall turkey harvest).

(e) FALL PERMIT SEASONS

(i) LEGAL BIRD: Either sex.

(ii) LEGAL HUNTER: All hunters who are selected in the fall turkey special permit drawing and who also possess a valid turkey tag.

Hunt Name	Permit Season Dates	Special Restrictions	Boundary Description	Permits	Bag Limit*
Klickitat	Sept. 22 - Oct. 12, 2012, Sept. 21 - Oct. 11, 2013, Sept. 20 - Oct. 10, 2014	Either sex	GMUs 382, 388, 568-578	150	1
Methow	Nov. 15 - Dec. 15, 2012, 2013, 2014	Either sex	GMUs 218-231 and 242	50	1

Hunt Name	Permit Season Dates	Special Restrictions	Boundary Description	Permits	Bag Limit*
Teanaway	Nov. 15 - Dec. 15, 2012, 2013, 2014	Either sex	GMU 335	50	1

*BAG LIMIT: During the ~~((early))~~ fall ~~((general and))~~ permit hunting seasons ~~((combined))~~.

(f) LATE FALL SEASON

(i) LEGAL BIRD: Either sex.

(ii) LEGAL HUNTER: Open to all hunters with a valid turkey tag.

(iii) OPEN AREA: GMUs 105-~~((142, 149-))~~154, 162-186.

(iv) SEASON DATES:

(A) Nov. 20 - Dec. 15, 2012;

(B) Nov. 20 - Dec. 15, 2013; and

(C) Nov. 20 - Dec. 15, 2014.

(v) BAG LIMIT: One (1) turkey.

(g) HUNTER EDUCATION INSTRUCTOR INCENTIVE PERMITS

(i) LEGAL BIRD: Male turkeys and turkeys with visible beards only.

(ii) LEGAL HUNTER: Qualified hunter education instructors who are selected through a random drawing. ~~((Qualifying))~~ Hunter education instructors ~~((must be))~~ qualify if the instructor is certified and ~~((have))~~ has been in active status for a minimum of ~~((three))~~ 3 consecutive years, inclusive of the year prior to the permit drawing. Instructors who are drawn, accept a permit, and are able to participate in the hunt~~((s))~~ will not be eligible for ~~((these))~~ a hunter education instructor incentive permit~~((s))~~ for ~~((a period of ten))~~ 10 years ~~((thereafter))~~ after they are drawn for the incentive permit.

(iii) OPEN AREA: Statewide.

(iv) SEASON DATES: April 1 - May 31, 2012, 2013, 2014, 2015.

(v) PERMITS: 2 individuals will be drawn for this permit per year.

(h) OFFICIAL HUNTING HOURS FOR WILD TURKEY:

~~((HUNTING HOURS: One half))~~ 1/2 hour before sunrise to sunset during spring and fall seasons.

(i) SPECIAL ~~((REGULATIONS))~~ RULES FOR WILD TURKEY:

~~((1-))~~ **(i)** Turkey season is open for shotgun shooting #4 shot or smaller, archery, and muzzleloader shotgun shooting #4 shot or smaller.

~~((2-))~~ **(ii)** It is unlawful to hunt turkey unless the hunter possesses a turkey tag ~~((is required for hunting turkey))~~.

~~((3-))~~ **(iii)** It is unlawful to ~~((use dogs to))~~ hunt turkeys with dogs.

~~((4-))~~ **(iv)** It is unlawful to bait game birds.

EASTERN WASHINGTON SEASONS:

(11) RING-NECKED PHEASANT

(a) BAG AND POSSESSION LIMITS: Three (3) cock pheasants per day~~((, with a total of fifteen (15)))~~. Hunters may possess up to 15 cock pheasants ~~((in possession))~~ at any one time.

(b) YOUTH SEASON DATES: ~~((Sept. 22 and 23, 2012; Sept. 21 and 22, 2013; Sept. 20 and 21, 2014.))~~ Open only to youth hunters accompanied by an adult ~~((at least))~~ 18 years ~~((old))~~ of age or older.

(i) Sept. 22-23, 2012;

(ii) Sept. 21-22, 2013; and

(iii) Sept. 20-21, 2014.

(c) HUNTERS SIXTY-FIVE YEARS OF AGE OR OLDER SEASON DATES:

(i) Sept. 24-28, 2012;

(ii) Sept. 23-27, 2013; and

(iii) Sept. 22-26, 2014.

(d) REGULAR SEASON DATES:

(i) Oct. 20, 2012 - Jan. 13, 2013;

(ii) Oct. 19, 2013 - Jan. 12, 2014; and

(iii) Oct. 18, 2014 - Jan. 11, 2015.

(12) CHUKAR

(a) BAG AND POSSESSION LIMITS: ~~((Six (6)))~~ 6 chukar per day~~((, with a total of eighteen (18)))~~. Hunters may possess up to 18 chukar ~~((in possession))~~ at any one time.

(b) YOUTH SEASON DATES: ~~((Sept. 22 and 23, 2012; Sept. 21 and 22, 2013; Sept. 20 and 21, 2014.))~~ Open only to youth hunters accompanied by an adult ~~((at least))~~ 18 years ~~((old))~~ of age or older.

(i) Sept. 22-23, 2012;

(ii) Sept. 21-22, 2013; and

(iii) Sept. 20-21, 2014.

(c) REGULAR SEASON DATES:

(i) Oct. 6, 2012 - Jan. 21, 2013;

(ii) Oct. 5, 2013 - Jan. 20, 2014; and

(iii) Oct. 4, 2014 - Jan. 19, 2015.

(13) GRAY (HUNGARIAN) PARTRIDGE

(a) BAG AND POSSESSION LIMITS: ~~((Six (6)))~~ 6 gray partridges per day~~((, with a total of eighteen (18)))~~. Hunters may possess up to 18 gray partridges ~~((in possession))~~ at any one time.

(b) YOUTH SEASON DATES: ~~((Sept. 22 and 23, 2012; Sept. 21 and 22, 2013; Sept. 20 and 21, 2014.))~~ Open only to youth hunters accompanied by an adult ~~((at least))~~ 18 years ~~((old))~~ of age or older.

(i) Sept. 22-23, 2012;

(ii) Sept. 21-22, 2013; and

(iii) Sept. 20-21, 2014.

(c) REGULAR SEASON DATES:

(i) Oct. 6, 2012 - Jan. 21, 2013;

(ii) Oct. 5, 2013 - Jan. 20, 2014; and

(iii) Oct. 4, 2014 - Jan. 19, 2015.

(14) MOUNTAIN QUAIL

~~((Season))~~ Closed throughout Eastern Washington.

(15) CALIFORNIA (VALLEY) QUAIL AND NORTHERN BOBWHITE

(a) BAG AND POSSESSION LIMITS: ~~((Ten (10)))~~ 10 quail per day~~((, with a total of thirty (30)))~~. Hunters may possess up to 30 quail ~~((in possession))~~ at any one time, straight or mixed bag.

(b) YOUTH SEASON DATES: ~~((Sept. 22 and 23, 2012; Sept. 21 and 22, 2013; Sept. 20 and 21, 2014.))~~ Open only to youth hunters accompanied by an adult ~~((at least))~~ 18 years ~~((old))~~ of age or older.

- (i) Sept. 22-23, 2012;
- (ii) Sept. 21-22, 2013; and
- (iii) Sept. 20-21, 2014.
- (c) REGULAR SEASON DATES:
 - (i) Oct. 6, 2012 - Jan. 21, 2013;
 - (ii) Oct. 5, 2013 - Jan. 20, 2014; and
 - (iii) Oct. 4, 2014 - Jan. 19, 2015.

WESTERN WASHINGTON SEASONS:**(16) RING-NECKED PHEASANT**

(a) BAG AND POSSESSION LIMITS: ~~((Two (2)))~~ 2 pheasants of either sex per day ~~((, with a total of fifteen (15)))~~. Hunters may possess up to 15 pheasants ((in possession)) at any one time.

(b) YOUTH SEASON DATES: ~~((Sept. 22 and 23, 2012; Sept. 21 and 22, 2013; Sept. 20 and 21, 2014.))~~ Open only to youth hunters accompanied by an adult ~~((at least))~~ 18 years ~~((old))~~ of age or older.

- (i) Sept. 22-23, 2012;
- (ii) Sept. 21-22, 2013; and
- (iii) Sept. 20-21, 2014.

(c) HUNTERS SIXTY-FIVE YEARS OF AGE OR OLDER SEASON DATES:

- (i) Sept. 24-28, 2012;
- (ii) Sept. 23-27, 2013; and
- (iii) Sept. 22-26, 2014.

(d) REGULAR SEASON DATES: 8:00 a.m. to 4:00 p.m.

(i) Sept. 29 - Nov. 30, 2012;

(ii) Sept. 28 - Nov. 30, 2013; and

(iii) Sept. 27 - Nov. 30, 2014. ~~((8 a.m. to 4 p.m.; EXCEPT Dungeness Recreation Area Site (Clallam County) starting Oct. 6, 2012; Oct. 5, 2013; Oct. 4, 2014.))~~

(e) EXTENDED SEASON DATES:

(i) Dec. 1-15, 2012, 2013, 2014.

(ii) 8 a.m. to 4 p.m. only ~~((on))~~ at the following release sites: Belfair, Fort Lewis, Kosmos, Lincoln Creek, Scatter Creek, Skookumchuck, and all Whidbey Island release sites EXCEPT Bayview.

~~((Pheasants))~~ (iii) The department will not ((be released)) release pheasants during the extended season.

(f) SPECIAL RESTRICTION: Western Washington pheasant hunters must choose to hunt only on ((either)) odd-numbered or even-numbered weekend days from 8:00 - 10:00 a.m. at all units of Lake Terrell, Tennant Lake, Snoqualmie, Skagit, Skookumchuck, and Scatter Creek Wildlife Areas, and all hunting sites on Whidbey Island((, and at the Dungeness Recreation Area, and)). Hunters must indicate their choice of odd-numbered or even-numbered weekend days on the Western Washington Pheasant Permit by choosing "odd" or "even." Hunters who select the three day option, hunters 65 years of age or older, and youth hunters may hunt ~~((during either))~~ in the morning on both odd-numbered and even-numbered weekend ((day morning)) days. Youth hunters must be accompanied by an adult ~~((at least))~~ 18 years ~~((old who))~~ of age or older, and the adult must have an appropriately marked pheasant permit if hunting.

(17) MOUNTAIN QUAIL

(a) BAG AND POSSESSION LIMITS: ~~((Two (2)))~~ 2 mountain quail per day ~~((, with a total of four (4)))~~. Hunters may possess up to 4 mountain quail ((in possession)) at any one time.

(b) SEASON DATES:

- (i) Sept. 29 - Nov. 30, 2012;
- (ii) Sept. 28 - Nov. 30, 2013; and
- (iii) Sept. 27 - Nov. 30, 2014.

(18) CALIFORNIA (VALLEY) QUAIL AND NORTHERN BOBWHITE

(a) BAG AND POSSESSION LIMITS: ~~((Ten (10)))~~ 10 California (valley) quail or northern bobwhite per day ~~((, with a total of thirty (30)))~~. Hunters may possess up to 30 California (valley) quail or northern bobwhite ((in possession)) at any one time, straight or mixed bag.

(b) SEASON DATES:

- (i) Sept. 29 - Nov. 30, 2012;
- (ii) Sept. 28 - Nov. 30, 2013; and
- (iii) Sept. 27 - Nov. 30, 2014.

FALCONRY SEASONS:**(19) UPLAND GAME BIRD AND FOREST GROUSE - FALCONRY**

(a) BAG AND POSSESSION LIMITS:

~~((Two (2)))~~ (i) 2 pheasants (either sex) ~~((, six (6)))~~;

(ii) 6 partridge ~~((, five (5)))~~;

(iii) 5 California (valley) quail or northern bobwhite ~~((, two (2)))~~;

(iv) 2 mountain quail (in Western Washington only) ~~((, and three (3)))~~;

(v) 3 forest grouse (blue, ruffed, spruce) per day ~~((,))~~; and

(vi) Possession limit is twice the daily bag limit.

(b) OPEN AREA: Statewide.

(c) SEASON DATES:

(i) Aug. 1, 2012 - Mar. 15, 2013;

(ii) Aug. 1, 2013 - Mar. 15, 2014; and

(iii) Aug. 1, 2014 - Mar. 15, 2015.

(20) TURKEY - FALCONRY

(a) A turkey tag is required to hunt turkey during the turkey falconry season.

(b) BAG AND POSSESSION LIMITS: One (1) turkey (either sex) per turkey tag, with a maximum of ~~((two (2)))~~ 2 turkeys. ~~((Possession limit: Two (2)))~~ Hunters may possess up to 2 turkeys at any one time.

(c) OPEN AREA: Eastern Washington.

(d) SEASON DATES:

(i) Sept. 1, 2012 - Feb. 15, 2013;

(ii) Sept. 1, 2013 - Feb. 15, 2014; and

(iii) Sept. 1, 2014 - Feb. 15, 2015.

(21) MOURNING DOVE - FALCONRY

(a) BAG AND POSSESSION LIMITS: ~~((Three (3)))~~ 3 mourning doves per day, straight bag or mixed bag with snipe, coots, ducks, and geese during established seasons. The possession limit is twice the daily limit.

(b) OPEN AREA: Statewide.

(c) SEASON DATES: Sept. 1 - Dec. 16, 2012, 2013, 2014.

(22) COTTONTAIL RABBIT AND SNOWSHOE HARE - FALCONRY

(a) BAG AND POSSESSION LIMITS: ~~((Five (5)))~~ 5 cottontails or snowshoe hares per day, straight or mixed bag. ~~((Possession limit: Fifteen (15)))~~ Hunters may possess up to 15 cottontails or snowshoe hares at any one time, straight or mixed bag.

(b) OPEN AREA: Statewide.

(c) SEASON DATES:

- (i) Aug. 1, 2012 - Mar. 15, 2013;
- (ii) Aug. 1, 2013 - Mar. 15, 2014; and
- (iii) Aug. 1, 2014 - Mar. 15, 2015.

OTHER SEASONS:**(23) CANADA GOOSE SEPTEMBER SEASON****(a) WESTERN WASHINGTON:**

~~(i) BAG AND POSSESSION LIMITS: ((Western Washington, except Cowlitz and Wahkiakum counties and that part of Clark County north of the Washougal River: Five (5)))~~

~~(A) 5 Canada geese per day ((with a total of ten (10) in possession)); hunters may possess up to 10 Canada geese at any time(-). EXCEPT:~~

~~(B) In Cowlitz and Wahkiakum counties and that part of Clark County north of the Washougal River: ((Three (3))) 3 Canada geese per day ((with a total of six (6) in possession)); hunters may possess up to 6 at any one time.~~

~~(ii) SEASON DATES: Sept. 10-15, 2012, 2013, and 2014, EXCEPT Pacific County: Sept. 1-15, 2012, 2013, and 2014.~~

(b) EASTERN WASHINGTON:

~~(i) BAG AND POSSESSION LIMITS: ((Three (3))) 3 Canada geese per day ((with a total of six (6) in possession)); hunters may possess up to 6 at any one time.~~

~~((EASTERN WASHINGTON)) (ii) SEASON DATES: Sept. 14-15, 2012, 2013, 2014.~~

~~((WESTERN WASHINGTON SEASON DATES: Sept. 10-15, 2012, 2013, and 2014. EXCEPT Pacific County: Sept. 1-15, 2012, 2013, 2014.))~~

(24) MOURNING DOVE

~~(a) BAG AND POSSESSION LIMITS: ((Ten (10))) 10 mourning doves per day ((with a total of twenty (20) mourning doves in possession)). Hunters may possess up to 20 mourning doves at any one time.~~

~~(b) OPEN AREA: Statewide.~~

~~(c) SEASON DATES: Sept. 1-30, 2012, 2013, 2014.~~

~~((HIP REQUIREMENTS:~~

~~All hunters age 16 and over of migratory game birds (duck, goose, coot, snipe, mourning dove, and band-tailed pigeon) 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 free Washington Youth Migratory Bird permit as evidence of compliance with this requirement when hunting migratory game birds.))~~

(25) BAND-TAILED PIGEON

~~(a) BAG AND POSSESSION LIMITS: ((Two (2))) 2 band-tailed pigeons per day ((with a total of four (4))). Hunters may possess up to 4 band-tailed pigeons ((in possession)) at any one time.~~

~~(b) OPEN AREA: Statewide.~~

~~(c) SEASON DATES: Sept. 15-23, 2012, 2013, 2014.~~

~~(d) WRITTEN AUTHORIZATION IS REQUIRED TO HUNT BAND-TAILED PIGEONS(-);~~

~~(i) Hunters must possess a special migratory bird hunting authorization and harvest record card for band-tailed pigeons when hunting band-tailed pigeons. Immediately after taking a band-tailed pigeon into possession, hunters must record ((in ink)) the required information ((required)) in ink on the har-~~

vest record card. Hunters must report harvest information from band-tailed pigeon harvest record cards to the Washington department of fish and wildlife (WDFW ((for receipt)) so that the department receives the information by September 30 following the current season. Every person issued a migratory bird hunting authorization and harvest record card must return the entire card to ~~((the Washington department of fish and wildlife))~~ WDFW or report the card information at the designated internet site listed on the harvest record card. ~~((Any)) If a hunter ((failing)) fails to report his or her harvest by the reporting deadline ((will be in noncompliance)), he or she is in violation~~ of reporting requirements.

~~(ii) Beginning with the 2013 license year, hunters who ((have)) do not ((reported)) report band-tailed pigeon hunting activity by the reporting deadline for any harvest record card ((will be)) are required to pay a ten dollar administrative fee before any new migratory bird authorization and harvest record card ((will be)) is issued. A hunter may only be penalized a maximum of ten dollars during a license year.~~

(26) BIRD DOG TRAINING SEASON

~~(a) Wild upland game birds may be pursued during the dog-training season(-) but may not be killed except during established hunting seasons. A small game license is required to train dogs on wild game birds. A Western Washington Pheasant Permit is required to train dogs on pheasants in Western Washington. Captive raised game birds may be released and killed during dog training if the hunter has proof of lawful acquisition (invoices) ~~((are in possession))~~ and the birds are appropriately marked (WAC 232-12-271 and 232-12-044).~~

~~(b) OPEN AREA: Statewide.~~

~~(c) SEASON DATES: Aug. 1, 2012 - Mar. 31, 2013; Aug. 1, 2013 - Mar. 31, 2014; Aug. 1, 2014 - Mar. 31, 2015.~~

~~(d) Only youth and seniors may train dogs during their respective seasons on designated Western Washington pheasant release sites.~~

~~(e) Bird dog training may be conducted year round on areas posted for bird dog training on portions of:~~

~~(i) Region One - Espanola (T24N, R40E, E 1/2 of section 16);~~

~~(ii) Region Three - South L. T. Murray Wildlife Area;~~

~~(iii) Region Four - Skagit Wildlife Area, Lake Terrell Wildlife Area, and Snoqualmie Wildlife Area;~~

~~(iv) Region Five - Shillapoo/Vancouver Lake Wildlife Area;~~

~~(v) Region Six - Scatter Creek Wildlife Area, Fort Lewis Military Base.~~

~~((HOUND HUNTING DURING DEER AND ELK HUNTING SEASONS~~

~~It is unlawful to hunt any wildlife at night or wild animals with dogs (hounds) during the months of September, October, or November in any area open to a modern firearm deer or elk season. The use of hounds to hunt black bear, cougar (EXCEPT by public safety cougar removal permit (WAC 232-12-243) or a commission authorized hound permit (WAC 232-28-285)), coyote, and bobcat is prohibited year round.))~~

(27) YAKAMA INDIAN RESERVATION:

The 2012-13, 2013-14, and 2014-15 upland bird seasons within the Yakama Indian Reservation (~~(shall be)~~) are the same as the season established by the Yakama Indian Nation.

(28) COLVILLE INDIAN RESERVATION:

The 2012-13, 2013-14, and 2014-15 upland bird seasons within the Colville Indian Reservation (~~(shall be)~~) are the same as the season established by the Colville Indian Tribe.

HIP REQUIREMENTS:

(29) All hunters of migratory game birds (duck, goose, coot, snipe, mourning dove, and band-tailed pigeon) age 16 and over are required to complete a Harvest Information Program (HIP) survey at a license dealer and possess a Washington Migratory Bird permit as evidence of compliance with this requirement when hunting migratory game birds.

(30) Youth hunters are required to complete a HIP survey and possess a free Washington Youth Migratory Bird permit as evidence of compliance with this requirement when hunting migratory game birds.

AMENDATORY SECTION (Amending Order 12-70, filed 5/2/12, effective 6/2/12)

WAC 232-28-357 2012-2014 Deer general seasons and definitions. It is unlawful to fail to comply with the bag, possession, and season limits (~~(except as)~~) 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 (~~(fish and wildlife commission)~~) department rule.

Hunting Method: Hunters must select one of the hunting methods ((+)): Modern firearm, archery, or muzzle-loader(§).

Any Buck Deer Seasons: Open only to the taking of deer with visible antlers (buck fawns illegal).

Antler Point: To qualify as an antler point, the point must be at least one inch long, measured on the longest side.

Antler Restrictions: APPLIES TO ALL HUNTERS DURING ANY GENERAL SEASON AND DESIGNATED SPECIAL PERMIT SEASONS. Buck deer taken in antler restricted game management units (GMUs) must meet minimum antler point requirements. Minimum antler point requirements are antler points on one

side only. Eye guards are antler points when they are at least one inch long.

2-point Minimum GMUs: 437, 636, 654, and 681.

3-point Minimum GMUs: All mule deer in 100, 200, and 300 series GMUs; white-tailed deer in GMUs 127, 130, 133, 136, 139, 142, 145, 149, 154, 162, 163, 166, 169, 172, 175, 178, 181, 186, and black-tailed deer in GMU 578.

4-point Minimum GMUs: All white-tailed deer in GMUs 117 and 121.

Permit-only Units: The following GMUs require a special permit to hunt deer: 157 (Mill Creek Watershed), 290 (Desert), 329 (Quilomene), 371 (Alkali), and 485 (Green River).

GMUs Closed to Deer Hunting: 490 (Cedar River) and 522 (Loo-wit).

Types of deer that a person may legally hunt in Washington:

Black-tailed Deer: Any member of black-tailed/mule deer (species *Odocoileus hemionus*) found west of a line drawn from the Canadian border south on the Pacific Crest Trail and along the Yakama Indian Reservation boundary in Yakima County to the Klickitat River; south down Klickitat River to the Columbia River.

Mule Deer: Any member of black-tailed/mule deer (species *Odocoileus hemionus*) found east of a line drawn from the Canadian border south on the Pacific Crest Trail and along the Yakama Indian Reservation boundary in Yakima County to the Klickitat River; south down Klickitat River to the Columbia River.

White-tailed Deer: (~~(Means)~~) 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 (~~(on his/her person)~~) for the area hunted.

Hunting Method: Modern firearm deer tag hunters may use rifle, handgun, shotgun, bow or muzzleloader, but only during modern firearm seasons.

Hunt Season	2012 Dates	2013 Dates	2014 Dates	Game Management Units (GMUs)	Legal Deer
HIGH BUCK HUNTS					
	Sept. 15-25	Sept. 15-25	Sept. 15-25	Alpine Lakes, Glacier Peak, Pasayten, Olympic Peninsula, and Henry Jackson Wilderness Areas and Lake Chelan Recreation Area	3 pt. min.
GENERAL SEASON					
Western Washington Black-tailed Deer	Oct. 13-31	Oct. 12-31	Oct. 11-31	407, 418, 426, 448, 450, 454, 460, 466, 501 through 520, 524 through 556, 560, 568, 572, 574, 601 through 633, 638 through 653, 658 through 673, 684	Any buck
				410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 564, 655, Deer Area((s-4013-4926, 6014, and)) 6020	Any deer
				578	3 pt. min.

Hunt Season	2012 Dates	2013 Dates	2014 Dates	Game Management Units (GMUs)	Legal Deer
				437, 636, 654, 681	2 pt. min.
Eastern Washington White-tailed Deer	Oct. 13-26	Oct. 12-25	Oct. 11-24	101, 105, 108, 111, 113, 124	Any white-tailed buck
	Oct. 13-21	Oct. 12-20	Oct. 11-19	203 through 284, 328, 330 through 368, 372	Any white-tailed buck
	Oct. 13-21	Oct. 12-20	Oct. 11-19	127 through 154, 162 through 186 379, 381	White-tailed, 3 pt. min. Any white-tailed deer
	Oct. 13-26	Oct. 12-25	Oct. 11-24	373	Any white-tailed deer
Eastern Washington White-tailed Deer in GMUs 117 and 121	Oct. 13-26	Oct. 12-25	Oct. 11-24	117, 121	White-tailed, 4 pt. min.
Eastern Washington Mule Deer	Oct. 13-21	Oct. 12-20	Oct. 11-19	101 through 154, 162 through 186, 203 through 284, 328, 330 through 368, 372, 379, 381	Mule deer, 3 pt. min.
	Oct. 13-26	Oct. 12-25	Oct. 11-24	373, 382, 388	Mule deer, 3 pt. min.
LATE GENERAL SEASON					
Western Washington Black-tailed Deer	Nov. 15-18	Nov. 14-17	Nov. 13-16	407, 454, 466, 501 through 520, 524 through 560, 568, 572, 601 through 633, 638 through 653, 658 through 673, 684 and 699 636, 654, 681	Any buck 2 pt. min.
	Nov. 15-18	Nov. 14-17	Nov. 13-16	410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 564, 655, Deer Area((s-4013, 4926, 6014,)) 6020	Any deer
Eastern Washington White-tailed Deer	Nov. 10-19	Nov. 9-19	Nov. 8-19	105, 108, 111, 113, 124	Any white-tailed buck
Eastern Washington White-tailed Deer in GMUs 117 and 121	Nov. 10-19	Nov. 9-19	Nov. 8-19	117, 121	White-tailed, 4 pt. min.
HUNTERS 65 AND OVER, DISABLED, OR YOUTH GENERAL SEASONS					
Eastern Washington White-tailed Deer	Oct. 13-26	Oct. 12-25	Oct. 11-24	124	Any white-tailed deer
	Oct. 18-21	Oct. 17-20	Oct. 16-19	101, 105, 108, 111, 113	Any white-tailed deer
	Nov. 10-19	Nov. 9-19	Nov. 8-19	Deer Area 1050	Any white-tailed deer
	Nov. 10-19	Nov. 9-19	Nov. 8-19	Deer Areas 1060, 1070, 1080	White-tailed, antlerless only
	Oct. 13-21	Oct. 12-20	Oct. 11-19	127 through 142, 145, 149, 154, ((and 172 through 178,)) and Deer Area 1010	White-tailed, 3 pt. min. or antlerless
Eastern Washington White-tailed Deer in GMUs 117 and 121	Oct. 18-21	Oct. 17-20	Oct. 16-19	117, 121	White-tailed, 4 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 ((on his/her person)) for the area hunted.

Special Notes: Archery tag holders can only hunt during archery seasons with archery equipment (WAC 232-12-054).

Hunt Area	2012 Dates	2013 Dates	2014 Dates	Game Management Units (GMUs)	Legal Deer
EARLY ARCHERY GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	Sept. 1-28	Sept. 1-27	Sept. 1-26	407 through 426, 448, 450, 454, 466, 501, 504, 505, 510, 513, 520, 554, 564, 568, 621 through 633, 642 through 652, 655, 658 through 672, 684 and 699	Any deer
				460, 503, 601, 603, 615, 618, 673	Any buck
				437, 636, 654, 681	2 pt. min. or antlerless
				578	3 pt. min.
	Sept. 1-23	Sept. 1-22	Sept. 1-21	516, 524, 556, 638, 653 506, 530, 550, 560, 572, 574, 602, 607, 612	Any deer Any buck
Eastern Washington Mule Deer	Sept. 1-28	Sept. 1-27	Sept. 1-26	105 through 121, ((+445,)) 166, 169, 172, 175, 181, 243, 334	3 pt. min.

Hunt Area	2012 Dates	2013 Dates	2014 Dates	Game Management Units (GMUs)	Legal Deer
				124 through 142, ((175-181,)) 145, 186, 244 through 247, 249, 250, 260, 372, 373, 379, 381, 382, 388	3 pt. min. or antlerless
	Sept. 1-23	Sept. 1-22	Sept. 1-21	149, 154, 178	3 pt. min. or antlerless
	Sept. 1-23	Sept. 1-22	Sept. 1-21	((149, 154,)) 162, 163, 251, 328, 335, 336, 340, 342, 346, 352, 356, 360, 364, 368	3 pt. min.
	Sept. 1-15	Sept. 1-15	Sept. 1-15	101, 204 through 242, 248, 254, 262, 266, 269, 272, 278, 284	3 pt. min.
	Sept. 16-28	Sept. 16-27	Sept. 16-26	101, 204 through 242, 248, 254, 262, 266, 269, 272, 278, 284	3 pt. min. or antlerless
Eastern Washington White-tailed Deer	Sept. 1-28	Sept. 1-27	Sept. 1-26	101, 105, 108, 111, 113	Any white-tailed buck
	Sept. 1-28	Sept. 1-27	Sept. 1-26	124, 204 through 250, 254 through 284, 373, 379, 381	Any white-tailed deer
	Sept. 1-28	Sept. 1-27	Sept. 1-26	127 through 145, 166, ((169, 172, 175,)) 181, 186	White-tailed, 3 pt. min. or antlerless
	Sept. 1-23	Sept. 1-22	Sept. 1-21	149, 154, 162, 163, 178	White-tailed, 3 pt. min. or antlerless
	Sept. 1-23	Sept. 1-22	Sept. 1-21	((149)) 169, 172, 175	White-tailed, 3 pt. min.
Eastern Washington White-tailed Deer in GMUs 117 and 121	Sept. 1-28	Sept. 1-27	Sept. 1-26	117, 121	White-tailed, 4 pt. min.
LATE ARCHERY GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	Nov. 21 - Dec. 8	Nov. 27 - Dec. 8	Nov. 26 - Dec. 8	437, 636, 654, 681	2 pt. min. or antlerless
	Nov. 21 - Dec. 15	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	466, 510 through 520, 524, 556, 638, 648, and 699	Any deer
	Nov. 21 - Dec. 15	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	460, 506, 530, 560, 572, 601, 607 through 618	Any buck
	Nov. 21 - Dec. 31	Nov. 27 - Dec. 31	Nov. 26 - Dec. 31	603, 624, 652, 655	Any buck
	Nov. 21 - Dec. 31	Nov. 27 - Dec. 31	Nov. 26 - Dec. 31	407, 410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 454, 505, 564, 627, 633, 642, 660 through 672	Any deer
Eastern Washington Mule Deer	Nov. 21-30	Nov. 21-30	Nov. 21-30	209, 215, 233, 243, 250	3 pt. min.
	Nov. 21 - Dec. 8	Nov. 27 - Dec. 8	Nov. 26 - Dec. 8	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	3 pt. min. or antlerless
	Nov. 21 - Dec. 8	Nov. 27 - Dec. 8	Nov. 26 - Dec. 8	272, 278, 373	3 pt. min. or antlerless
	Dec. 9-31	Dec. 9-31	Dec. 9-31	Deer Area 1021	Antlerless only
Eastern Washington White-tailed Deer	Nov. 10 - Dec. 15	Nov. 10 - Dec. 15	Nov. 10 - Dec. 15	101	Any white-tailed deer
	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	105, 108, 124	Any white-tailed deer
	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	Nov. 25 - Dec. 15	127	White-tailed, 3 pt. min. or antlerless
	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	145, 163, 178	White-tailed, 3 pt. min. or antlerless
	Nov. 21 - Dec. 15	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	204, 209, 215, 233, 243, 272, 278, 373	Any white-tailed deer
Eastern Washington White-tailed Deer in GMUs 117 and 121	Nov. 25 - Dec. 9	Nov. 25 - Dec. 9	Nov. 25 - Dec. 9	117, 121	White-tailed, 4 pt. min.
	Dec. 10-15	Dec. 10-15	Dec. 10-15	117, 121	White-tailed, 4 pt. min. or antlerless

MUZZLELOADER DEER SEASONS

License Required: A valid big game hunting license, which includes a deer species option.

Tag Required: A valid muzzleloader deer tag ((on his/her person)) for the area hunted.

Hunting Method: Muzzleloader only.

Special Notes: Muzzleloader tag holders can only hunt during muzzleloader seasons and must hunt with muzzleloader equipment (WAC 232-12-051) or archery equipment (WAC 232-12-054).

Hunt Area	2012 Dates	2013 Dates	2014 Dates	Game Management Units (GMUs)	Legal Deer
High Buck Hunts	Sept. 15-25	Sept. 15-25	Sept. 15-25	Alpine Lakes, Glacier Peak, Pasayten, Olympic Peninsula, and Henry Jackson Wilderness areas, and Lake Chelan Recreation Area	3 pt. min.
EARLY MUZZLELOADER GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	Sept. 29 - Oct. 7	Sept. 28 - Oct. 6	Sept. 27 - Oct. 5	407, 418, 426, 448, 450, 501, 504, 505, 506, 510, 513, 516, 520, 530, 554, 556, 568, 572, 574, 603, 607, 612, 615, 624, 638, 642, 648, 660, 663, 672, 673, 684	Any buck
				410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 454, 564, 627, 652, 655, 666, Deer Area((s-4926 and)) 6020	Any deer
				437, 636	2 pt. min.
				578	3 pt. min.
Eastern Washington White-tailed Deer	Sept. 29 - Oct. 7	Sept. 28 - Oct. 6	Sept. 27 - Oct. 5	101, 105, 108, 111, 113, 124, 203, 204, 209, 215, 231, 233, 239, 242, 243, 244, 245, 246, 248, 250, 251, 260, 278, 284	White-tailed, any buck
				142, 145, 149	White-tailed, 3 pt. min. or antlerless
				127, 130, 133, 136, 139, ((145, 149,)) 175, 181, 186	White-tailed, 3 pt. min.
				373, 379	White-tailed, any deer
Eastern Washington White-tailed Deer in GMUs 117 and 121	Sept. 29 - Oct. 7	Sept. 28 - Oct. 6	Sept. 27 - Oct. 5	117, 121	White-tailed, 4 pt. min.
Eastern Washington Mule Deer	Sept. 29 - Oct. 7	Sept. 28 - Oct. 6	Sept. 27 - Oct. 5	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, 284, 328, 330 through 342, 352 through 360, 368, 373, 379, 382	Mule deer, 3 pt. min.
				278	Mule deer, 3 pt. min. or antlerless
LATE MUZZLELOADER GENERAL DEER SEASONS					
Western Washington Black-tailed Deer	Nov. 22 - Dec. 15	Nov. 28 - Dec. 15	Nov. 27 - Dec. 15	407, 410, 411, 412, 413, 414, 415, 416, 417, 419, 420, 421, 422, 454, 501, 504, 564, 627, 633, 666, 684, and Deer Area((s-4926 and)) 6020	Any deer
				654	2 pt. min.
	Nov. 22 - Dec. 6	Nov. 28 - Dec. 6	Nov. 27 - Dec. 6	667, 673	Any buck
	Dec. 7-15	Dec. 7-15	Dec. 7-15	673	Any deer
Eastern Washington White-tailed Deer	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	113	Any white-tailed buck
	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	130, 133, 136, 139	White-tailed, 3 pt. min. or antlerless
	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	172, 181	White-tailed, 3 pt. min. ((or antlerless))
	Nov. 20-30	Nov. 20-30	Nov. 20-30	379, 381	Any white-tailed deer
Eastern Washington Mule Deer	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	130	Antlerless
	Nov. 20-30	Nov. 20-30	Nov. 20-30	381	3 pt. min. or antlerless
	Nov. 20-30	Nov. 20-30	Nov. 20-30	379, 382	3 pt. min.

AMENDATORY SECTION (Amending Order 12-70, filed 5/2/12, effective 6/2/12)

WAC 232-28-358 2012-2014 Elk general seasons and definitions. It is unlawful to fail to comply with bag, possession, and season limits ((except as)) described below. A violation((s)) of this section ((are)) 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 ((fish and wildlife commission)) department rule. Any combination of seasons, tags, and permits set by the ((fish and wildlife commission)) 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 ((~~of~~): Modern firearm, archery, or muzzle-loader(~~of~~)).

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 ((~~of~~); bull calves are illegal(~~of~~)).

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 ((~~four~~) 4) inches above where the antler attaches to the skull.

Spike-only GMUs: 145-154, 162-186, 249, and 336-368.

True Spike(~~(—)~~)_Bull Antler Restrictions: Neither antler of bull elk taken in ((these units must)) GMUs 251, and 328-335 can have ((both antlers with no)) branching originating more than ((~~four~~) 4) inches above where the antlers attach to the skull. Under the true-spike restriction, ((~~the~~) taking ((~~of~~)) an elk that has two points on one side or ((~~has~~) antler points within one inch of the definitions regarding length of point, or point of origination, is an infraction under RCW ((~~7.84.030~~)) 77.15.160. All other types of violations of the true-spike restriction are subject to current penalties and assessments under RCW 77.15.410 and 77.15.420.

True-spike GMUs: 251, 328-335.

3-point Antler Restrictions: Legal bull elk must have at least 3 antler points on one side, with at least 2 antler points above the ear. Eye guards are antler points when they are at least one inch long. Antler restrictions apply to all hunters during any open season.

3-point GMUs: All of Western Washington, except for GMUs 454, 564, 568, 574, 578, 652 for archers, 666, 684, and Elk Area 4941.

Permit-only Units: The following GMUs are closed to elk hunting during general elk seasons: 157, 371, 418, 485, 522, 524, 556, 621, 636, and 653(~~(, and Elk Area 3068)~~).

GMUs Closed to Elk Hunting: 437 (except for Elk Area 4941) and 490.

Areas with Special Restrictions: There are modern firearm restrictions in GMU 334 and portions of GMU 660. GMU 554 is open only for early archery and muzzleloader seasons. Elk Area 6064 in GMU 638 (Quinalt) is open to master hunters only.

Elk Tag Areas

Eastern Washington: All 100, 200, and 300 GMUs ((~~except permit only for all hunters in GMUs 157 and 371. Modern firearms are restricted in GMU 334~~)).

- EA - Eastern Washington Archery Tag
- EF - Eastern Washington Modern Firearm General Elk Tag
- EM - Eastern Washington Muzzleloader Tag

Western Washington: All 400, 500, and 600 GMUs ((~~except closed in GMU 437 (except for Elk Area 4941), 490, and modern firearm restrictions in portions of GMU 660. GMU 554 is open only for early archery and muzzleloader seasons. Elk Area 6064 in GMU 638 (Quinalt) is open to master hunters only. Elk hunting by permit only in GMUs 418, 485, 522, 524, 556, 621, and 636~~)).

- WA - Western Washington Archery Tag
- WF - Western Washington Modern Firearm General Elk Tag
- WM - Western Washington Muzzleloader Tag

Modern Firearm General Elk Seasons

License Required: A valid big game hunting license with an elk tag option.

Tag Required: A valid modern firearm elk tag as listed below ((~~on his/her person~~)) for the area hunted.

Hunting Method: May use modern firearm, bow and arrow, or muzzleloader, but only during modern firearm seasons.

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	2012 Dates	2013 Dates	2014 Dates	Legal Elk
Eastern Washington	EF	101, 105, 108, 111, 113, 117, 121, 204	Oct. 27 - Nov. 4	Oct. 26 - Nov. 3	Oct. 25 - Nov. 2	Any bull
		145 through 154, 162 through 186, 249, 336 through 368	Oct. 27 - Nov. 4	Oct. 26 - Nov. 3	Oct. 25 - Nov. 2	Spike bull
		251, 328, 329, 334, 335	Oct. 27 - Nov. 4	Oct. 26 - Nov. 3	Oct. 26 - Nov. 2	True spike bull
		Elk Area 3722*	Sept. 8-23	Sept. 7-22	Sept. 6-21	Antlerless only
		124 through 142, 372, 382, 388	Oct. 27 - Nov. 4	Oct. 26 - Nov. 3	Oct. 25 - Nov. 2	Any elk
		203, 209 through 248, 250, 254 through 290, 373, 379, 381	Oct. 27 - Nov. 15	Oct. 26 - Nov. 15	Oct. 25 - Nov. 15	Any elk
		Elk Area 2033	Sept. 4-30	Sept. 3-30	Sept. 2-30	Antlerless only
		Master Hunters Only: 371, Elk Area 3912	Aug. 1 - Jan. 20, 2013	Aug. 1 - Jan. 20, 2014	Aug. 1 - Jan. 20, 2015	Antlerless only

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	2012 Dates	2013 Dates	2014 Dates	Legal Elk
		Master Hunters Only: Elk Area 3911**	Nov. 10 - Dec. 16	Nov. 9 - Dec. 15	Nov. 8 - Dec. 14	Antlerless only
		Master Hunters Only: Elk Area 3911** 2nd tag.	Aug. 1 - Oct. 26	Aug. 1 - Oct. 25	Aug. 1 - Oct. 24	Antlerless only
		Master Hunters Only: 127, 130	Dec. 9-31	Dec. 9-31	Dec. 9-31	Antlerless only
<p>*GMU 372 and Elk Area 3722 are mainly private property((-)). Hunters are not advised to try hunting these areas without making prior arrangements for access.</p> <p>**Master Hunters who hunt in Elk Area 3911 may purchase a master hunter, Elk Area 3911, second elk transport tag. Only one (1) antlerless elk may be taken from Elk Area 3911 unless drawn for an antlerless elk special permit. Any legal weapon may be used. Master hunter, Elk Area 3911, second elk transport tags will be valid only for Elk Area 3911 from August 1 - October 26, 2012, August 1 - October 25, 2013, and August 1 - October 24, 2014. All hunters participating in the Elk Area 3911 hunt must wear hunter orange.</p>						
Western Washington	WF	407, 460, 466, 503, 505 through 520, 530, 550, 560, 568, 572, 574, 578, 601 through 618, 624 (except for Elk Area 6071), 627 through 633, 638 through 652, 654 through 684. Except master hunters only in Elk Area 6064.	Nov. 3-14	Nov. 2-13	Nov. 1-12	3 pt. min.
		501, 504	Nov. 3-14	Nov. 2-13	Nov. 1-12	3 pt. min. or antlerless
		448, 564, 666	Nov. 3-14	Nov. 2-13	Nov. 1-12	Any elk
		454	Nov. 3-14	Nov. 2-13	Nov. 1-12	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 (on his/her person) for the area hunted.

Hunting Method: Bow and arrow only, as defined under WAC 232-12-054.

Special Notes: Archery tag holders can hunt only during archery seasons and must hunt with archery equipment (WAC 232-12-054). Archery elk hunters may apply for special bull permits. Please see permit table for tag eligibility for all elk permits.

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	2012 Dates	2013 Dates	2014 Dates	Legal Elk
Early Archery General Elk Seasons						
Eastern Washington	EA	101 through 142, 243, 247, 249, 250, 373, 379, 381, 388	Sept. 4-16	Sept. 3-15	Sept. 2-14	Any elk
		162, 166 through 172, 186((-352, 356))	Sept. 4-16	Sept. 3-15	Sept. 2-14	Spike bull
		328, 329, 335	Sept. 4-16	Sept. 3-15	Sept. 2-14	True spike bull
		145, 149, 154, Elk Area 1010, Elk Area 1013, 163, 175, 178, 181, 334, 336, 340, ((346,)) 352, 356, 364	Sept. 4-16	Sept. 3-15	Sept. 2-14	Spike bull or antlerless
Western Washington	WA	448, 454, 564, 652, 666	Sept. 4-16	Sept. 3-15	Sept. 2-14	Any elk
		407	N/A	Sept. 3-27	Sept. 2-26	Any elk
		((407,)) 501 through 505, 520, 550, 554, 560, 568, 572, 574, 578, 624, except for Elk Area 6071, Elk Area 6061, 654, 660, 667 through 673, 681, 684, 699	Sept. 4-16	Sept. 3-15	Sept. 2-14	3 pt. min. or antlerless

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	2012 Dates	2013 Dates	2014 Dates	Legal Elk
		460, 466, 506, 510, 513, 516, 530, 601, 602, 603, 607, 612 through 618, 627, 633, 638 through 648, 651, 658, 663. Master hunters only in Elk Area 6064.	Sept. 4-16	Sept. 3-15	Sept. 2-14	3 pt. min.
Late Archery General Elk Seasons						
Eastern Washington	EA	101, 105, 108, 117, 121, 204	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Any bull
		124, 127, 373, 388	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Nov. 25 - Dec. 8	Any elk
		178	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Nov. 20 - Dec. 8	Antlerless only
		Elk Area 1010, 163	Dec. 9 - Jan. 30, 2013	Dec. 9 - Jan. 30, 2014	Dec. 9 - Jan. 20, 2015	Antlerless only
		203, 209 through 248, 250, 254 through 290, 379, 381. Must wear hunter orange.	Oct. 21 - Nov. 15	Oct. 27 - Nov. 15	Oct. 26 - Nov. 15	Any elk
		Master Hunters Only: 371, Elk Area 3912. Must wear hunter orange.	Aug. 1 - Jan. 20, 2013	Aug. 1 - Jan. 20, 2014	Aug. 1 - Jan. 20, 2015	Antlerless only
		Master Hunters Only: Elk Area 3911**. Must wear hunter orange.	Nov. 10 - Dec. 16	Nov. 9 - Dec. 15	Nov. 8 - Dec. 14	Antlerless only
		Master Hunters Only: Elk Area 3911** 2nd tag. Must wear hunter orange.	Aug. 1 - Oct. 26	Aug. 1 - Oct. 25	Aug. 1 - Oct. 24	Antlerless only
		Master Hunters Only: 127, 130		Dec. 9-31	Dec. 9-31	Antlerless only
		328, 334, 335	Nov. 21 - Dec. 8	Nov. 27 - Dec. 8	Nov. 26 - Dec. 8	True spike bull or antlerless
		336, 346, 352, 364, Elk Area 3681	Nov. 21 - Dec. 8	Nov. 27 - Dec. 8	Nov. 26 - Dec. 8	Spike bull or antlerless
Western Washington	WA	((407,)) 503, 505, 667, 672, 681, and 699. Master hunters only in Elk Area 6064 portion of GMU 638.	Nov. 21 - Dec. 15	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	3 pt. min. or antlerless
		407, 448, 454, 564, 666	Nov. 21 - Dec. 15	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	Any elk
		603, 612, 615, 638, 648	Nov. 21 - Dec. 15	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	3 pt. min.
		506, 520, 530	Nov. 21 - Dec. 15	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	Antlerless only
		*GMU 372 and Elk Area 3722 are mainly private property((s)). Hunters are not advised to try hunting these areas without making prior arrangements for access. **Master Hunters who hunt in Elk Area 3911 may purchase a master hunter, Elk Area 3911, second elk transport tag. Only one (1) antlerless elk may be taken from Elk Area 3911 unless drawn for an antlerless elk special permit. Any legal weapon may be used. Master hunter, Elk Area 3911, second elk transport tags will be valid only for Elk Area 3911 from August 1 - October 26, 2012, August 1 - October 25, 2013, and August 1 - October 24, 2014. All hunters participating in the Elk Area 3911 hunt must wear hunter orange.				

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 ((on his/her person)) for the area hunted.

Hunting Method: Muzzleloader, as defined under WAC 232-12-051, or bow and arrow, as defined under WAC 232-12-054.

Special Notes: Muzzleloader tag holders can only hunt during the muzzleloader seasons. Only hunters with tags identified in the Special Elk Permits tables may apply for special elk permits.

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	2012 Dates	2013 Dates	2014 Dates	Legal Elk
Early Muzzleloader General Elk Seasons						
Eastern Washington	EM	101 through 121, 247	Oct. 6-12	Oct. 5-11	Oct. 4-10	Any bull
		124 through 142, 245, 250	Oct. 6-12	Oct. 5-11	Oct. 4-10	Any elk
		172, 336 through 342, 352 through 360, 368	Oct. 6-12	Oct. 5-11	Oct. 4-10	Spike bull
		335, Elk Area 2051	Oct. 6-12	Oct. 5-11	Oct. 4-10	True spike bull

Hunt Area	Elk Tag Area	Game Management Units (GMUs)	2012 Dates	2013 Dates	2014 Dates	Legal Elk
Western Washington	WM	407	N/A	Sept. 28 - Oct. 11	Sept. 27 - Oct. 10	3 pt. min. or antlerless
		448, 454, 564, 666, 684	Oct. 6-12	Oct. 5-11	Oct. 4-10	Any elk
		460, 513, 530, 554, 568, 574, 578, 602, 603, 607, 627, 633, 638 except Elk Area 6064, 642, 660, 663, 672	Oct. 6-12	Oct. 5-11	Oct. 4-10	3 pt. min.
		501, 503, 504, 652, except Elk Area 6013 closed to antlerless, 654, 667	Oct. 6-12	Oct. 5-11	Oct. 4-10	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
		204	Oct. 27 - Nov. 15	Oct. 26 - Nov. 15	Oct. 25 - Nov. 15	Any bull
		203, 209 through 248, 250, 254 through 290, 373, 379, 381. Must wear hunter orange.	Oct. 27 - Nov. 15	Oct. 26 - Nov. 15	Oct. 25 - Nov. 15	Any elk
		Master Hunters Only: 371, Elk Area 3912. Must wear hunter orange.	Aug. 1 - Jan. 20, 2013	Aug. 1 - Jan. 20, 2014	Aug. 1 - Jan. 20, 2015	Antlerless only
		Master Hunters Only: Elk Area 3911**. Must wear hunter orange.	Nov. 10 - Dec. 16	Nov. 9 - Dec. 15	Nov. 8 - Dec. 14	Antlerless only
		Master Hunters Only: Elk Area 3911** 2nd tag. Must wear hunter orange.	Aug. 1 - Oct. 26	Aug. 1 - Oct. 25	Aug. 1 - Oct. 24	Antlerless only
		Master Hunters Only: 127, 130		Dec. 9-31	Dec. 9-31	Antlerless only
Western Washington	WM	407	N/A	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	3 pt. min. or antlerless
		501, 503, 504, 505, 652 except Elk Area 6013 closed to antlerless.	Nov. 21 - Dec. 8	Nov. 27 - Dec. 8	Nov. 26 - Dec. 8	3 pt. min. or antlerless
		448, 454, 564, 666, 684	Nov. 21 - Dec. 15	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	Any elk
		568, 574, 578	Nov. 21-30	Nov. 27-30	Nov. 26-30	3 pt. min.
		550, 601, 618, 658, 667	Nov. 21 - Dec. 15	Nov. 27 - Dec. 15	Nov. 26 - Dec. 15	3 pt. min.
		**Master Hunters who hunt in Elk Area 3911 may purchase a master hunter, Elk Area 3911, second elk transport tag. Any legal weapon may be used. Only one (1) antlerless elk may be taken from Elk Area 3911 unless drawn for an antlerless elk special permit. Master hunter, Elk Area 3911, second elk transport tags will be valid only for Elk Area 3911 from August 1 - October 26, 2012, August 1 - October 25, 2013, and August 1 - October 24, 2014. All hunters participating in the Elk Area 3911 hunt must wear hunter orange.				

AMENDATORY SECTION (Amending Order 12-70, filed 5/2/12, effective 6/2/12)

WAC 232-28-359 ((2012)) 2013 Deer special permits. It is unlawful to fail to comply with the bag, possession, and season limits ((except as) described below. A violation((s)) of this section ((are)) 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 ((purchase of)) purchasing a permit application. Hunters may only apply for permits consistent with the tag required for the hunt choice; however, Multiple Season Permit holders may apply for archery, muzzleloader, or modern firearm permit hunts. Hunters drawn for a special permit hunt must comply with weapon restrictions, dates, and other conditions listed for the hunt. Hunters drawn for a special permit designated "Any tag" under the "Weapon/Tag" restriction must use equipment consistent with the requirements of their transport tag and license.

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Kelly Hill White-tailed Buck	Modern	Any	((Nov. 20-24)) Oct. 26 - Nov. 24	White-tailed, Any buck	GMU 105	5
Kelly Hill Mule Deer Buck	Modern	Any	Nov. ((10-20)) 9-24	Mule deer, 3 pt. min.	GMU 105	1
Douglas White-tailed Buck	Modern	Any	((Nov. 20-24)) Oct. 26 - Nov. 24	White-tailed, Any buck	GMU 108	5
Douglas Mule Deer Buck	Modern	Any	Nov. ((10-20)) 9-24	Mule deer, 3 pt. min.	GMU 108	1
Aladdin White-tailed Buck	Modern	Any	((Nov. 20-24)) Oct. 26 - Nov. 24	White-tailed, Any buck	GMU 111	5
Aladdin Mule Deer Buck	Modern	Any	Nov. ((10-20)) 9-24	Mule deer, 3 pt. min.	GMU 111	1
Selkirk	Modern	Any	Nov. ((10-20)) 9-24	Mule deer, 3 pt. min.	GMU 113	1
49 Degrees North White-tailed Buck	Modern	Any	((Nov. 20-24)) Oct. 26 - Nov. 24	White-tailed, Any buck	GMU 117	5
49 Degrees North Mule Buck	Modern	Any	Nov. ((10-20)) 9-24	Mule deer, 3 pt. min.	GMU 117	1
Huckleberry White-tailed Buck	Modern	Any	((Nov. 20-24)) Oct. 26 - Nov. 24	White-tailed, Any buck	GMU 121	5
Huckleberry Mule Deer Buck	Modern	Any	Nov. ((10-20)) 9-24	Mule deer, 3 pt. min.	GMU 121	1
Mt. Spokane	Modern	Any	Nov. 20-24	White-tailed, Any buck	GMU 124	5
Mica Peak	Modern	Any	Nov. 20-24	White-tailed, 3 pt. min.	GMU 127	5
Cheney	Modern	Any	Nov. 20-24	White-tailed, 3 pt. min.	GMU 130	5
Roosevelt	Modern	Any	Nov. 20-24	White-tailed, 3 pt. min.	GMU 133	5
Steptoe	Modern	Any	Nov. 20-24	White-tailed, 3 pt. min.	GMU 139	5
Almota	Modern	Any	Nov. 20-24	White-tailed, 3 pt. min.	GMU 142	5
((Watershed	Any Tag	Any	Oct. 1-10	3 pt. min.	GMU 157	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 East	Modern	Any	Nov. 7-14	Mule deer, 3 pt. min.	Deer Area 1009	2
Wenaha West	Modern	Any	Nov. 7-14	Mule deer, 3 pt. min.	Deer Area 1008	2
Lick Creek	Modern	Any	Nov. 20-24	3 pt. min.	GMU 175	1
Grande Ronde	Modern	Any	Nov. 20-24	3 pt. min.	GMU 186	1
East Okanogan	Modern	Any	Nov. 1-20	Any buck	GMU 204	10
Sinlahekin	Modern	Any	Nov. 1-20	Any buck	GMU 215	10
Chewuch	Modern	Any	Nov. 1-20	Any buck	GMU 218	((45)) 20
Pearygin	Modern	Any	Nov. 1-20	Any buck	GMU 224	((45)) 20
Gardner	Modern	Any	Nov. 1-20	Any buck	GMU 231	((40)) 15
Pogue	Modern	Any	Nov. 1-20	Any buck	GMU 233	((20)) 15
Alta	Modern	Any	Nov. 1-20	Any buck	GMU 242	((40)) 15
Manson	Modern	Any	Nov. 1-20	Any buck	GMU 243	10
Chiwawa	Modern	Any	Nov. 1-20	Any buck	GMU 245	((28)) 27
Slide Ridge	Modern	Any	Nov. 1-20	Any buck	GMU 246	((41)) 10
Entiat	Modern	Any	Nov. 1-20	Any buck	GMU 247	25
Swakane	Modern	Any	Nov. 1-20	Any buck	GMU 250	15
Mission	Modern	Any	Nov. 1-20	Any buck	GMU 251	10
Ritzville	Modern	Any	Nov. 1-20	Any buck	GMU 284	((42)) 10
Desert	Modern	Any	Oct. ((27)) 26 - Nov. ((4)) 3	Any buck	GMU 290	((47)) 18
Desert	Modern	Any	Nov. ((17-25)) 16-24	Any buck	GMU 290	5
Naneum	Modern	Any	Nov. 12-20	Any buck	GMU 328	((44)) 15
Quilomene	Modern	Any	Nov. ((5)) 4-20	Any buck	GMU 329	14
Teanaway	Modern	Any	Nov. 12-20	Any buck	GMU 335	((44)) 17
L. T. Murray	Modern	Any	Nov. ((14)) 12-20	Any buck	GMUs 336, 340	5
Bethel	Modern	Any	Nov. ((5)) 4-20	Any buck	GMU 360	5
Cowiche	Modern	Any	Nov. ((5)) 4-20	Any buck	GMU 368	10

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Alkali	Modern	Any	Nov. ((3-18)) <u>2-17</u>	Any buck	GMU 371	6
Kahlotus	Modern	Any	Nov. ((10-19)) <u>9-18</u>	Any buck	GMU 381	10
Grayback	Modern	Any	Nov. 1-20	3 pt. min.	GMU 388	40
Nooksack	Modern	Any	Nov. 15-20	Any buck	GMU 418	25
Skagit	Modern	Any	Nov. 15-20	Any buck	GMU 426	10
Sauk	Modern	Any	Nov. 15-20	2 pt. min.	GMU 437	25
Stillaguamish	Modern	Any	Nov. 15-20	Any buck	GMU 448	10
Snoqualmie	Modern	Any	Nov. 15-20	Any buck	GMU 460	10
Green River	(Modern) Any tag	Any	((Oct. 27 - Nov. 2)) Nov. 9-15	Any buck	GMU 485	10
Lewis River	Modern	Any	Nov. 1- ((14)) <u>13</u>	Any buck	GMU 560	1
Washougal	Modern	Any	Nov. 1- ((14)) <u>13</u>	Any buck	GMU 568	2
Siouxon	Modern	Any	Nov. 1- ((14)) <u>13</u>	Any buck	GMU 572	1
Wind River	Modern	Any	Nov. ((13-20)) <u>14-21</u>	Any buck	GMU 574	40
West Klickitat	Modern	Any	Nov. ((13-20)) <u>14-21</u>	3 pt. min.	GMU 578	40
Sol Duc	Modern	Any	Nov. 1-20	Any buck	GMU 607	5
Wynoochee	Modern	Any	Nov. 1- ((23)) <u>24</u>	Any buck	GMU 648	10
Satsop	Modern	Any	Nov. 1- ((23)) <u>24</u>	Any buck	GMU 651	10
Mashel	Modern	Any	Nov. 1- ((23)) <u>24</u>	2 pt. min.	GMU 654	10
Capitol Peak	Modern	Any	Nov. 1- ((23)) <u>24</u>	Any buck	GMU 663	10
Skookumchuck	Modern	Any	Nov. 1- ((23)) <u>24</u>	Any buck	GMU 667	10
Chiliwist	Archery	Any	Nov. 21-30	Any buck	GMU 239	15
Entiat	Archery	Any	Nov. 21-30	Any buck	GMU 247	50
Chiwawa	Archery	Any	Dec. 1-8	Any buck	GMU 245	((13)) <u>12</u>
Slide Ridge	Archery	Any	Dec. 1-8	Any buck	GMU 246	3
Desert	Archery	Any	Nov. ((26)) <u>25</u> - Dec. ((9)) <u>8</u>	Any buck	GMU 290	((29)) <u>32</u>
Naneum	Archery	Any	Nov. 21 - Dec. 8	Any buck	GMU 328	((6)) <u>7</u>
Quilomene	Archery	Any	Nov. 21 - Dec. 8	Any buck	GMU 329	6
Teanaway	Archery	Any	Nov. 21 - Dec. 8	Any buck	GMU 335	((9)) <u>11</u>
L.T. Murray	Archery	Any	Nov. 21 - Dec. 8	Any buck	GMUs 336, 340	2
West Klickitat	Archery	Any	Nov. ((21-30)) <u>22-30</u>	3 pt. min.	GMU 578	((100)) <u>75</u>
Kitsap	Archery	Any	Nov. 1- ((23)) <u>13</u>	Any buck	GMU 627	10
Skokomish	Archery	Any	Nov. 1- ((23)) <u>13</u>	2 pt. min.	GMU 636	10
Blue Mtns. Foothills	Muzzleloader	Any	Nov. 24 - Dec. 8	White-tailed, 3 pt. min.	GMUs 149, 154, 162, 166	70
Alta	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 242	20
Chiwawa	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 245	3
Slide Ridge	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 246	1
Mission	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 251	15
Desert	Muzzleloader	Any	Oct. ((13-21)) <u>12-20</u>	Any buck	GMU 290	3
Teanaway	Muzzleloader	Any	Nov. ((7-13)) <u>4-11</u>	Any buck	GMU 335	2
L.T. Murray	Muzzleloader	Any	Nov. ((7-13)) <u>4-11</u>	Any buck	GMUs 336, 340	1
Bald Mountain	Muzzleloader	Any	Nov. ((7)) <u>4-20</u>	Any buck	GMUs 342, 346	2
Naneum	Muzzleloader	Any	Nov. ((7-13)) <u>4-11</u>	Any buck	GMU 328	((2)) <u>1</u>
Quilomene	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u>	Any buck	GMU 329	((6)) <u>4</u>
West Klickitat	Muzzleloader	Any	Dec. 1-8	3 pt. min.	GMU 578	((100)) <u>75</u>
Olympic	Muzzleloader	Any	Nov. 1- ((23)) <u>13</u>	Any buck	GMU 621	5

Bucks						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Palouse	Modern	Any	Nov. ((40)) <u>9-19</u>	White-tailed, 3 pt. min.	GMUs 127-142	750
Blue Mtns. Foothills West	Modern	Any	Nov. 7-19	White-tailed, 3 pt. min.	GMUs 149, 154, 162-166	110

Bucks						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Blue Mtns. Foothills East	Modern	Any	Nov. 7-19	White-tailed, 3 pt. min.	GMUs 145, 172-181	50
<u>Mayview</u>	<u>Any tag</u>	<u>Any</u>	<u>Nov. 16-19</u>	<u>3 pt. min.</u>	<u>GMU 145</u>	<u>25</u>
<u>Watershed</u>	<u>Any tag</u>	<u>Any</u>	<u>Oct. 1-10</u>	<u>3 pt. min.</u>	<u>GMU 157</u>	<u>5</u>
East Okanogan	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 204	50
Sinlahekin	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 215	50
Chewuch	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 218	15
Pearrygin	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 224	15
Gardner	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 231	15
Pogue	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 233	(20) 15
Chiliwist	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 239	15
Alta	Modern	Any	Nov. 1-20	Any white-tailed buck	GMU 242	15
Big Bend	Archery	Any	Dec. 1-8	Any buck	GMU 248	10
Ritzville	Archery	Any	Dec. 1-8	Any buck	GMU 284	(4) 7
Alkali	Archery	Any	Sept. 1- (22) 21	Any buck	GMU 371	4
(Whiteomb	Archery	Any	Sept. 10-15	Any buck	Deer Area 3071	10
Paterson	Archery	Any	Sept. 10-15	Any buck	Deer Area 3072	10)
Roosevelt	Muzzleloader	Any	Sept. (29) 28 - Oct. (12) 11	ONLY 2 pt. x 2 pt. mule deer bucks	GMU 133	25
Harrington	Muzzleloader	Any	Sept. (29) 28 - Oct. (12) 11	ONLY 2 pt. x 2 pt. mule deer bucks	GMU 136	25
Step toe	Muzzleloader	Any	Sept. (29) 28 - Oct. (12) 11	ONLY 2 pt. x 2 pt. mule deer bucks	GMU 139	25
Almota	Muzzleloader	Any	Sept. (29) 28 - Oct. (12) 11	ONLY 2 pt. x 2 pt. mule deer bucks	GMU 142	25
Dayton	Muzzleloader	Any	Sept. (29) 28 - Oct. (9) 6	3 pt. min.	GMU 162	25
Tucannon	Muzzleloader	Any	Sept. (29) 28 - Oct. (9) 6	3 pt. min.	GMU 166	10
Wenaha	Muzzleloader	Any	Sept. (29) 28 - Oct. (9) 6	3 pt. min.	GMU 169	15
Mountain View	Muzzleloader	Any	Sept. (29) 28 - Oct. (9) 6	3 pt. min.	GMU 172	15
Ritzville	Muzzleloader	Any	Nov. 25-30	Any buck	GMU 284	1
Alkali	Muzzleloader	Any	Sept. (23) 22 - Oct. (12) 11	Any buck	GMU 371	(+) 2
<u>Whitcomb</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 8-13</u>	<u>Any buck</u>	<u>Deer Area 3071</u>	<u>10</u>
<u>Paterson</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 8-13</u>	<u>Any buck</u>	<u>Deer Area 3072</u>	<u>10</u>
Kahlotus	Muzzleloader	Any	Sept. (30) 28 - Oct. (7) 6	Any buck	GMU 381	20

Antlerless						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
<u>Mayview</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-12</u>	<u>Antlerless</u>	<u>GMU 145</u>	<u>35</u>
<u>Prescott</u>	<u>Modern</u>	<u>Any</u>	<u>Nov. 1-12</u>	<u>Antlerless</u>	<u>GMU 149</u>	<u>50</u>
Blue Creek	Modern	Any	Nov. 8-19	White-tailed, antlerless	GMU 154	30
Dayton	Modern	Any	Nov. 8-19	White-tailed, antlerless	GMU 162	80
Ten Ten	Modern	Any	Nov. 8-19	Antlerless	Deer Area 1010	30
Marengo	Modern	Any	Nov. 1-12	White-tailed, antlerless	GMU 163	50
Peola	Modern	Any	Nov. 1-12	Antlerless	GMU 178	50
Lincoln	Modern	Any	Oct. (13) 12-31	Antlerless	GMU 501	15
Stella	Modern	Any	Oct. (13) 12-31	Antlerless	GMU 504	15
Mossyrock	Modern	Any	Oct. (13) 12-31	Antlerless	GMU 505	30
South Rainier	Modern	Any	Oct. (13) 12-31	Antlerless	GMU 513	10
Winston	Modern	Any	Oct. (13) 12-31	Antlerless	GMU 520	20
Lewis River	Modern	Any	Oct. (13) 12-31	Antlerless	GMU 560	3
Siouxon	Modern	Any	Oct. (13) 12-31	Antlerless	GMU 572	3

Antlerless						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Wind River	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 574	3
West Klickitat	<u>Modern</u>	<u>Any</u>	<u>Oct. 12-31</u>	<u>Antlerless</u>	<u>GMU 578</u>	<u>5</u>
Pysht	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 603	15
Olympic	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 621	35
Skokomish	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 636	20
Wynoochee	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 648	110
Mashel	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 654	40
North River	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 658	35
Minot Peak	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 660	20
Capitol Peak	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 663	5
Skookumchuck	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 667	5
Entiat	Archery	Any	Nov. 21-30	Antlerless	GMU 247	40
Swakane	Archery	Any	Nov. 21-30	Antlerless	GMU 250	50
Whitcomb	Archery	Any	Sept. ((4-7)) 16-20	Antlerless	Deer Area 3071	10
Paterson	Archery	Any	Sept. ((4-7)) 16-20	Antlerless	Deer Area 3072	10
<u>Whitcomb</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 23-30</u>	<u>Antlerless</u>	<u>Deer Area 3071</u>	<u>10</u>
<u>Paterson</u>	<u>Archery</u>	<u>Any</u>	<u>Sept. 23-30</u>	<u>Antlerless</u>	<u>Deer Area 3072</u>	<u>10</u>
Grayback	Archery	Any	Nov. ((23)) 21 - Dec. 8	Antlerless	GMU 388	100
Sherman	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	White-tailed, antlerless	GMU 101	40
Selkirk	Muzzleloader	Any	Nov. 25 - Dec. 8	White-tailed, antlerless	GMU 113	15
<u>Prescott</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 28 - Oct. 6</u>	<u>Antlerless</u>	<u>GMU 149</u>	<u>25</u>
<u>Couse</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Nov. 20 - Dec. 8</u>	<u>White-tailed, antlerless</u>	<u>GMU 181</u>	<u>30</u>
Whitcomb	Muzzleloader	Any	Sept. ((46-24)) 1-7	Antlerless	Deer Area 3071	10
Paterson	Muzzleloader	Any	Sept. ((46-24)) 1-7	Antlerless	Deer Area 3072	10
((<u>Whitcomb</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 24-30</u>	<u>Antlerless</u>	<u>Deer Area 3071</u>	<u>40</u>
<u>Paterson</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 24-30</u>	<u>Antlerless</u>	<u>Deer Area 3072</u>	<u>40</u>
Mossyrock	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 505	10
Stormking	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 510	5
South Rainier	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 513	5
Packwood	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 516	5
Winston	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 520	5
Coweeman	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 550	30
Yale	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 554	2
Toutle	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 556	3
<u>West Klickitat</u>	<u>Muzzleloader</u>	<u>Any</u>	<u>Sept. 28 - Oct. 6</u>	<u>Antlerless</u>	<u>GMU 578</u>	<u>5</u>
Olympic	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 621	20
Satsop	Muzzleloader	Any	Nov. 22 - Dec. 15	Antlerless	GMU 651	100
Mashel	Muzzleloader	Any	Nov. 22 - Dec. 15	Antlerless	GMU 654	50
North River	Muzzleloader	Any	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 658	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
Colville River	Any	Any	Sept. 1 - Dec. 31	White-tailed, antlerless	Deer Area 1035	25
Benge	Any	Any	Dec. 9-31	Antlerless	Deer Area 2010	30

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
Lakeview	Any	Any	Jan. 1-30, ((2013)) 2014	Antlerless	Deer Area 2011	((20)) 15
Methow	Any	Any	Sept. 8 - Oct. 9	Antlerless	Deer Area 2012	20
North Okanogan	Any	Any	Sept. 8 - Oct. 9	Antlerless	Deer Area 2013	((40)) 30
Central Okanogan	Any	Any	Sept. 8 - Oct. 9	Antlerless	Deer Area 2014	((50)) 30
Omak	Any	Any	Sept. 8 - Oct. 9	Antlerless	Deer Area 2015	25
Conconully	Any	Any	Sept. 8 - Oct. 9	Antlerless	Deer Area 2016	25
High Prairie	Any	Any	Oct. ((13-26)) 12-25	Antlerless	Deer Area 3088	((15)) 5
Mt. Spokane	Modern	Any	Oct. ((13-26)) 12-25 and Nov. 10-19	White-tailed, antlerless	GMU 124	50
Spokane North	Modern	Any	Oct. ((13-26)) 12-25 and Nov. 10-19	White-tailed, antlerless	Deer Area 1050	350
Mica Peak	Modern	Any	Oct. ((13-21)) 12-20	White-tailed, antlerless	GMU 127	25
Spokane South	Modern	Any	Oct. ((13-21)) 12-20	White-tailed, antlerless	Deer Area 1060	125
Cheney	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 130	100
Spokane West	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	Deer Area 1070	75
Roosevelt	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 133	150
Harrington	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 136	150
Steptoe	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 139	200
Colfax	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	Deer Area 1080	125
Almota	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 142	150
Mayview	Modern	Any	Nov. 1-12	Antlerless	GMU 145	((50)) 35
Blue Creek	Modern	Any	Nov. 8-19	White-tailed, antlerless	GMU 154	30
Ten Ten	Modern	Any	Nov. 8-19	Antlerless	Deer Area 1010	30
East Okanogan	Modern	Any	Oct. ((13-21)) 12-20	White-tailed, antlerless	GMU 204	75
Sinlahekin	Modern	Any	Oct. ((13-21)) 12-20	White-tailed, antlerless	GMU 215	40
Chewuch	Modern	Any	Oct. ((13-21)) 12-20	White-tailed, antlerless	GMU 218	10
Pearrygin	Modern	Any	Oct. ((13-21)) 12-20	White-tailed, antlerless	GMU 224	10
Gardner	Modern	Any	Oct. ((13-21)) 12-20	White-tailed, antlerless	GMU 231	10
Pogue	Modern	Any	Oct. ((13-21)) 12-20	White-tailed, antlerless	GMU 233	10
Chiliwist	Modern	Any	Oct. ((13-21)) 12-20	White-tailed, antlerless	GMU 239	10
Alta	Modern	Any	Oct. ((13-21)) 12-20	White-tailed, antlerless	GMU 242	10
Big Bend	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 248	35
Mission	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 251	10
Mission	Modern	Any	Nov. 1-20	Antlerless	GMU 251	15
St. Andrews	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 254	20
Foster Creek	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 260	20
Withrow	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 262	20
Badger	Modern	Any	Oct. ((13-21)) 12-20	Antlerless	GMU 266	15
Desert	Modern	Any	Dec. 13-26	Antlerless	GMU 290	50
Kahlotus	Modern	Any	Dec. 1-9	Antlerless	GMU 381	20
East Klickitat	Modern	Any	Oct. ((13-26)) 12-25	Antlerless	GMU 382	30
Grayback	Modern	Any	Oct. ((13-26)) 12-25	Antlerless	GMU 388	20
((High Prairie	Modern	Any	Oct. 13-28	Antlerless	Deer Area 3088	15))
Shaw	Modern	Any	Oct. ((13)) 12-31 and Nov. ((15-18)) 14-17	Antlerless	((Deer Area 4004)) GMU 412	20
Lopez	Modern	Any	Oct. ((13)) 12-31 and Nov. ((15-18)) 14-17	Antlerless	((Deer Area 4005)) GMU 414	30
Orcas	Modern	Any	Oct. ((13)) 12-31 and Nov. ((15-18)) 14-17	Antlerless	((Deer Area 4006)) GMU 411	30
Decatur	Modern	Any	Oct. ((13)) 12-31 and Nov. ((15-18)) 14-17	Antlerless	((Deer Area 4007)) GMU 416	30
Blakely	Modern	Any	Oct. ((13)) 12-31 and Nov. ((15-18)) 14-17	Antlerless	((Deer Area 4008)) GMU 415	30

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Cypress	Modern	Any	Oct. ((43)) 12-31 and Nov. ((45-48)) 14-17	Antlerless	((Deer Area 4009)) GMU 417	30
San Juan	Modern	Any	Oct. ((43)) 12-31 and Nov. ((45-48)) 14-17	Antlerless	((Deer Area 4010)) GMU 413	30
Camano	Modern	Any	Oct. ((43)) 12-31 and Nov. ((45-48)) 14-17	Antlerless	((Deer Area 4011)) GMU 421	30
Whidbey	Modern	Any	Oct. ((43)) 12-31 and Nov. ((45-48)) 14-17	Antlerless	((Deer Area 4012)) GMU 420	100
Vashon-Maury	Modern	Any	Oct. ((43)) 12-31 and Nov. ((45-48)) 14-17	Antlerless	((Deer Area 4013)) GMU 422	100
Guemes	Modern	Any	Oct. ((43)) 12-31 and Nov. ((45-48)) 14-17	Antlerless	((Deer Area 4926)) GMU 419	30
Randle	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 503	5
Willapa Hills	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 506	10
Stormking	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 510	15
Packwood	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 516	15
Ryderwood	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 530	10
Cowecman	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 550	10
Yale	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 554	10
Washougal	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 568	10
((West Kliekitat	Modern	Any	Oct. 13-31	Antlerless	GMU 578	10))
Anderson	Modern	Any	Oct. ((43)) 12-31 and Nov. ((45-48)) 14-17	Antlerless	((Deer Area 6014)) GMU 655	40
Kitsap	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 627	10
Mashel	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 654	10
North River	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 658	15
Deschutes	Modern	Any	Oct. ((43)) 12-31	Antlerless	GMU 666	40
Mt. Spokane	Archery	Any	Sept. 1-((28)) 27 and Nov. 25 - Dec. 15	White-tailed, antlerless	GMU 124	25
Mica Peak	Archery	Any	Sept. 1-((28)) 27 and Nov. 25 - Dec. 15	White-tailed, antlerless	GMU 127	25
Clarkston	Archery	Any	Nov. 20 - Dec. 31	Antlerless	Deer Area 1021	30
Spokane North	Archery	Any	Sept. 1-((28)) 27 and Nov. 25 - Dec. 15	White-tailed, antlerless	Deer Area 1050	75
Spokane South	Archery	Any	Sept. 1-((28)) 27 and Nov. 25 - Dec. 15	White-tailed, antlerless	Deer Area 1060	25
Shaw	Archery	Any	Sept. 1-((28)) 27 and Nov. ((24)) 27 - Dec. 31	Antlerless	((Deer Area 4004)) GMU 412	20
Lopez	Archery	Any	Sept. 1-((28)) 27 and Nov. ((24)) 27 - Dec. 31	Antlerless	((Deer Area 4005)) GMU 414	20
Orcas	Archery	Any	Sept. 1-((28)) 27 and Nov. ((24)) 27 - Dec. 31	Antlerless	((Deer Area 4006)) GMU 411	20
Decatur	Archery	Any	Sept. 1-((28)) 27 and Nov. ((24)) 27 - Dec. 31	Antlerless	((Deer Area 4007)) GMU 416	20
Blakely	Archery	Any	Sept. 1-((28)) 27 and Nov. ((24)) 27 - Dec. 31	Antlerless	((Deer Area 4008)) GMU 415	20
Cypress	Archery	Any	Sept. 1-((28)) 27 and Nov. ((24)) 27 - Dec. 31	Antlerless	((Deer Area 4009)) GMU 417	20
San Juan	Archery	Any	Sept. 1-((28)) 27 and Nov. ((24)) 27 - Dec. 31	Antlerless	((Deer Area 4010)) GMU 413	20

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Camano	Archery	Any	Sept. 1-((28)) <u>27</u> and Nov. ((24)) <u>27</u> - Dec. 31	Antlerless	((Deer Area 4011)) GMU 421	20
Whidbey	Archery	Any	Sept. 1-((28)) <u>27</u> and Nov. ((24)) <u>27</u> - Dec. 31	Antlerless	((Deer Area 4012)) GMU 420	20
Vashon-Maury	Archery	Any	Sept. 1-((28)) <u>27</u> and Nov. ((24)) <u>27</u> - Dec. 31	Antlerless	((Deer Area 4013)) GMU 422	20
Guemes	Archery	Any	Sept. 1-((28)) <u>27</u> and Nov. ((24)) <u>27</u> - Dec. 31	Antlerless	((Deer Area 4926)) GMU 419	20
Anderson	Archery	Any	Sept. 1-((28)) <u>27</u> and Dec. 16-31	Antlerless	((Deer Area 6014)) GMU 655	10
Miller	Archery	Any	Dec. 15-30	Antlerless	Deer Area 6020	40
Mt. Spokane	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	White-tailed, antlerless	GMU 124	25
Spokane North	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u> and Dec. 9-31	White-tailed, antlerless	Deer Area 1050	100
Cheney	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u> and Nov. 25 - Dec. 8	Antlerless	GMU 130	25
Spokane West	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u> and Nov. 25 - Dec. 8	Antlerless	Deer Area 1070	25
Colfax	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u> and Nov. 25 - Dec. 8	Antlerless	Deer Area 1080	75
Roosevelt	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u> and Nov. 25 - Dec. 8	Antlerless	GMU 133	25
Harrington	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u> and Nov. 25 - Dec. 8	Antlerless	GMU 136	25
Mayview	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 145	((25)) <u>30</u>
Chiwawa	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 245	10
Swakane	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 250	5
Mission	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 251	5
Foster Creek	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 260	10
Moses Coulee	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 269	10
Lakeview	Muzzleloader	Any	Nov. 1-18	Antlerless	Deer Area 2011	((10)) <u>5</u>
((High Prairie	Muzzleloader	Any	Sept. 29 - Oct. 7	Antlerless	Deer Area 3088	5))
Shaw	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4004)) GMU 412	20
Lopez	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4005)) GMU 414	20
Orcas	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4006)) GMU 411	20
Decatur	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4007)) GMU 416	20

2nd Deer						
Second deer permits are only valid with the purchase of a second deer license. The second deer license must be for the same tag type as the first deer license.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Blakely	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4008)) <u>GMU 415</u>	20
Cypress	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4009)) <u>GMU 417</u>	20
San Juan	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4010)) <u>GMU 413</u>	20
Camano	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4011)) <u>GMU 421</u>	20
Whidbey	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4012)) <u>GMU 420</u>	20
Vashon-Maury	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4013)) <u>GMU 422</u>	20
Guemes	Muzzleloader	Any	Sept. ((24)) <u>28</u> - Oct. ((2)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 4926)) <u>GMU 419</u>	20
East Klickitat	Muzzleloader	Any	Nov. 20-30	Antlerless	GMU 382	30
Yale	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 554	2
Washougal	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 568	10
((West Klickitat	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 578	40
High Prairie	Muzzleloader	Any	Sept. 29 - Oct. 7	Antlerless	Deer Area 3088	5))
Anderson	Muzzleloader	Any	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u> and Nov. ((24)) <u>28</u> - Dec. 15	Antlerless	((Deer Area 6014)) <u>GMU 655</u>	5

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Ferry	Modern	Youth	Oct. ((43-26)) <u>12-25</u>	Antlerless	GMU 101	25
Blue Mtns. Foothills West	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMUs 149, 154, 163, Deer Area 1010	30
Blue Mtns. Foothills East	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMUs 145, 172-181	((30)) <u>20</u>
Tucannon	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	White-tailed, antlerless	GMU 166	5
East Okanogan	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 204	30
Wannacut	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 209	10
Sinlahekin	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 215	((20)) <u>10</u>
Chewuch	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 218	((25)) <u>20</u>
Pearygin	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 224	((25)) <u>20</u>
Gardner	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 231	10
Pogue	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 233	10
Chiliwist	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 239	((45)) <u>10</u>
Alta	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 242	((45)) <u>10</u>
Chiwawa	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 245	10
Entiat	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 247	10
Swakane	Modern	Youth	Nov. 1-20	Antlerless	GMU 250	5
Mission	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 251	15
Bridgeport	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMUs 248, 260	20
Palisades	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMUs 266, 269	20
Benge	Modern	Youth	Oct. 30 - Nov. 7	Antlerless	Deer Area 2010	30

Youth						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Horse Heaven Hills	Modern	Youth	Oct. ((43-26)) <u>12-25</u>	Antlerless	GMU 373	10
Kahlotus	Modern	Youth	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 381	10
East Klickitat	Modern	Youth	Oct. ((43-26)) <u>12-25</u>	Any buck	GMU 382	5
East Klickitat	Modern	Youth	Oct. ((43-26)) <u>12-25</u>	Antlerless	GMU 382	20
East Klickitat	Modern	Youth	Dec. ((29)) <u>21</u> - Jan. 1, ((2013)) <u>2014</u>	Antlerless	GMU 382	10
East Klickitat	Modern	Youth	Jan. ((45)) <u>16-31</u> , ((2013)) <u>2014</u>	Antlerless	GMU 382	10
East Klickitat	Modern	Youth	Feb. ((40-20, 2013)) <u>8-18, 2014</u>	Antlerless	GMU 382	10
Grayback	Modern	Youth	Oct. ((43-26)) <u>12-25</u>	Any buck	GMU 388	5
Grayback	Modern	Youth	Oct. ((43-26)) <u>12-25</u>	Antlerless	GMU 388	10
Green River	Modern	Youth	((Oct. 27 - Nov. 2)) <u>Nov. 9-15</u>	((Any deer)) <u>Antlerless</u>	GMU 485	5
Lincoln	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 501	10
Stella	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 504	10
Mossyrock	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 505	10
Stormking	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 510	10
South Rainier	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 513	10
Packwood	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 516	10
Winston	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 520	10
Yale	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 554	10
Toutle	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 556	25
Lewis River	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 560	5
Washougal	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 568	10
Siouxon	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 572	5
Wind River	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 574	10
West Klickitat	Modern	Youth	Oct. ((43)) <u>12-31</u>	Any buck	GMU 578	5
West Klickitat	Modern	Youth	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 578	10
Skokomish	Modern	Youth	Oct. ((6)) <u>5-31</u>	Antlerless	GMU 636	5
Satsop	Modern	Youth	Oct. ((6)) <u>5-31</u>	Antlerless	GMU 651	10
Mashel	Modern	Youth	Oct. ((6)) <u>5-31</u>	Antlerless	GMU 654	30
North River	Modern	Youth	Oct. ((6)) <u>5-31</u>	Antlerless	GMU 658	10
Skookumchuck	Modern	Youth	Oct. ((6)) <u>5-31</u>	Antlerless	GMU 667	35
Skookumchuck	Modern	Youth	Oct. ((6-12)) <u>5-11</u>	Any buck	GMU 667	20
East Okanogan	Muzzleloader	Youth	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 204	5
Wannacut	Muzzleloader	Youth	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 209	5
Pogue	Muzzleloader	Youth	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 233	5
Chiliwist	Muzzleloader	Youth	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 239	5
Alta	Muzzleloader	Youth	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 242	5
Mission	Muzzleloader	Youth	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 251	5

Senior 65+						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Blue Mtns. Foothills	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMUs 145, 149, 154, Deer Area 1010	30
East Okanogan	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 204	5
Wannacut	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 209	5
Sinlahekin	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 215	5
Chewuch	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 218	((40)) <u>5</u>

Senior 65+						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Pearrygin	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 224	((40)) <u>5</u>
Gardner	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 231	5
Pogue	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 233	5
Chiliwist	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 239	((40)) <u>5</u>
Alta	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 242	5
Chiwawa	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 245	10
Entiat	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 247	10
Swakane	Modern	65+	Nov. 1-20	Antlerless	GMU 250	10
Mission	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 251	10
Bridgeport	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMUs 248, 260	10
Palisades	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMUs 266, 269	10
Sunnyside	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 372	10
Horse Heaven Hills	Modern	65+	Oct. ((43-26)) <u>12-25</u>	Antlerless	GMU 373	10
Kahlotus	Modern	65+	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 381	10
East Klickitat	Modern	65+	Oct. ((43-26)) <u>12-25</u>	Antlerless	GMU 382	20
Grayback	Modern	65+	Oct. ((43-26)) <u>12-25</u>	Antlerless	GMU 388	5
Lincoln	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 501	5
Stella	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 504	5
Mossyrock	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 505	15
Stormking	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 510	5
South Rainier	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 513	5
Packwood	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 516	5
Winston	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 520	5
Yale	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 554	5
Toutle	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 556	10
Lewis River	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 560	5
Washougal	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 568	10
Siouxon	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 572	5
Wind River	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 574	5
West Klickitat	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 578	5
Copalis	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 642	20
North River	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 658	10
Williams Creek	Modern	65+	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 673	10

Hunters with Disabilities						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
East Okanogan	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 204	5
Wannacut	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 209	5
Sinlahekin	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 215	5
Chewuch	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 218	5
Pearrygin	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 224	5
Gardner	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 231	5
Pogue	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 233	5
Chiliwist	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 239	5
Alta	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 242	5
Chiwawa	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 245	5

Hunters with Disabilities						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Entiat	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 247	5
Mission	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 251	5
Saint Andrews	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMU 254	5
Bridgeport	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMUs 248, 260	5
Palisades	Modern	Hunter with Disability	Oct. ((43-24)) <u>12-20</u>	Antlerless	GMUs 266, 269	5
Horse Heaven Hills	Modern	Hunter with Disability	Oct. ((43-26)) <u>12-25</u>	Antlerless	GMU 373	10
Kahlotus	Modern	Hunter with Disability	Nov. 1-9	Antlerless	GMU 381	10
East Klickitat	Modern	Hunter with Disability	Oct. ((43-26)) <u>12-25</u>	Antlerless	GMU 382	15
Grayback	Modern	Hunter with Disability	Oct. ((43-26)) <u>12-25</u>	Antlerless	GMU 388	5
Green River	Modern	Hunter with Disability	((Oct. 27 – Nov. 2)) Nov. 9-15	Antlerless	GMU 485	5
Lincoln	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 501	((5)) <u>2</u>
Stella	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 504	((5)) <u>2</u>
Mossyrock	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 505	((5)) <u>3</u>
Stormking	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 510	((5)) <u>2</u>
South Rainier	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 513	((5)) <u>2</u>
Packwood	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 516	((5)) <u>2</u>
Winston	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 520	((5)) <u>2</u>
Yale	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 554	((5)) <u>2</u>
Toutle	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 556	((5)) <u>3</u>
Lewis River	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 560	((5)) <u>1</u>
Washougal	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 568	5
Siouxon	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 572	((5)) <u>2</u>
Wind River	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 574	((5)) <u>1</u>
West Klickitat	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 578	((5)) <u>2</u>
Capitol Peak	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 663	20
Skookumchuck	Modern	Hunter with Disability	Oct. ((43)) <u>5-31</u>	Antlerless	GMU 667	20
North River	Modern	Hunter with Disability	Oct. ((43)) <u>12-31</u>	Antlerless	GMU 658	5
Wind River	Archery	Hunter with Disability	Sept. 1-((23)) <u>22</u>	Antlerless	GMU 574	((5)) <u>1</u>
West Klickitat	Archery	Hunter with Disability	Sept. 1-((23)) <u>22</u>	Antlerless	GMU 578	((5)) <u>1</u>
East Okanogan	Muzzleloader	Hunter with Disability	Sept. ((29)) <u>28</u> - Oct. ((7)) <u>6</u>	Antlerless	GMU 204	5

Hunters with Disabilities						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Sinlahekin	Muzzleloader	Hunter with Disability	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 215	5
Gardner	Muzzleloader	Hunter with Disability	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 231	5
Chiwawa	Muzzleloader	Hunter with Disability	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 245	5
Mission	Muzzleloader	Hunter with Disability	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 251	5
Entiat	Muzzleloader	Hunter with Disability	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 247	5
Saint Andrews	Muzzleloader	Hunter with Disability	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 254	5
Bridgeport	Muzzleloader	Hunter with Disability	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMUs 248, 260	5
Palisades	Muzzleloader	Hunter with Disability	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMUs 266, 269	5
Capitol Peak	Muzzleloader	Hunter with Disability	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 663	5
North River	Muzzleloader	Hunter with Disability	Sept. ((29)) 28 - Oct. ((7)) 6	Antlerless	GMU 658	5

Master Hunter						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Republic	Any/2nd deer tag required	Master Hunter	Sept. 1 - Dec. 31	Any deer	Designated properties within Deer Area 1030	25 ^{HC}
Region 1 North	Any/2nd deer tag required	Master Hunter	Aug. 1, ((2012)) 2013 - March 31, ((2013)) 2014	Antlerless	Designated Areas in Ferry, Stevens, and Pend Oreille counties	((40)) 150 ^{HC}
Region 1 Central	Any/2nd deer tag required	Master Hunter	Aug. 1, ((2012)) 2013 - March 31, ((2013)) 2014	Antlerless	Designated Areas in Lincoln and Spokane counties	20 ^{HC}
Region 1 South	Any/2nd deer tag required	Master Hunter	Aug. 1, ((2012)) 2013 - March 31, ((2013)) 2014	Antlerless	Designated Areas in Whitman, Walla Walla, Columbia, Garfield, and Asotin counties	20 ^{HC}
Region 2	Any/2nd deer tag required	Master Hunter	Aug. 1, 2013 - March 31, 2014	Antlerless	Designated Areas in Region 2	20 ^{HC}
Region 3	Any/2nd deer tag required	Master Hunter	Aug. 1, ((2012)) 2013 - March 31, ((2013)) 2014	Antlerless	Designated Areas in Region 3	((20)) 30 ^{HC}
Lakeview	Any/2nd deer tag required	Master Hunter	Dec. 9-31	Antlerless	Deer Area 2011	20
Region 5	Any/2nd deer tag required	Master Hunter	Aug. 1, ((2012)) 2013 - March 31, ((2013)) 2014	Antlerless	Designated Areas in Region 5	20 ^{HC}
Region 6	Any/2nd deer tag required	Master Hunter	Aug. 1, ((2012)) 2013 - March 31, ((2013)) 2014	Antlerless	Designated Areas in Region 6	20 ^{HC}

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 ((that)) who qualify. - Permit hunters must use archery equipment during archery seasons, muzzleloader equipment or archery equipment during muzzleloader seasons, and any legal weapon during modern firearm seasons. Hunter orange is required during modern firearm seasons. - Except for on-line class incentive permits, qualifying hunter education instructors must be certified and have been in active status for a minimum of three consecutive years, inclusive of the year prior to the permit drawing. - Instructors who are drawn, accept a permit denoted with (*) below, and are able to participate in the hunt, will not be eligible for those specific incentive permits for a period of ten years thereafter.

- Permittees may purchase a second license for use with the permit hunt only.
 Qualified hunter education instructors may only receive one incentive permit each year.

Area	Dates	Restrictions	GMUs	Permits
Region 1	All general season and permit seasons established for GMUs included with the permit. Not eligible for seasons and permits for auction hunts; raffle hunts; and hunts for master hunters, youth hunters, hunters with disabilities, or hunters 65 years and older, unless the hunter education instructor legally qualifies for such hunts.	Any white-tailed deer	Any 100 series GMU EXCEPT GMU 157	2*
Region 2		Any white-tailed deer	GMUs 204-215	2
Region 2		Any deer	GMUs 215-251	1*
Region 2		Any deer	GMU 290	1*
Region 3		Any deer	GMUs 335-368, 382, 388	1*
Region 4		Any deer	Any 400 series GMU EXCEPT GMUs 485 and 490	2
Region 5		Legal buck for 500 series GMU of choice or antlerless	Any 500 series GMU open for a general deer hunting season or a special deer permit hunting season	6
Region 6	Legal buck for GMU of choice	GMUs 654, 660, 672, 673, 681	1	

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

AMENDATORY SECTION (Amending Order 12-70, filed 5/2/12, effective 6/2/12)

WAC 232-28-360 ((2012)) 2013 Elk special permits. It is unlawful to fail to comply with the bag, possession, and season limits ((except as)) described below. A violation((s)) of this section ((are)) 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 ((purchase of)) purchasing a permit application. Hunters may only apply for permits consistent with the tag required for the hunt choice; however, Multiple Season Permit holders may apply for Eastern or Western Washington archery, muzzleloader, or modern firearm permit hunts. Applicants must have purchased the proper tag for these hunts. The elk tag prefixes required to apply for each hunt are shown in the following table. Hunters drawn for a special permit hunt must comply with weapon restrictions, dates, and other conditions listed for the hunt. Hunters drawn for a special permit designated "Any tag" under the "Weapon/Tag" restriction must use equipment consistent with the requirements of their transport tag and license.

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Turnbull	EA, EF, EM	Any	Oct. ((22)) 21 - Nov. 24	Any bull	Elk Area 1015	1
Prescott	EF	Any	Sept. 24-28	Any bull	GMU 149	1
Prescott	EF	Any	Oct. ((22)) 21 - Nov. ((4)) 3	Any bull	GMU 149	4
Blue Creek	EF	Any	Sept. 24-28	Any bull	GMU 154	1
Blue Creek	EF	Any	Oct. ((22)) 21 - Nov. ((4)) 3	Any bull	GMU 154	((5)) 4
Watershed	EA, EF, EM	Any	Oct. ((27)) 21 - Nov. ((4)) 3	3 pt. min. ((or antlerless))	GMU 157	45
Dayton	EF	Any	Oct. ((22)) 21 - Nov. ((4)) 3	Any bull	GMU 162	((26)) 12
Ten Ten	EF	Any	Sept. 24-28	Any bull	Elk Area 1010, GMU 163	1
Ten Ten	EF	Any	Oct. ((22)) 21 - Nov. ((4)) 3	Any bull	Elk Area 1010, GMU 163	((12)) 5
Tucannon	EF	Any	Oct. ((22)) 21 - Nov. ((4)) 3	Any bull	GMU 166	((44)) 12
Wenaha West	EF	Any	Oct. ((22)) 21 - Nov. ((4)) 3	Any bull	Elk Area 1008	((15)) 9
Wenaha East	EF	Any	Oct. ((22)) 21 - Nov. ((4)) 3	Any bull	Elk Area 1009	((21)) 12
Mountain View	EF	Any	Oct. ((22)) 21 - Nov. ((4)) 3	Any bull	GMU 172	((20)) 15
Lick Creek	EF	Any	Oct. ((22)) 21 - Nov. ((4)) 3	Any bull	GMU 175	((40)) 6
Peola	EF	Any	Sept. 24-28	Any bull	GMU 178	1

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Peola	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMU 178	((2)) <u>1</u>
Couse	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMU 181	((3)) <u>1</u>
Mission	EF	Any	Sept. ((17-21)) <u>16-20</u>	Any bull	GMU 251	1
Colockum	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMUs 328, 329, 335	((7)) <u>1</u>
Colockum	EF	Any	Sept. ((24-28)) <u>23-27</u>	Any bull	GMUs 328, 329, 335	1
Teanaway	EF	Any	Sept. ((24-28)) <u>23-27</u>	Any bull	GMU 335	1
Peaches Ridge	EF	Any	Sept. ((24-28)) <u>23-27</u>	Any bull	GMUs 336, 346	1
Observatory	EF	Any	Sept. ((24-28)) <u>23-27</u>	Any bull	GMUs 340, 342	1
Little Naches	EF	Any	Oct. 1-((10)) <u>11</u>	Any bull	GMU 346	10
Goose Prairie	EF	Any	Sept. ((24-28)) <u>23-27</u>	Any bull	GMUs 352, 356	1
Bethel	EF	Any	Sept. ((24-28)) <u>23-27</u>	Any bull	GMU 360	1
Rimrock	EF	Any	Sept. ((24-28)) <u>23-27</u>	Any bull	GMU 364	1
Cowiche	EF	Any	Sept. ((24-28)) <u>23-27</u>	Any bull	GMU 368	1
Nooksack	WF	Any	Oct. 8 - Nov. 16	Any bull	GMU 418 and Elk Area 4941	5
Green River	WF	Any	Nov. ((12-18)) <u>9-15</u>	Any bull	GMU 485	6
Wahkiakum	WF	Any	Sept. ((17)) <u>16-30</u>	Any bull	GMUs 506, 530	1
Packwood	WF	Any	Sept. ((17)) <u>16-30</u>	Any bull	GMU 516	1
Toutle	WF	Any	Sept. ((17-30)) <u>23-27</u> and Nov. ((3-14)) <u>2-13</u>	Any bull	GMU 556	4
Toutle	WF	Any	Nov. ((3-14)) <u>2-13</u>	Any bull	GMU 556	((129)) <u>99</u>
Lewis River	WF	Any	Sept. ((17)) <u>16-30</u>	Any bull	GMU 560	2
Siouxon	WF	Any	Sept. ((17)) <u>16-30</u>	Any bull	GMU 572	2
Carlton	WF	Any	Sept. ((17)) <u>16-30</u>	Any bull	Elk Area 5057	5
West Goat Rocks	WF	Any	Sept. ((17)) <u>16-30</u>	Any bull	Elk Area 5058	5
Mt. Adams	WF	Any	Sept. ((17)) <u>16-30</u>	Any bull	Elk Area 5059	5
Mudflow	WF	Any	Nov. ((3-9)) <u>2-8</u>	Any bull	Elk Area 5099	5
Peninsula	WF	Any	Sept. 24-28	3 pt. min.	GMUs 602, 607, 612	1
Clearwater	WF	Any	Oct. ((8-12)) <u>7-11</u>	3 pt. min.	GMU 615	2
Matheny	WF	Any	Oct. 1-((12)) <u>11</u>	3 pt. min.	GMU 618	3
Quinalt	WF	Any	Sept. ((16-20)) <u>23-27</u>	3 pt. min.	GMU 638	5
Wynoochee	WF	Any	Oct. ((8-12)) <u>7-11</u>	3 pt. min.	GMU 648	1
Satsop	WF	Any	Oct. ((8-12)) <u>7-11</u>	3 pt. min.	GMU 651	1
((Dungeness	WF	Any	Oct. 8-12	3 pt. min.	Elk Area 6071	2))
White River	WF	Any	Sept. ((24-28)) <u>23-27</u>	Any bull	GMU 653	1
Prescott	EA	Any	Sept. 1-19	Any bull	GMU 149	2
Blue Creek	EA	Any	Sept. 1-19	Any bull	GMU 154	3
Dayton	EA	Any	Sept. 1-19	Any bull	GMU 162	((14)) <u>7</u>
Ten Ten	EA	Any	Sept. 1-19	Any bull	Elk Area 1010, GMU 163	((8)) <u>3</u>
Tucannon	EA	Any	Sept. 1-19	Any bull	GMU 166	8
Wenaha West	EA	Any	Sept. 1-19	Any bull	Elk Area 1008	((5)) <u>3</u>
Wenaha East	EA	Any	Sept. 1-19	Any bull	Elk Area 1009	((11)) <u>5</u>
Mountain View	EA	Any	Sept. 1-19	Any bull	GMU 172	11
Lick Creek	EA	Any	Sept. 1-19	Any bull	GMU 175	((11)) <u>16</u>
Peola	EA	Any	Sept. 1-19	Any bull	GMU 178	1
Couse	EA	Any	Sept. 1-19	Any bull	GMU 181	1
Colockum	EA	Any	Sept. ((4-16)) <u>3-15</u>	Any bull	GMUs 328, 329, 335	((6)) <u>2</u>
Peaches Ridge	EA	Any	Sept. ((4-16)) <u>3-15</u>	Any bull	GMUs 336, 346	((101)) <u>106</u>
Observatory	EA	Any	Sept. ((4-16)) <u>3-15</u>	Any bull	GMUs 340, 342	((130)) <u>110</u>
Goose Prairie	EA	Any	Sept. ((4-16)) <u>3-15</u>	Any bull	GMUs 352, 356	((65)) <u>62</u>
Bethel	EA	Any	Sept. ((4-16)) <u>3-15</u>	Any bull	GMU 360	((29)) <u>35</u>
Rimrock	EA	Any	Sept. ((4-16)) <u>3-15</u>	Any bull	GMU 364	((97)) <u>94</u>

Quality						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Cowiche	EA	Any	Sept. ((4-16)) <u>3-15</u>	Any bull	GMU 368	((19)) <u>24</u>
((Klickitat Meadows	EA	Any	Oct. 11-21	Any bull	Elk Area 3068	1))
Nooksack	WA	Any	Sept. 1-23 and Dec. 1-31	Any bull	GMU 418 and Elk Area 4941	3
Toutle	WA	Any	Sept. ((8-23)) <u>7-22</u> and Dec. 1-15	Any bull	GMU 556	((80)) <u>65</u>
Mudflow	WA	Any	Sept. ((5-11)) <u>3-9</u>	Any bull	Elk Area 5099	5
((Olympic	WA	Any	Sept. 4-16	3 pt. min.	GMU 621, EXCEPT for Elk Area 6071	5))
White River	WA	Any	Sept. 4-16	Any bull	GMU 653	((13)) <u>14</u>
Prescott	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	GMU 149	1
Blue Creek	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	GMU 154	1
Dayton	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	GMU 162	((5)) <u>3</u>
Ten Ten	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	Elk Area 1010, GMU 163	((6)) <u>2</u>
Tucannon	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	GMU 166	((3)) <u>2</u>
Wenaha West	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	Elk Area 1008	((3)) <u>2</u>
Wenaha East	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	Elk Area 1009	((3)) <u>2</u>
Mountain View	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	GMU 172	((8)) <u>6</u>
Lick Creek	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	GMU 175	((2)) <u>1</u>
Peola	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	GMU 178	1
Couse	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	GMU 181	1
Mission	EM	Any	((Oct. 1-10)) Sept. 30 - Oct. 9	Any bull	GMU 251	1
Colockum	EM	Any	Oct. 1-10	Any bull	GMUs 328, 329, 335	1
Peaches Ridge	EM	Any	Oct. 1-10	Any bull	GMUs 336, 346	((26)) <u>25</u>
Observatory	EM	Any	Oct. 1-10	Any bull	GMUs 340, 342	((21)) <u>19</u>
Goose Prairie	EM	Any	Oct. 1-10	Any bull	GMUs 352, 356	((15)) <u>13</u>
Bethel	EM	Any	Oct. 1-10	Any bull	GMU 360	((14)) <u>11</u>
Rimrock	EM	Any	Oct. 1-10	Any bull	GMU 364	((13)) <u>14</u>
Cowiche	EM	Any	Oct. 1-10	Any bull	GMU 368	((10)) <u>6</u>
((Klickitat Meadows	EM	Any	Oct. 1-10	Any bull	Elk Area 3068	1))
Nooksack	WM	Any	Sept. 24 - Oct. 7 and Nov. 24-30	Any bull	GMU 418	3
Toutle	WM	Any	Oct. ((6-12)) <u>5-11</u>	Any bull	GMU 556	((28)) <u>21</u>
Mudflow	WM	Any	Oct. ((6-12)) <u>5-11</u>	Any bull	Elk Area 5099	5

Bulls						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Prescott	EF	Any	Nov. 17-30	Any bull	GMU 149	2
Prescott	EF	Any	Dec. 1-15	Any bull	GMU 149	2
Prescott	EF	Any	Dec. 16-31	Any bull	GMU 149	2
Grande Ronde	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMU 186	1
Mission	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMU 251	1
Teanaway	EF	Any	Dec. 17-31	Any bull	GMU 335	10
Peaches Ridge	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMUs 336, 346	((120)) <u>115</u>
Observatory	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMUs 340, 342	((64)) <u>66</u>
Goose Prairie	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMUs 352, 356	((74)) <u>68</u>
Bethel	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMU 360	((63)) <u>51</u>

Bulls						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Rimrock	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMU 364	((120)) <u>124</u>
Cowiche	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMU 368	((22)) <u>20</u>
<u>Alkali</u>	<u>EF</u>	<u>Any</u>	<u>Oct. 12 - Nov. 1</u>	<u>Any bull</u>	<u>GMU 371</u>	<u>10</u>
((Kliekitat Mead- ows	EF	Any	Oct. 22 - Nov. 4	Any bull	Elk Area 3068	4))
Nooksack	WF	Any	Oct. 8 - Nov. 18	Spike only	GMU 418 <u>and Elk Area 4941</u>	6
Margaret	WF	Any	Sept. ((47)) <u>23-30</u> and Nov. ((3)) <u>2-14</u>	Any bull	GMU 524	4
Margaret	WF	Any	Nov. ((3)) <u>2-14</u>	Any bull	GMU 524	((50)) <u>73</u>
Upper Smith Creek	WF	Any	Oct. ((20-16)) <u>19-25</u>	Any bull	Elk Area 5064	2
Mount Whittier	WF	Any	Oct. ((20-26)) <u>12-18</u>	Any bull	Elk Area 5065	1
Olympic	WF	Any	Nov. 3-14	3 pt. min.	GMU 621, EXCEPT for Elk Area 6071	((20)) <u>16</u>
Skokomish	WF	Any	Nov. 3-14	3 pt. min.	GMU 636	3
White River	WF	Any	Nov. 3-14	Any bull	GMU 653	((24)) <u>21</u>
Grande Ronde	EA	Any	Sept. 1-19	Any bull	GMU 186	1
Teanaway	EA	Any	Nov. 21 - Dec. 8	Any bull	GMU 335	8
Alkali	EA	Any	Sept. 1-((22)) <u>21</u>	Any bull	GMU 371	5
Nooksack	WA	Any	Sept. 1-23 and Dec. 1-31	Spike only	GMU 418 <u>and Elk Area 4941</u>	3
Margaret	WA	Any	Sept. ((8-23)) <u>7-22</u> and Dec. 1-15	Any bull	GMU 524	((29)) <u>50</u>
Upper Smith Creek	WA	Any	Oct. ((6-12)) <u>5-11</u>	Any bull	Elk Area 5064	2
Lewis River	WA	Any	Nov. ((21)) <u>27</u> - Dec. ((4)) <u>8</u>	3 pt. min.	GMU 560	5
Siouxon	WA	Any	Nov. ((21)) <u>27</u> - Dec. ((4)) <u>8</u>	3 pt. min.	GMU 572	5
Olympic	WA	Any	Sept. 4-16	3 pt. min.	<u>GMU 621 EXCEPT Elk Area 6071</u>	6
Skokomish	WA	Any	Sept. 4-16	3 pt. min.	GMU 636	2
Grande Ronde	EM	Any	Oct. 1-((12)) <u>11</u>	Any bull	GMU 186	1
Teanaway	EM	Any	Dec. 9-16	Any bull	GMU 335	((16)) <u>7</u>
Alkali	EM	Any	Sept. ((23)) <u>22</u> - Oct. ((12)) <u>11</u>	Any bull	GMU 371	10
Nooksack	WM	Any	Sept. 24 - Oct. 7 and Nov. 24-30	Spike only	GMU 418 <u>and Elk Area 4941</u>	3
Margaret	WM	Any	Oct. ((6-12)) <u>5-12</u>	Any bull	GMU 524	((14)) <u>21</u>
Upper Smith Creek	WM	Any	Oct. ((13-19)) <u>12-18</u>	Any bull	Elk Area 5064	2
Mount Whittier	WM	Any	Oct. ((13-19)) <u>5-11</u>	Any bull	Elk Area 5065	1
Yale	WM	Any	Nov. ((21)) <u>27</u> - Dec. 15	3 pt. min.	GMU 554	15
Olympic	WM	Any	Oct. 6-12	3 pt. min.	GMU 621, EXCEPT for Elk Area 6071	((5)) <u>4</u>
Skokomish	WM	Any	Oct. 6-12	3 pt. min.	GMU 636	((1)) <u>3</u>
White River	WM	Any	Oct. 6-12	Any bull	GMU 653	((3)) <u>4</u>

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
North Half	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Antlerless	GMUs 101, 105, 204	10
Stevens	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Antlerless	GMUs 108, 121	10
Aladdin	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 111	15
Selkirk	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 113	20

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
49 Degrees North	EF	Any	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u> and Dec. 16-31	Antlerless	GMU 117	20
Turnbull	EF	Any	Oct. ((23-28)) <u>22-27</u>	Antlerless	Elk Area 1015	6
Turnbull	EF	Any	Oct. ((30)) <u>29</u> - Nov. ((4)) <u>3</u>	Antlerless	Elk Area 1015	6
Turnbull	EF	Any	Nov. ((6-11)) <u>5-10</u>	Antlerless	Elk Area 1015	6
Mayview-Peola	EF	Any	Oct. ((13-21)) <u>12-20</u>	Antlerless	GMUs 145, 178	10
Mayview-Peola	EF	Any	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	GMUs 145, 178	40
Blue Creek	EF	Any	Oct. ((13-21)) <u>12-20</u>	Antlerless	GMU 154	10
Prescott	EF	Any	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 149	20
Blue Creek	EF	Any	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 154	((25)) <u>10</u>
Marengo-Dayton	EF	Any	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 163 and Elk Area 1010	75
Mountain View	EF	Any	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	Elk Area 1013	((5)) <u>10</u>
Dayton	EF	Any	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	Elk Area 1016	((40)) <u>25</u>
Lick Creek	EF	Any	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 175	15
Couse	EF	Any	Oct. ((2-12)) <u>1-11</u>	Antlerless	GMU 181	30
Malaga	EF	Any	Sept. ((12-22)) <u>11-21</u>	Antlerless	Elk Area 2032	10
Malaga	EF	Any	Nov. ((5)) <u>4</u> - Dec. 31	Antlerless	Elk Area 2032	30
Colockum	EF	Any	Oct. ((34)) <u>30</u> - Nov. ((4)) <u>3</u>	Antlerless	GMUs 328, 329	((40)) <u>190</u>
West Bar	EF	Any	Oct. ((27-31)) <u>26-30</u>	Antlerless	GMU 330	5
West Bar	EF	Any	((Nov. 1-4)) <u>Oct. 31 - Nov. 3</u>	Antlerless	GMU 330	5
Teanaway	EF	Any	Dec. 17-31	Antlerless	GMU 335	30
Taneum	EF	Any	Oct. ((34)) <u>30</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 336	200
Manastash	EF	Any	Oct. ((34)) <u>30</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 340	275
Umtanum	EF	Any	Oct. ((34)) <u>30</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 342	250
Little Naches	EF	Any	Oct. ((34)) <u>30</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 346	250
Nile	EF	Any	Oct. ((34)) <u>30</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 352	20
Bumping	EF	Any	Oct. ((34)) <u>30</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 356	25
Bethel	EF	Any	Oct. ((34)) <u>30</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 360	20
Rimrock	EF	Any	Oct. ((34)) <u>30</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 364	250
Cowiche	EF	Any	Oct. ((34)) <u>30</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 368	250
Alkali	EF	Any	Oct. ((13)) <u>12</u> - Nov. ((2)) <u>1</u>	Antlerless	GMU 371	20
((Klickitat Mead- ows	EF	Any	Oct. 31 - Nov. 4	Antlerless	Elk Area 3068	5))
North Bend	WF	Any	Nov. ((3-14)) <u>2-13</u>	Antlerless	Elk Area 4601	7
Mossyrock	WF	Any	Nov. ((3-14)) <u>2-13</u>	Antlerless	GMU 505	50
Willapa Hills	WF	Any	Nov. ((3-14)) <u>2-13</u>	Antlerless	GMU 506	35
Winston	WF	Any	Nov. ((3-14)) <u>2-13</u>	Antlerless	GMU 520	150
Winston	WF	Any	Jan. 1-16, ((2013)) <u>2014</u>	Antlerless	GMU 520	((200)) <u>150</u>

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Margaret	WF	Any	Nov. ((21-30)) 19-27 and Jan. 1-16, ((2013)) 2014	Antlerless	GMU 524	140
Ryderwood	WF	Any	Nov. ((3-14)) 2-13	Antlerless	GMU 530	100
Coweeman	WF	Any	Nov. ((3-14)) 2-13	Antlerless	GMU 550	((240)) 200
Coweeman	WF	Any	Jan. 1-16, ((2013)) 2014	Antlerless	GMU 550	((200)) 100
Toutle	WF	Any	Nov. ((21-30)) 19-27 and Jan. 1-16, ((2013)) 2014	Antlerless	GMU 556	((240)) 200
Lewis River	WF	Any	Nov. ((3-14)) 2-13	Antlerless	GMU 560	((100)) 75
Washougal	WF	Any	Nov. ((3-14)) 2-13	Antlerless	GMU 568	((75)) 50
Siouxon	WF	Any	Nov. ((3-14)) 2-13	Antlerless	GMU 572	((30)) 20
Wind River	WF	Any	Nov. ((3-14)) 2-13	Antlerless	GMU 574	((75)) 50
West Klickitat	WF	Any	Nov. ((3-14)) 2-13	Antlerless	GMU 578	((150)) 100
Toledo	WF	Any	Nov. ((3-14)) 2-13	Antlerless	Elk Area 5029	50
Green Mt.	WF	Any	Nov. ((3-14)) 2-13	Antlerless	Elk Area 5051	10
Boistfort	WF	Any	Nov. ((3-14)) 2-13	Antlerless	Elk Area 5054	75
Wildwood	WF	Any	Jan. 16-30, ((2013)) 2014	Antlerless	Elk Area 5061	((50)) 25
Upper Smith Creek	WF	Any	Oct. ((20-26)) 19-25	Antlerless	Elk Area 5064	4
Mount Whittier	WF	Any	Oct. ((20-26)) 12-18	Antlerless	Elk Area 5065	2
Mudflow	WF	Any	Nov. ((7-13)) 2-8	Antlerless	Elk Area 5099	10
Raymond	WF	Any	Dec. 16-31	Antlerless	Elk Area 6010	10
Raymond	WF	Any	Jan. 1-20, ((2013)) 2014	Antlerless	Elk Area 6010	5
Raymond	WF	Any	Feb. 1-28, ((2013)) 2014	Antlerless	Elk Area 6010	5
Puyallup	WF WA WM	Any	Jan. 1-20, 2014	Antlerless	Elk Area 6013	10
North Minot	WF	Any	Oct. 20-31	Antlerless	Elk Area 6067	5
Hanaford	WF	Any	Nov. 3-14	Antlerless	Elk Area 6069	5
North River	WF	Any	Nov. 6-11	Antlerless	GMU 658	10
Deschutes	WF	Any	Jan. 10-20, ((2013)) 2014	Antlerless	GMU 666	10
Williams Creek	WF	Any	Nov. 6-14	Antlerless	GMU 673	50
Turnbull	EA	Any	Sept. ((4-16)) 3-15	Antlerless	Elk Area 1015	14
Dayton	EA	Any	Sept. 4-16	Antlerless	Elk Area 1016	((20)) 15
Malaga	EA	Any	((Sept. 1-7)) Aug. 31 - Sept. 6	Antlerless	Elk Area 2032	15
Colockum	EA	Any	Sept. ((4-16)) 3-15	Antlerless	GMUs 328, 329	((50)) 140
((Nile	EA	Any	Sept. 4-16	Antlerless	GMU 352	50
Bumping	EA	Any	Sept. 4-16	Antlerless	GMU 356	50
Klickitat Meadows	EA	Any	Oct. 11-21	Antlerless	Elk Area 3068	9))
Alkali	EA	Any	Sept. 1- ((22)) 21	Antlerless	GMU 371	5
North Bend	WA	Any	Sept. 4-16	Antlerless	Elk Area 4601	10
Skagit River	WA	Any	Sept. 4-16	Antlerless	Elk Area 4941	5
Skagit River	WA	Any	Nov. 21 - Dec. 15	Antlerless	Elk Area 4941	5
Margaret	WA	Any	Sept. ((8-23)) 7-22 and Dec. 1-15	Antlerless	GMU 524	70
Toutle	WA	Any	Sept. ((8-23)) 7-22 and Dec. 1-15	Antlerless	GMU 556	((100)) 80
Upper Smith Creek	WA	Any	Oct. ((6-12)) 5-11	Antlerless	Elk Area 5064	4
Mudflow	WA	Any	Sept. ((5-11)) 3-9	Antlerless	Elk Area 5099	10
Lewis River	WA	Any	Nov. ((21)) 27 - Dec. ((4)) 8	Antlerless	GMU 560	((15)) 10
Siouxon	WA	Any	Nov. ((21)) 27 - Dec. ((4)) 8	Antlerless	GMU 572	5
Wynoochee	WA	Any	Nov. 21 - Dec. 15	Antlerless	GMU 648	150
North Half	EM	Any	Oct. ((1-7)) 5-11	Antlerless	GMUs 101, 105, 204	10
Stevens	EM	Any	Oct. ((1-7)) 5-11	Antlerless	GMUs 108, 121	10
Aladdin	EM	Any	Oct. ((1-7)) 5-11	Antlerless	GMU 111	10
Selkirk	EM	Any	Oct. ((1-7)) 5-11	Antlerless	GMU 113	10

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
49 Degrees North	EM	Any	Oct. ((1-7)) <u>5-11</u> and Dec. 16-31	Antlerless	GMU 117	20
Turnbull	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	Elk Area 1015	9
Turnbull	EM	Any	Nov. 25 - Dec. 8	Antlerless	Elk Area 1015	9
Dayton	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	Elk Area 1016	((25)) <u>15</u>
Blue Creek	EM	Any	Dec. 9 - Jan. 20, ((2013)) <u>2014</u>	Antlerless	GMU 154	((40)) <u>25</u>
Mountain View	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	Elk Area 1013	5
Lick Creek	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 175	10
Mayview-Peola	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMUs 145, 178	20
Couse	EM	Any	Dec. 1-31	Antlerless	GMU 181	((30)) <u>15</u>
((Couse	EM	Any	Jan. 1-20, 2013	Antlerless	GMU 181	30))
Malaga	EM	Any	Oct. ((13-26)) <u>12-25</u>	Antlerless	Elk Area 2032	35
Colockum	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMUs 328, 329	((30)) <u>40</u>
West Bar	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 330	5
Taneum	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 336	100
Manastash	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 340	100
Umtanum	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 342	250
Nile	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 352	20
Bumping	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 356	30
Bethel	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 360	20
Cowiche	EM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 368	250
Alkali	EM	Any	Sept. ((23)) <u>22</u> - Oct. ((12)) <u>11</u>	Antlerless	GMU 371	10
Teanaway	EM	Any	Dec. 9-16	Antlerless	GMU 335	10
((Klickitat Mead-	EM	Any	Oct. 1-10	Antlerless	Elk Area 3068	5))
North Bend	WM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	Elk Area 4601	5
Skagit River	WM	Any	Oct. <u>5-11</u>	Antlerless	Elk Area 4941	<u>5</u>
Skagit River	WM	Any	Nov. 21 - Dec. 15	Antlerless	Elk Area 4941	<u>5</u>
Stella	WM	Any	Jan. 1- ((16)) <u>15</u> , ((2013)) <u>2014</u>	Antlerless	GMU 504	75
Toledo	WM	Any	Dec. 8-20	Antlerless	Elk Area 5029	60
Mossyrock	WM	Any	Jan. 1- ((16)) <u>15</u> , ((2013)) <u>2014</u>	Antlerless	Elk Area 5052	((15)) <u>8</u>
Boistfort	WM	Any	Jan. 1- ((16)) <u>15</u> , ((2013)) <u>2014</u>	Antlerless	Elk Area 5054	75
Willapa Hills	WM	Any	((Dec. 8-20)) <u>Oct. 5-11</u>	Antlerless	GMU 506	15
Green Mt.	WM	Any	Jan. 1- ((16)) <u>15</u> , ((2013)) <u>2014</u>	Antlerless	Elk Area 5051	30
Wildwood	WM	Any	Jan. 1-15, ((2013)) <u>2014</u>	Antlerless	Elk Area 5061	((50)) <u>25</u>
Mudflow	WM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	Elk Area 5099	10
Winston	WM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 520	90
Margaret	WM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 524	70
Ryderwood	WM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 530	50
Coweeman	WM	Any	Nov. ((21)) <u>27</u> - Dec. ((15)) <u>8</u>	Antlerless	GMU 550	((90)) <u>50</u>
Yale	WM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 554	40
Yale	WM	Any	Nov. ((21)) <u>27</u> - Dec. 15	Antlerless	GMU 554	35
Toutle	WM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 556	((100)) <u>80</u>
Lewis River	WM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 560	((50)) <u>35</u>
Washougal	WM	Any	Nov. ((21-30)) <u>27</u> - Dec. <u>8</u>	Antlerless	GMU 568	((50)) <u>35</u>
Siouxon	WM	Any	Oct. ((6-12)) <u>5-11</u>	Antlerless	GMU 572	((15)) <u>10</u>
Wind River	WM	Any	Nov. ((21-30)) <u>27</u> - Dec. <u>8</u>	Antlerless	GMU 574	((100)) <u>50</u>

Antlerless Elk						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
West Klickitat	WM	Any	Nov. ((21-30)) <u>27</u> - Dec. <u>8</u>	Antlerless	GMU 578	((150)) <u>75</u>
Upper Smith Creek	WM	Any	Oct. ((13-19)) <u>12-18</u>	Antlerless	Elk Area 5064	4
Mount Whittier	WM	Any	Oct. ((13-19)) <u>5-11</u>	Antlerless	Elk Area 5065	2
((North Minot	WM	Any	<u>Oct. 6-12</u>	Antlerless	Elk Area 6067	(40))
Mashel	WM	Any	Jan. 1-15, ((2013)) <u>2014</u>	Antlerless	Elk Area 6054	25
North River	WM	Any	Nov. 21 - Dec. 15	Antlerless	GMU 658	20

Youth - Only youth hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Dayton	EF	Youth	Oct. <u>26</u> - Nov. <u>4</u>	Antlerless	GMU <u>162</u>	<u>5</u>
Lick Creek	EF	Youth	Oct. <u>26</u> - Nov. <u>4</u>	Antlerless	GMU <u>175</u>	<u>5</u>
North Bend	WF, WM, WA	Youth	Nov. 3-9	Antlerless	Elk Area 4601	5
Toledo	WF, WM, WA	Youth	Aug. 1-7	Antlerless	Elk Area 5029	20
Mudflow	WF, WM, WA	Youth	Nov. ((19-)) <u>25</u> - Dec. <u>1</u>	Any bull	Elk Area 5099	3
Mudflow	WF, WM, WA	Youth	Nov. ((19-)) <u>25</u> - Dec. <u>1</u>	Antlerless	Elk Area 5099	4
((Dungeness	WF, WM, WA	Youth	Oct. <u>1</u> - Dec. <u>31</u>	Any bull	Elk Area 6071, north of HWY 101	10 ^{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
Aladdin	EF	65+	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 111	5
Northeast	EF	65+	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u> and Dec. 16-31	Antlerless	GMUs 113, 117	10
Prescott	EF	65+	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 149	5
Blue Creek	EF	65+	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 154	5
Dayton	EF	65+	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	GMUs 162, 163	((40)) <u>5</u>
((Lick Creek	EF	65+	Oct. <u>27</u> - Nov. <u>4</u>	Antlerless	GMU 175	5))
Peola	EF	65+	Oct. ((27)) <u>26</u> - Nov. ((4)) <u>3</u>	Antlerless	GMU 178	5
Taneum	EF	65+	Oct. ((31)) <u>30</u> - Nov. ((11)) <u>10</u>	Antlerless	GMU 336	25
Manastash	EF	65+	Oct. ((31)) <u>30</u> - Nov. ((11)) <u>10</u>	Antlerless	GMU 340	25
Umtanum	EF	65+	Oct. ((31)) <u>30</u> - Nov. ((11)) <u>10</u>	Antlerless	GMU 342	25
Cowiche	EF	65+	Oct. ((31)) <u>30</u> - Nov. ((11)) <u>10</u>	Antlerless	GMU 368	25
Alkali	EF	65+	Oct. ((13)) <u>12</u> - Nov. ((2)) <u>1</u>	Antlerless	GMU 371	5
Margaret	WF, WM, WA	65+	Nov. ((21-30)) <u>19-27</u>	Antlerless	GMU 524	20
Toledo	WF, WM, WA	65+	Aug. 15-21	Antlerless	Elk Area 5029	20
Centralia Mine	WF	65+	Jan. 5-6, ((2013)) <u>2014</u>	Antlerless	Elk Area 6011	4
Centralia Mine	WF	65+	Jan. 12-13, ((2013)) <u>2014</u>	Antlerless	Elk Area 6011	4
Hanaford	WF, WM, WA	65+	Jan. 1-15, ((2013)) <u>2014</u>	Antlerless	Elk Area 6069	5
Hanaford	WF, WM, WA	65+	Jan. 16-30, ((2013)) <u>2014</u>	Antlerless	Elk Area 6069	5

Hunters with Disabilities - Only hunters with disabilities may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Turnbull	EF, EM, EA	Hunters w/ Disabilities	Oct. ((14-21)) <u>12-19</u>	Antlerless	Elk Area 1015	6
Observatory	EF, EM	Hunters w/ Disabilities	Oct. ((22)) <u>21</u> - Nov. ((4)) <u>3</u>	Any bull	GMUs 340, 342	5
Little Naches	EF, EM, EA	Hunters w/ Disabilities	Oct. 1-((40)) <u>11</u>	Any bull	GMU 346	5

Hunters with Disabilities - Only hunters with disabilities may apply. Weapon must be consistent with weapon/tag restriction noted for hunt.						
Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Little Naches	EF, EM, EA	Hunters w/ Disabilities	Oct. ((31)) <u>30</u> - Nov. ((14)) <u>10</u>	Antlerless	GMU 346	5
Alkali	EF	Hunters w/ Disabilities	Oct. ((13)) <u>12</u> - Nov. ((2)) <u>1</u>	Any bull	GMU 371	5
Corral Canyon	EF, EM, EA	Hunters w/ Disabilities	Sept. ((23-30)) <u>22-29</u>	Any bull	Elk Area 3721	2
Toledo	WF, WM, WA	Hunters w/ Disabilities	Aug. 8-14	Antlerless	Elk Area 5029	20
Mudflow	WF, WM, WA	Hunters w/ Disabilities	Oct. ((22-30)) <u>21-27</u>	Antlerless	Elk Area 5099	4
Mudflow	WF, WM, WA	Hunters w/ Disabilities	Sept. ((17-23)) <u>16-22</u>	Any bull	Elk Area 5099	4
Centralia Mine	WF	Hunters w/ Disabilities	Oct. 6-7	Antlerless	Designated Areas in Elk Area 6011	4
Centralia Mine	WF	Hunters w/ Disabilities	Oct. 13-14	Antlerless	Designated Areas in Elk Area 6011	4

Master Hunter - Only master hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt. Additional weapon restrictions may be conditioned on local situation for each hunt. For those hunts (~~(allowing))~~ requiring the purchase of a second tag, only one elk may be killed in the unit under the authorization of the permit.

Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Turnbull	Any elk tag	Master Hunter	Dec. 10-31	Antlerless	Elk Area 1015	6
Region 1 North	EF, EA, EM 2nd elk tag required	Master Hunter	Aug. 1, ((2012)) <u>2013</u> - Mar. 31, ((2013)) <u>2014</u>	Antlerless	Designated areas in Ferry, Stevens, and Pend Oreille counties	10 ^{HC}
Region 1 Central	EF, EA, EM 2nd elk tag required	Master Hunter	Aug. 1, ((2012)) <u>2013</u> - Mar. 31, ((2013)) <u>2014</u>	Antlerless	Designated areas in Spokane and Lincoln counties	20 ^{HC}
Region 1 South	EF, EA, EM/ 2nd elk tag required	Master Hunter	Aug. 1, ((2012)) <u>2013</u> - Mar. 31, ((2013)) <u>2014</u>	Antlerless	Designated areas in Whitman, Walla Walla, Columbia, Garfield, and Asotin counties	10 ^{HC}
Region 2	Any elk tag/2nd elk tag required	Master Hunter	Aug. 1, ((2012)) <u>2013</u> - Mar. 31, ((2013)) <u>2014</u>	Antlerless	Designated Areas in Region 2	50 ^{HC}
Fairview	Any elk tag/2nd elk tag required	Master Hunter	Nov. 1 - Feb. 28, ((2013)) <u>2014</u>	Antlerless	Designated Areas in GMUs 328-368	40 ^{HC}
Region 3	Any elk tag/2nd elk tag required	Master Hunter	Aug. 1, ((2012)) <u>2013</u> - Mar. 31, ((2013)) <u>2014</u>	Antlerless	Designated Areas in Region 3	((75)) <u>25</u> ^{HC}
Rattlesnake Hills	Any elk tag/2nd elk tag required	Master Hunter	Aug. 1 - Feb. 28, ((2013)) <u>2014</u>	Antlerless	Designated Areas in GMU 372	20 ^{HC}
North Bend	Any elk tag/2nd elk tag required	Master Hunter	Aug. 15 - Mar. 31	Antlerless	Designated Areas in Elk Area 4601	25
((Skagit River	Any elk tag/2nd tag	Master Hunter	Aug. 15 - Mar. 31	Antlerless	Designated Areas in Elk Area 4941	15))
Region 4 North	Any elk tag/2nd elk tag required	Master Hunter	Aug. 1, ((2012)) <u>2013</u> - Mar. 31, ((2013)) <u>2014</u>	Antlerless	Designated Areas in Whatcom and Skagit counties	((20)) <u>30</u> ^{HC}
Region 4 South	Any elk tag/2nd elk tag required	Master Hunter	Aug. 1, ((2012)) <u>2013</u> - Mar. 31, ((2013)) <u>2014</u>	Antlerless	Designated Areas in King and Snohomish counties	10 ^{HC}
Green Mt.	Any elk tag	Master Hunter	Jan. ((47)) <u>16-30, 2014</u>	Antlerless	Elk Area 5051	20
Mossyrock	Any elk tag	Master Hunter	Jan. ((47)) <u>16-30, 2014</u>	Antlerless	Elk Area 5052	10
Pumice Plains	Any elk tag	Master Hunter	Oct. ((13-19)) <u>12-18</u>	Antlerless	Elk Area 5063	2
Pumice Plains	Any elk tag	Master Hunter	Oct. ((20-26)) <u>19-25</u>	Antlerless	Elk Area 5063	5
Toledo	Any elk tag/2nd elk tag required	Master Hunter	Aug. 22-28	Antlerless	Elk Area 5029	20
Toledo	Any elk tag/2nd elk tag required	Master Hunter	Dec. 21-31	Antlerless	Elk Area 5029	50

Master Hunter - Only master hunters may apply. Weapon must be consistent with weapon/tag restriction noted for hunt. Additional weapon restrictions may be conditioned on local situation for each hunt. For those hunts (~~(allowing)~~) **requiring the purchase of a second tag, only one elk may be killed in the unit under the authorization of the permit.**

Hunt Name	Weapon/Tag	Hunters	Hunt Dates	Special Restrictions	Boundary	Permits
Trout Lake**	Any elk tag/2nd elk tag <u>required</u>	Master Hunter	Dec. 15-31	Antlerless	Elk Area 5062	3
Trout Lake**	Any elk tag/2nd elk tag <u>required</u>	Master Hunter	Jan. 1- ((14, 2013)) <u>15, 2014</u>	Antlerless	Elk Area 5062	3
Trout Lake**	Any elk tag/2nd elk tag <u>required</u>	Master Hunter	Jan. ((45)) <u>16-30, ((2013)) 2014</u>	Antlerless	Elk Area 5062	3
Region 5	Any western elk tag/2nd elk tag <u>required</u>	Master Hunter	Aug. 1, ((2012)) <u>2013</u> - Mar. 31, ((2013)) <u>2014</u>	Antlerless	Designated areas in Region 5	40 ^{HC}
North River	Any elk tag/2nd elk tag <u>required</u>	Master Hunter	Dec. 16, ((2012)) <u>2013</u> - Feb. 28, ((2013)) <u>2014</u>	Antlerless	Designated Areas in GMU 658	10 ^{HC}
((Raymond	Any elk tag/2nd tag	Master Hunter	Oct. 1, 2012 - Mar. 31, 2013	Antlerless	Elk Area 6010	5^{HC}
Region 6	WF, WA, WM /2nd elk tag <u>required</u>	Master Hunter	Aug. 1, ((2012)) <u>2013</u> - Mar. 31, ((2013)) <u>2014</u>	Antlerless	Designated Areas in Region 6	((50)) <u>60^{HC}</u>

**May only hunt on privately owned lands. Must use only archery or legal shotgun (10 or 12 gauge; slugs only).

^{HC} This is a damage hunt administered by a WDFW designated hunt coordinator. Successful applicants will be contacted on an as-needed basis to help with specific sites of elk damage on designated landowner's property. Not all successful applicants will be contacted in any given year, depending on elk damage activity for that year.

Hunter Education Instructor Incentive Permits

- Special elk permits will be allocated through a random drawing to those hunter education instructors (~~(that)~~) who qualify.
- Permit hunters must use archery equipment during archery seasons, muzzleloader equipment or archery equipment during muzzleloader seasons, and any legal weapon during modern firearm seasons. Hunter orange is required during modern firearm seasons.
- Qualifying hunter education instructors must be certified and have been in active status for a minimum of three consecutive years, inclusive of the year prior to the permit drawing.
- Instructors who are drawn, accept a permit denoted with (*) below, and are able to participate in the hunt, will not be eligible for those specific incentive permits for a period of ten years thereafter.
- Permittees may purchase a second license for use with the permit hunt only.
- Qualified hunter education instructors may only receive one incentive permit each year.

Area	Dates	Restrictions	GMUs	Permits
Region 3	All general season and permit seasons established for GMUs included with the permit. Not eligible for seasons and permits for auction hunts; raffle hunts; and hunts for master hunters, youth hunters, hunters with disabilities, <u>or</u> hunters 65 years and older, unless the hunter education instructor legally qualifies for such hunts.	Any elk	GMUs 336-368	((2)) <u>1*</u>
<u>Region 3</u>		<u>Any elk</u>	<u>GMUs 336-368</u>	<u>1</u>
Region 5		Any elk	All 500 series GMUs EXCEPT GMU 522	((4)) <u>3*</u>
<u>Region 5</u>		<u>Any elk</u>	<u>All 500 series GMUs EXCEPT GMU 522</u>	<u>1</u>
Region 6		3 pt. min.	GMUs 654, 660, 672, 673, 681	1*

NEW SECTION

WAC 232-28-622 2012-2014 Big horn sheep seasons and permit quotas. (1) It is unlawful to fail to comply with the provisions of this section. A violation of species, sex, size, number, area, season, or eligibility requirements is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

(2) Bighorn Sheep Permit Hunts

(a) **Who May Apply:** Anyone may apply, EXCEPT those who previously harvested a bighorn sheep in Washington state. An individual may only harvest one bighorn sheep during his or her lifetime. However, this restriction is waived for hunters who have previously harvested a bighorn sheep under a ewe-only, raffle, or auction permit, as well as for applications for a ewe-only, raffle, or auction permit.

(b) **Bag Limit:** One bighorn ram, except in designated adult ewe hunts the limit is one bighorn adult ewe.

Hunt Name	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
Vulcan Mountain	Sept. 15 - Oct. 10	Sheep Unit 2	Any Legal Weapon	1
Selah Butte	Nov. 5-30	Sheep Unit 4	Any Legal Weapon	3
Umtanum	Sept. 15 - Oct. 10	Sheep Unit 5	Any Legal Weapon	2

Hunt Name	Permit Season	Permit Hunt Boundary Description	Special Restrictions	Permits
Cleman Mountain A	Sept. 15 - Oct. 10	Sheep Unit 7	Any Legal Weapon	5
Cleman Mountain B	Nov. 5-30	Sheep Unit 7	Any Legal Weapon	5
Mt. Hull A	Sept. 15 - Oct. 10	Sheep Unit 10	Any Legal Weapon	2
Mt. Hull B	Oct. 1-10	Sheep Unit 10	Adult ewe only Any Legal Weapon	1
Mt. Hull C ^b	Oct. 1-10	Sheep Unit 10	Adult ewe only Any Legal Weapon	1
Lincoln Cliffs	Sept. 15 - Oct. 10	Sheep Unit 12	Any Legal Weapon	1
Quilomene	Sept. 15 - Oct. 10	Sheep Unit 13	Any Legal Weapon	3
Swakane	Sept. 15 - Oct. 10	Sheep Unit 14	Any Legal Weapon	1
Manson	Nov. 5-30	Sheep Unit 16	Any Legal Weapon	2
Chelan Butte	Sept. 15 - Oct. 10	Sheep Unit 18	Any Legal Weapon	1

^bApplicants must be eligible to purchase a youth bighorn sheep permit application. An adult 18 years of age or older must accompany the youth hunter during the hunt.

(3) Bighorn Sheep Units:

(a) **Sheep Unit 2 Vulcan Mountain:** Permit Area: Ferry County north of the Kettle River near Curlew.

(b) **Sheep Unit 4 Selah Butte:** Permit Area: That part of Yakima and Kittitas counties between Ellensburg and Yakima east of the Yakima River and north of Selah Creek, west of Interstate 82 and south of Interstate 90.

(c) **Sheep Unit 5 Umtanum:** Permit Area: Those portions of Yakima and Kittitas counties west of the Yakima River, north of Wenas Creek, and east of USFS Road 1701 to Manastash Lake and its drainage; south and east along the South Fork Manastash Creek to Manastash Creek and the Yakima River.

(d) **Sheep Unit 7 Cleman Mountain:** Permit Area: That part of Yakima County south of Wenas Creek and east of USFS Road 1701, north of Highway 410 and Highway 12 and west of the Yakima River.

(e) **Sheep Unit 10 Mt. Hull:** Permit Area: That part of Okanogan County within the following described boundary: Beginning at Oroville; then south along U.S. Highway 97 to the Swanson's Mill Road (old Mt. Hull Road) near Lake Andrews; then east to the Dry Gulch Road; then north to the Oroville-Toroda Creek Road (Molson Grade Road); then west to Oroville and the point of beginning.

(f) **Sheep Unit 12 Lincoln Cliffs:** Permit Area: That part of Lincoln County north of Highway 2.

(g) **Sheep Unit 13 Quilomene:** Permit Area: GMUs 329, 330, and 251 south of Colockum Creek.

(h) **Sheep Unit 14 Swakane:** Permit Area: GMU 250.

(i) **Sheep Unit 15 Tieton:** Permit Area: GMU 360.

(j) **Sheep Unit 16 Manson:** Permit Area: Beginning at the mouth of Granite Falls Creek on the south shore of Lake Chelan, E across Lake Chelan to Willow Point; NW along the shoreline of Lake Chelan to the mouth of Stink Creek; E along Stink Creek to the intersection with Green's Landing Road; along Green's Landing Road to Manson Boulevard; E on Manson Boulevard to Lower Joe Creek Road; NE on Lower Joe Creek Road to Grade Creek Road; NE on Grade Creek Road to US Forest Service Road 8210; NE on US Forest Service Road 8210 to intersection with US Forest Service

Road 8020; W on US Forest Service Road 8020 to Fox Peak; NW along Sawtooth Ridge (Chelan-Okanogan County Line) to the Lake Chelan National Recreation Area boundary; S along the Lake Chelan National Recreation Area boundary to shore line of Lake Chelan; W across Lake Chelan to the mouth of Riddle Creek on the South Shore; SE along South Shore of Lake Chelan to the point of beginning.

(k) **Sheep Unit 18 Chelan Butte:** Permit Area: Beginning at the intersection of State Hwy 971 and US Hwy 97A, S to the W shoreline of the Columbia River, N along the W shoreline of the Columbia River for 21 miles to the mouth of Antione Creek, W up Antione Creek to where it crosses Apple Acres Rd, W on Apple Acres Rd to the intersection with Washington Creek Rd (US Forest Service Rd 8135), N on Washington Creek Rd to its end and then follow Washington Creek, W on Washington Creek to where it crosses US Forest Service Rd 8010, S on US Forest Service Rd 8010 (transitions into Purtteman Creek Rd) to Purtteman Gulch, S into Purtteman Gulch to the N shoreline of Lake Chelan, S along the shoreline to the S shoreline of Lake Chelan to the mouth of First Creek, S up First Creek to the intersection of State Hwy 971 (Navarre Coulee Rd), S on State Hwy 971 to the point of beginning.

(l) **Sheep Unit 19 Sinlahekin:** Beginning at the eastern boundary of the Pasayten Wilderness border and the US-Canadian border; E on the US-Canadian border to the border station on Similkameen Rd (Co. Rd 4568); SE on the Similkameen Rd (Co. Rd 4568) to the Loomis-Oroville Rd (Co. Rd 9425); E on the Loomis-Oroville Rd (Co. Rd 9425) to US Hwy 97 in Oroville; S on US Hwy 97 to 12th Ave; W on 12th Ave (it curves S and changes to Old Highway 97); S on Old Highway 97 to US Hwy 97; S on US Hwy 97 to the South Pine Creek Rd (Co. Rd 9410); W on the South Pine Creek Rd (Co. Rd 9410) to Fish Lake Rd (Co. Rd 4290); W on Fish Lake Rd (Co. Rd 4290) to South Fish Lake Rd (Co. Rd 4282), along the south shore of Fish Lake; SW on South Fish Lake Rd (Co. Rd 4282), to the Sinlahekin Rd (Co. Rd 4015); SW on the Sinlahekin Rd (Co. Rd 4015), along the north shore of Conconully Lake, to the Salmon Creek North Fork Rd (Co. Rd 2361), at the town of Conconully; N on US Forest Service Rd 38 (Salmon Creek North Fork Rd, Co. Rd 2361) to US Forest Service Rd 3820; N on US Forest Service Rd 3820 over Lone Frank Pass, to US Forest Service Rd 39;

N on US Forest Service Rd 39 to the US Forest Service Rd 300 at Long Swamp trailhead; W on the US Forest Service Rd 300 to US Forest Service Trail 342; N on US Forest Service Trail 342 to US Forest Service Trail 343; E on US Forest Service Trail 343 to US Forest Service Trail 341; E on US Forest Service Trail 341 to US Forest Service Trail 375; E on US Forest Service Trail 375 to the eastern boundary of the Pasayten Wilderness Area; N on the Pasayten Wilderness Area boundary to the US-Canadian border and the point of beginning.

NEW SECTION

WAC 232-28-623 2012-2014 Mountain goat seasons and permit quotas. (1) Hunters must comply with the provisions of this section. A violation of species, sex, size, num-

ber, area, season, or eligibility requirements is punishable under RCW 77.15.410, Unlawful hunting of big game—Penalty.

(2) Mountain Goat Permit Hunts

(a) **Who May Apply:** Anyone may apply, except those who harvested a mountain goat in Washington state after 1998. An individual may only harvest one mountain goat during his or her lifetime, except for those who harvested a goat prior to 1999. This restriction is also waived for applications for a raffle and/or auction permit and for hunters who have previously harvested a goat under a raffle and/or auction permit.

(b) **Bag Limit:** One (1) adult goat of either sex with horns 4 inches or longer.

Goat Hunt Area Name (Number)	Permit Season ^b	Subhunt Units (may be opened or closed by the director) ^a	Special Restrictions	Permits ^a
Chowder Ridge (4-3)	Sept. 15 - Oct. 31		Any Legal Weapon	1
Lincoln Peak (4-4)	Sept. 15 - Oct. 31		Any Legal Weapon	1
Dillard Creek (4-6)	Sept. 15 - Oct. 31		Any Legal Weapon	0
Avalanche Gorge (4-7)	Sept. 15 - Oct. 31		Any Legal Weapon	2
North Lake Chelan (2-1)	Sept. 15 - Oct. 31	Skookum Pass Mtn., Big Goat Creek	Any Legal Weapon	2
Naches Pass (3-6)	Sept. 15 - Oct. 31	Fife's East, Fife's Peak, Crystal Mountain, Basin Lake	Any Legal Weapon	1
Bumping River (3-7)	Sept. 15 - Oct. 31	Nelson Ridge, Cash Prairie, American Ridge, American Lake, Timber Wolf, Russell Ridge	Any Legal Weapon	1
Blazed Ridge (3-10)	Sept. 15 - Oct. 31	Blowout Mtn., Blazed Ridge, Blazed North, Milk Creek, Rock Creek	Any Legal Weapon	1
Goat Rocks-Tieton River (5-4/3-9)	Sept. 15 - Oct. 31	Chimney Rocks, Goat Lake, McCall Glacier, Gilbert Peak	Any Legal Weapon	3
Methow (2-2)	Sept. 15 - Oct. 31	Wolf Creek, West Fork Methow	Any Legal Weapon	1
South Lake Chelan (2-3)	Sept. 15 - Oct. 31	Railroad Creek, Pyramid Mountain, Box Canyon	Any Legal Weapon	1

(3) **Mountain Goat Hunt Area Descriptions.** The following areas are defined as mountain goat hunt areas:

Chowder Ridge 4-3:

Hunt Area: Whatcom County within the following described boundary: Beginning at the confluence of Wells Creek with the North Fork Nooksack River; then up Wells Creek to the confluence with Bar Creek; then up Bar Creek to the Mazama Glacier; then SW on Mazama Glacier to the summit of Mount Baker; then NW between Roosevelt Glacier and Coleman Glacier to the headwaters of Kulshan Creek; then down Kulshan Creek to the confluence with Grouse Creek; then down Grouse Creek to the confluence with Glacier Creek; then down Glacier Creek to the confluence with the North

Fork Nooksack River; then up the North Fork Nooksack River to Wells Creek and the point of beginning.

Lincoln Peak 4-4

Hunt Area: Whatcom County within the following described boundary: Beginning at the confluence of Glacier Creek and the North Fork Nooksack River; then up Glacier Creek to the confluence with Grouse Creek; then up Grouse Creek to the confluence with Kulshan Creek; then up Kulshan Creek to headwaters; then SE between Coleman and Roosevelt glaciers to the summit of Mount Baker; then SW on Easton Glacier to Baker Pass; then W on the Bell Pass Trail (USFS Trail 603.3) to the intersection with Ridley Creek Trail (Trail No. 696); then W on Ridley Creek Trail to Ridley Creek; then

down Ridley Creek to the Middle Fork Nooksack River; then down the Middle Fork Nooksack River to the confluence with Clearwater Creek, then up Clearwater Creek to the confluence with Rocky Creek, then up Rocky Creek to the Washington DNR boundary; then along the National Forest-Washington DNR boundary to Hedrick Creek; then down Hedrick Creek to the North Fork Nooksack River; then up the North Fork Nooksack River to Glacier Creek and the point of beginning.

Dillard Creek 4-6

Hunt Area: Whatcom County within the following described boundary: Beginning on Baker Lake Road and Rocky Creek; then NW up Rocky Creek to its intersection with the Park Butte Trail (Trail No. 603); then NW on Park Butte Trail to its intersection with the Bell Pass Trail (Trail No. 603.3); then N on Bell Pass Trail to Baker Pass; then N onto Easton Glacier and NE to the summit of Mount Baker; then NE and SE on Park Glacier to headwaters of Park Creek; then down Park Creek to Baker Lake Road; then SW on Baker Lake Road to Rocky Creek and the point of beginning.

Avalanche Gorge 4-7

Hunt Area: Whatcom County within the following described boundary: Beginning on Baker Lake Road and Park Creek; then up Park Creek to headwaters and beginning of Park Glacier; then NW and SW on Park Glacier to Mount Baker summit; then N on the Mazama Glacier to Bar Creek, then down Bar Creek to the confluence with Wells Creek; then SE up Wells Creek to its headwaters; then E about 1 mile to an unnamed peak (indicated elevation 5,831 ft, just W of Ptarmigan Ridge Trail (Trail No. 682.1) (See referenced 1:24k USGS quad map - Shuksan Arm)); then NE to the headwaters of the first tributary of Swift Creek encountered; then SE down said unnamed tributary to the confluence with Swift Creek; then down Swift Creek to the Baker Lake Road (USFS Road 394); then SW along the Baker Lake Road to Park Creek and point of beginning. (Refer to 1:24k USGS quad map - Shuksan Arm).

Chelan North 2-1

Permit Area: Beginning at the mouth of Fish Creek on Lake Chelan (Moore Point); then northeast up Fish Creek and USFS trail 1259 to the Sawtooth crest near Deephole Spring; then southeast along the Sawtooth crest, which separates Chelan and Okanogan counties, to Horsethief Basin and the headwaters of Safety Harbor Creek; then south along Safety Harbor Creek to Lake Chelan, then northwest along the north shore of Lake Chelan to the mouth of Fish Creek at Moore Point and the point of beginning.

Methow 2-2

Permit Area: Okanogan County within following described boundary: Begin at Twisp, W along Twisp River Rd (County Rd 4440) to Roads End; W up Twisp Pass Trail 432 to Twisp Pass and Okanogan County line; N on Okanogan County line through Washington Pass to Harts Pass; SE down Harts Pass (Rd 5400) to Lost River; along Lost River-Mazama Rd to Mazama; SW to State Hwy 20; SE on State Hwy 20 to Twisp and point of beginning.

South Lake Chelan 2-3

Permit Area: GMU 246

Naches Pass 3-6

Permit Area - Naches: Yakima and Kittitas counties within the following described boundary: Beginning at Chinook Pass; then north along the Pacific Crest Trail to Naches Pass; then east to USFS Road 19 and continuing to State Highway 410; then west along State Highway 410 to Chinook Pass and point of beginning.

Bumping River 3-7

Permit Area: Beginning on US Forest Service Trail 2000 (Pacific Crest Trail) and SR 410 at Chinook Pass; NE on SR 410 to US Forest Service Rd 1800 (Bumping Lake Rd); SW on the US Forest Service Rd 1800 (Bumping Lake Rd) to US Forest Service Trail 973 (Richmond Mine Rd); SE on US Forest Service Trail 973 (Richmond Mine Rd) to the north fork of Rattlesnake Creek; SE down the north fork of Rattlesnake Creek to US Forest Service Rd 1502 (McDaniel Lake Rd); SE on US Forest Service Rd 1502 (McDaniel Lake Rd) to US Forest Service Rd 1500; S on US Forest Service Rd 1500 to US Hwy 12; W on US Hwy 12 to US Forest Service Trail 2000 (Pacific Crest Trail) at White Pass; N on the US Forest Service Trail 2000 (Pacific Crest Trail) to SR 410 at Chinook Pass and the point of beginning. (Lands within the boundary of Mt. Rainier National Park along the Pacific Crest Trail are not open to hunting.)

Blazed Ridge 3-10

Permit Area: Kittitas and Yakima counties within the following described boundary: Beginning at the mouth of Cabin Creek on the Yakima River; then west along Cabin Creek to the headwaters near Snowshoe Butte; then south along the Cascade Crest separating the Green and Yakima river drainage to Pyramid Peak; then southeast along the North Fork, Little Naches, and Naches River to the Yakima River; then north along the Yakima River to the mouth of Cabin Creek and point of beginning.

Goat Rocks 5-4/Tieton River 3-9

Goat Rocks 5-4 Permit Area: Beginning at US Hwy 12 at the US Forest Service Trail 2000 (Pacific Crest National Scenic Trail); S on the Pacific Crest National Scenic Trail to Lewis County line at Cispus Pass; S and W on the Lewis County line to Johnson Creek Rd (US Forest Service Rd 21); N on Johnson Creek Rd to US Hwy 12; E on US Hwy 12 to the Pacific Crest National Scenic Trail and the point of the beginning.

Permit Area - Tieton River: GMU 364

*Mountain goat populations are managed as a collection of subpopulations, and the ideal harvest is distributed through all the subpopulations. The director is authorized to open or close subhunt areas and reduce permit levels to protect from overharvesting specific areas.

The director is authorized by the commission to identify the subhunt unit as a condition of the hunt permit. Hunters receiving permits will be sent a text description or map of the subhunt unit from the director prior to the start of that hunting season.

^bPermit hunters may start hunting September 1 with archery equipment.

NEW SECTION

WAC 232-28-624 Deer area descriptions. The following areas are defined as deer areas:

Deer Area No. 1008 West Wenaha (Columbia County): That part of GMU 169 west of USFS trail 3112 from Tepee Camp (east fork of Butte Creek) to Butte Creek, and west of Butte Creek to the Washington-Oregon state line.

Deer Area No. 1009 East Wenaha (Columbia, Garfield, Asotin counties): That portion of GMU 169 east of USFS trail 3112 from Tepee Camp (east fork Butte Creek) to Butte Creek, and east of Butte Creek to the Washington-Oregon state line.

Deer Area No. 1010 (Columbia County): GMU 162 excluding National Forest land and the Rainwater Wildlife Area.

Deer Area No. 1020 Prescott (Columbia and Garfield counties): That portion of GMU 149 between Hwy 261 and Hwy 127.

Deer Area No. 1021 Clarkston (Asotin County): That portion of GMU 178 beginning at the junction of the Highway 12 bridge and Alpowa Creek; east on Highway 12 to Silcott Road; south and east on Silcott Road to Highway 128; southwest on Highway 128 to McGuire Gulch Road; southeast along the bottom of McGuire Gulch to Asotin Creek; east on Asotin Creek to the Snake River; north and west on the Snake River to Alpowa Creek; southwest of Alpowa Creek to the Highway 12 bridge and the point of beginning.

Deer Area No. 1030 Republic (Ferry County): That area within 1/2 mile surrounding the incorporated town of Republic.

Deer Area No. 1035 Highway 395 Corridor (Stevens County): That portion of GMU 121 beginning at the intersection of US Highway (Hwy) 395 (State Route 20) and State Route (SR) 25: S on SR 25 to Old Kettle Rd; E on Old Kettle Rd to Mingo Mountain Rd; S on Mingo Mountain Rd to Greenwood Loop Rd; E on Greenwood Loop Rd to the bridge over the Colville River; S on the Colville River to the bridge over Gold Creek Loop/Valley Westside Rd; W and S on Valley Westside Rd to the Orin-Rice Rd; E on Orin-Rice Rd to Haller Creek Rd; S on Haller Creek Rd to Skidmore Rd; E and S on Skidmore Rd to Arden Hill Rd; E on Arden Hill Rd to Townsend-Sackman Rd; S on Townsend-Sackman Rd to Twelve Mile Rd; S on Twelve Mile Rd to Marble Valley Basin Rd; S on Marble Valley Basin Rd to Zimmer Rd; S on Zimmer Rd to Blue Creek West Rd; E on Blue Creek West Rd to Dry Creek Rd; S on Dry Creek Rd to Duncan Rd; E on Duncan Rd to Tetro Rd; S on Tetro Rd to Heine Rd; E and S on Heine Rd to Farm-to-Market Rd; S on Farm-to-Market Rd to Newton Rd (also known as Rickers Lane); E on Newton Rd to US Hwy 395; N on US Hwy 395 to McLean Rd and Twelve Mile Rd (also known as Old Arden Hwy); N on McLean Rd and Twelve Mile Rd to US Hwy 395; N on US Hwy 395 to Old Arden Hwy (again); N on Old Arden Hwy to

US Hwy 395; N on US Hwy 395, through the town of Colville, then W on US Hwy 395 (SR 20) to SR 25 and the point of beginning.

Deer Area No. 1050 Spokane North (Spokane County): From the intersection of the Spokane River and the Idaho-Washington state line, N to Hauser Lake Rd, W to Starr Rd, S to Newman Lake Dr, W and N to Foothills Rd, W to Forker Rd, N and W to Hwy 206 (Mt Spokane Park Rd), N to Feehan Rd, N to Randall Rd, W to Day Mt Spokane Rd, N to Big Meadows Rd, W to Madison Rd, N to Tallman Rd, W to Elk-Chattaroy Rd, N to Laurel Rd, E to Conklin Rd, N to Nelson Rd, E to Jackson Rd, N to Oregon Rd, E to Jefferson Rd, N to Frideger Rd, W to Elk-Camden Rd, S to Boundary Rd, N and W to Dunn Rd, S to Oregon Rd, W to Hwy 2, S on US Hwy 2 to the Deer Park-Milan Rd, W on the Deer Park-Milan Rd to US Hwy 395 at the town of Deer Park, NW on US Hwy 395 and W onto Williams Valley Rd, W and S to Hattery Rd (Owens Rd), S and E to Swenson Rd, S to Hwy 291, west to Stone Lodge Rd, west to the Spokane River, E on the Spokane River to the Idaho state border and the point of beginning.

Deer Area No. 1060 Spokane South (Spokane County): That part of GMU 127 beginning at the intersection of Spokane River and Barker Rd Bridge, Barker Rd S to 24 Ave, 24 Ave W to Barker Rd, Barker Rd S to 32 Ave, 32 Ave W to Linke Rd, Linke Rd S and E to Chapman Rd, Chapman Rd S to Linke Rd, Linke Rd S to Belmont Rd, Belmont Rd W to Hwy 27, Hwy 27 S to Palouse Hwy, Palouse Hwy W to Valley Chapel Rd, Valley Chapel Rd S to Spangle Creek Rd, Spangle Creek Rd SW to Hwy 195, Hwy 195 N to I-90, I-90 E to Latah Creek at I-90-Latah Creek Bridge, Latah Creek NE to Spokane River, Spokane River E to the Barker Rd Bridge and the point of beginning.

Deer Area No. 1070 Spokane West (Spokane County): That part of GMU 130 beginning at the intersection of I-90 and Latah Creek at I-90-Latah Creek Bridge, NE to Hwy 195 S on Hwy 195 S to Paradise Rd, Paradise Rd W to Smythe Road, Smythe Road NW to Anderson Rd, Anderson Rd W to Cheney Spokane Rd, Cheney Spokane Rd SW to Hwy 904/1st St in the town of Cheney, 1st SW to Salnave Rd/Hwy 902, Salnave Rd NW to Malloy Prairie Rd, Malloy Prairie Rd W to Medical Lake Tyler Rd, Medical Lake Tyler Rd N to Gray Rd, Gray Rd W then N to Fancher Rd, Fancher Rd NW to Ladd Rd, Ladd Rd N to Chase Rd, Chase Rd E to Espanola Rd, Espanola Rd N turns into Wood Rd, Wood Rd N to Coulee Hite Rd, Coulee Hite Rd E to Seven Mile Rd, Seven Mile Rd E to Spokane River, Spokane River S to Latah Creek, Latah Creek S to I-90 at the Latah Creek Bridge and the point of beginning.

Deer Area No. 1080 Colfax (Whitman County): That part of GMUs 139 and 142 beginning at the intersection of Hwy 195 and Crumbaker Rd, NE on Crumbaker Rd to Brose Rd, E on Brose Rd to Glenwood Rd, S on Glenwood Rd to Hwy 272, SE on Hwy 272 to Clear Creek Rd, SE on Clear Creek Rd to Stueckle Rd, S on Stueckle Rd to Palouse River Rd, E to Kenoyer Rd SE to Abbott Rd, S on Abbott Rd to Parvin Rd, S on Parvin Rd to McIntosh Rd, S on McIntosh Rd to 4 mile Rd/Shawnee Rd, W on Shawnee Rd to Hwy 195, N on

Hwy 195 to Prune Orchard Rd, W on Prune Orchard Rd to Almota Rd, S on Almota Rd to Duncan Springs Rd, W and NW on Duncan Springs Rd to Airport Rd, NW on Airport Rd to Fairgrounds Rd, N on Fairgrounds Rd to Endicott Rd, NNW on Endicott Rd to Morley Rd, E and S and E on Morley Rd to Hwy 295 (26), NE on Hwy 295 to West River Dr then follow Railroad Tracks NW to Manning Rd, E on Manning Rd to Green Hollow Rd, E and S on Green Hollow Rd to Bill Wilson Rd, E on Bill Wilson Rd to Hwy 195, S on Hwy 195 to Crumbaker Rd and the point of beginning.

Deer Area No. 2010 Benge (Adams and Whitman counties): That part of GMU 284 beginning at the town of Wastucna; north on SR 261 to Weber Road; east on Weber Road to Benzel Road; north on Benzel Road to Wellsandt Road; east on Wellsandt Road to Hills Road; south on Hills Road to Urquhart Road; east on Urquhart Road to Harder Road, East on Harder Road to McCall Road; east on McCall Road to Gering Road; east on Gering Road to Lakin Road; east on Lakin Road to Revere Road; south on Revere Road to George Knott Road; south on George Knott Road to Rock Creek; south along Rock Creek to the Palouse River; south and west along the Palouse River to SR 26; west on SR 26 to Wastucna and the point of beginning.

Deer Area No. 2011 Lakeview (Grant County): That part of GMU 272 beginning at the junction of SR 28 and First Avenue in Ephrata; west on First Avenue to Sagebrush Flats Road; west on Sagebrush Flats Road to Norton Canyon Road; north on Norton Canyon Road to E Road NW; north on E Road NW to the Grant-Douglas county line; east along the county line to the point where the county line turns north; from this point continue due east to SR 17; south on SR 17 to SR 28 at Soap Lake; south on SR 28 to the junction with First Avenue in Ephrata and the point of beginning.

Deer Area No. 2012 Methow Valley (Okanogan County): All private land in the Methow Watershed located outside the external boundary of the Okanogan National Forest and north of the following boundary: Starting where the Libby Creek Road (County road 1049) intersects the Okanogan National Forest boundary; east on road 1049 to State Hwy 153; north on Hwy 153 to the Old Carlton Road; east on the Old Carlton Road to the Texas Creek Road (County road 1543); east on the Texas Creek Road to the Vintin Road (County road 1552); northeast on the Vintin Road to the Okanogan National Forest boundary.

Deer Area No. 2013 North Okanogan (Okanogan County): Restricted to private land only located within the following boundary: Beginning in Tonasket at the junction of Havillah Rd and Hwy 97; NE on Havillah Rd to Dry Gulch Extension Rd; N to Dry Gulch Rd; N on Dry Gulch Rd to Oroville-Chesaw Rd; W on Oroville-Chesaw Rd to Molson Rd; N on Molson Rd to Nine Mile Rd; N and W on Nine Mile Rd to the Canadian border at the old Sidley Town Site; W along the border to the east shore of Lake Osoyoos; S around Lake Osoyoos to the Okanogan River; S along the east bank of the Okanogan River to the Tonasket Fourth Street Bridge; E on Fourth Street to Hwy 97; N on Hwy 97 to point of beginning.

Deer Area No. 2014 Central Okanogan (Okanogan County): Restricted to private land only located within the following boundary: Beginning in Tonasket on the Okanogan River at the Fourth Street Bridge; S along Hwy 7 to Pine Creek Rd; W along Pine Creek Rd to Horse Spring Coulee Rd; W and N on Horse Spring Coulee Rd to Beeman Rd; W on Beeman Rd to North Lemansky Rd; S along North Lemansky Rd to Pine Creek Rd; S on Pine Creek Rd to Hagood Cut-off Rd; S on Hagood Cut-off Rd to South Pine Creek Rd; E on South Pine Creek Rd to Hwy 97; S on Hwy 97 to Town of Riverside North Main Street junction; SE on North Main Street to Tunk Valley Rd and the Okanogan River Bridge; E on Tunk Creek Rd to Chewiliken Valley Rd; NE along Chewiliken Valley Rd to Talkire Lake Rd; N on Talkire Lake Rd to Hwy 20; W on Hwy 20 to the junction of Hwy 20 and Hwy 97; N on Hwy 97 to Fourth Street; W on Fourth Street to point of beginning.

Deer Area No. 2015 Omak (Okanogan County): Restricted to private land only located within the following boundary: Beginning at Hwy 97 and Riverside Cut-off road; west on Riverside Cut-off Rd to Conconully Road; south on Conconully Rd to Danker Cut-off road; west on Danker Cut-off road to Salmon Creek Rd; north on Salmon Creek Rd to Spring Coulee Rd; south on Spring Coulee Rd to B&O Road North Rd; southwest on B&O North Rd to Hwy 20; east on Hwy 20 to B&O Rd; south on B&O Rd to the Town of Malott and the bridge over the Okanogan River; north along the west bank of the Okanogan River to the Town of Riverside and the Tunk Valley road bridge; west on Tunk Valley road to State Street in Riverside; south on State Street to 2nd Street; west on 2nd Street to Hwy 97 and the point of beginning.

Deer Area No. 2016 Conconully (Okanogan County): Restricted to private land only located within the following boundary: Beginning at the Conconully town limit at the south edge of Town and the east shore of Conconully Reservoir; south along the east shore of the reservoir to Salmon Creek; south along the east bank of Salmon Creek to Salmon Creek road at the old Ruby Town site; south on Salmon Creek road to Green Lake road; northeast on Green Lake road to Conconully road; north on Conconully road to the south limit of the Town of Conconully and the point of beginning.

Deer Area No. 3071 Whitcomb (Benton County): That part of GMU 373 made up by the Whitcomb Unit of the Umatilla National Wildlife Refuge.

Deer Area No. 3072 Paterson (Benton County): That part of GMU 373 made up by the Paterson Unit of the Umatilla National Wildlife Refuge.

Deer Area No. 3088 High Prairie (Klickitat County): That portion of GMU 388 (Grayback) that is south of SR 142.

Deer Area No. 3682 Ahtanum (Yakima County): That part of GMU 368 beginning at the power line crossing on Ahtanum Creek in T12N, R16E, Section 15; west up Ahtanum Creek to South Fork Ahtanum Creek; southwest up South Fork Ahtanum Creek to its junction with Reservation Creek; southwest up Reservation Creek and the Yakama Indian Reservation boundary to the main divide between the Diamond Fork drainage and Ahtanum Creek drainage; north

along the crest of the main divide between the Diamond Fork drainage and the Ahtanum Creek drainage to Darland Mountain; northeast on US Forest Service Trail 615 to US Forest Service Road 1020; northeast on US Forest Service Road 1020 to US Forest Service Road 613; northeast on US Forest Service Road 613 to US Forest Service Trail 1127; northeast on US Forest Service Trail 1127 to US Forest Service Road 1302 (Jump Off Road), southeast of the Jump Off Lookout Station; northeast on US Forest Service Road 1302 (Jump Off Road) to Hwy 12. Northeast on Hwy 12 to the Naches River. Southeast down the Naches River to Cowiche Creek. West up Cowiche Creek and the South Fork Cowiche Creek to Summitview Ave. Northwest on Summitview Ave to Cowiche Mill Road. West on Cowiche Mill Road to the power line in the northeast corner of T13N, R15E, SEC 13. Southeast along the power line to Ahtanum Creek and the point of beginning.

Deer Area No. 5064: That part of GMU 564 in the Columbia River near the mouth of the Cowlitz River made up of Cottonwood Island and Howard Island.

Deer Area No. 6020 (Clallam and Jefferson counties): Dungeness-Miller Peninsula: That part of GMU 624 west of Discovery Bay and Salmon Creek.

WSR 13-12-002

PERMANENT RULES

HEALTH CARE AUTHORITY

(Medicaid Program)

[Filed May 22, 2013, 12:33 p.m., effective July 1, 2013]

Effective Date of Rule: July 1, 2013.

Purpose: In accordance with the federal Patient Protection and Affordable Care Act (PPACA), Section 2703, and Washington SSB 5394, these rules are necessary to implement adoption of health homes and within them, advance the practice of chronic care management to improve health outcomes and reduce unnecessary costs. The agency is changing the title of this chapter to health homes.

Citation of Existing Rules Affected by this Order: Amending WAC 182-557-0050, 182-557-0100, 182-557-0200, 182-557-0300, and 182-557-0400.

Statutory Authority for Adoption: RCW 41.05.021; chapter 316, Laws of 2011 (SSB 5394).

Adopted under notice filed as WSR 13-03-089 on January 15, 2013.

Changes Other than Editing from Proposed to Adopted Version: **WAC 182-557-0050 Health home—General.**

(1) The agency's health home program provides patient-centered care to beneficiaries ~~at high risk for high health costs and poor health outcomes. Health home services consist of six care coordination activities that include providing education to the beneficiary in self-managing his or her condition and navigating the health care system. who:~~

(a) Have a least one chronic condition as defined in WAC 182-557-0100;

(b) Be at risk of a second chronic condition with a minimum predictive risk score of 1.5; and

(c) Are at risk for high health costs, avoidable admissions to institutional care settings, and poor health outcomes.

~~(2) Health homes offers: six care coordination activities to assist the beneficiary in self-managing his or her condition and navigating the health care system:~~

(a) Comprehensive or intensive care management, including but not limited to, assessing participant's readiness for self-management, and promote promoting self-management skills; coordinating interventions tailored to meet the beneficiary's needs, and facilitating improved outcomes and appropriate use of health care services;

~~(b) Care coordination and health promotion to support coordination across systems of care and beneficiaries' participation in their care;~~

(c) Comprehensive transitional care between care settings, including, but not limited to, after discharge from an inpatient facility (hospital, rehabilitative, psychiatric, skilled nursing, substance use disorder treatment or residential habilitation setting);

(d) Individual and family support services to provide health promotion, education, training and coordination of covered services for beneficiaries and their support network;

(e) Referrals to community and support services; and

(f) Use of health information technology (HIT) to link services between the health home and the beneficiaries' providers.

(3) The agency's health home program does not:

(a) Change the scope of services available to for which a beneficiary is eligible under medicare or a Title XIX medicaid program;

(b) Interfere with the relationship between a beneficiary and his or her chosen agency-enrolled provider(s);

(c) Duplicate case management activities available to a beneficiary in the beneficiary's community or by is receiving from other providers or programs; or

WAC 182-557-0100 Health home program—Definitions.

Covered services - The medicare and medicaid covered services that will be coordinated as part of health home program activities.

Full dual eligible - For the purpose of this chapter, means individuals who are enrolled in medicare parts A and B, and who are eligible for, and receiving, medicaid and no other comprehensive private and public health coverage an individual who receives qualified medicare beneficiary coverage or specified low-income medicare beneficiary coverage and categorically needy health care coverage.

HIPAA (Health Insurance Portability and Accountability Act of 1996) - The agency struck this proposed definition.

Participation - An agreement by the beneficiary to participate in health home services as demonstrated by the health action plan. A beneficiary's agreement to a health action plan which constitutes an agreement by the beneficiary to participate in health home services.

"PRISM" or "Predictive Risk Intelligence System" - A DSHS-secure web-based predictive modeling and clinical decision support tool. This tool provides a unified view of medical, behavioral health, and long-term care service data that is refreshed on a regular basis. PRISM provides prospective medical risk scores that are a measure of expected medi-

cal costs in the next twelve months based on the patient's disease profile and pharmacy utilization.

"Self-management" - With guidance from a health home care coordinator or health home care team, the concept of the beneficiary being the driver of his or her own health through the process of:

- Identification of health care conditions;
- Health action planning;
- Education;
- Monitoring to ensure progress towards achievement of health action goals;
- Active involvement of the beneficiary in the decision-making process with the health home care coordinator or health home care team.

WAC 182-557-0200 Health home program—Client eligibility and participation.

(1) To participate in the health home program, a beneficiary must:

- (a) ~~Be a recipient of categorically needy health care coverage, aged, blind, disabled assistance program; or~~
- (b) ~~A recipient of temporary assistance for needy families (TANF); or~~
- (c) ~~(b) A full dually eligible for medicare and medicaid services; and~~
- (i) ~~Have one or more chronic condition(s) as defined in WAC 182-557-0100 and the at risk of developing another as determined by a PRISM risk score of 1.5 or greater; and~~
- (ii) ~~Be identified through predictive modeling as being high risk [risk] for high medical costs and poor health outcomes as a result of needing medical treatment for chronic condition(s); and~~
- (iii) ~~Agree to participate in a health home program.~~

(2) A beneficiary participating in the health home program must not be:

- (a) Eligible for third-party coverage that provides comparable care management services or requires administrative controls that would duplicate or interfere with the agency's health home program; or
- (b) Receiving services through another health system that health home services would duplicate.

(3) Using data provided by the department of social and health services (DSHS), the agency identifies beneficiaries who are potential participants of health home services. A beneficiary who meets the participation requirements in this section will:

- (a) ~~Be served by a qualified health home based on the coverage area in which the beneficiary resides Beneficiaries who are eligible for health home services will be enrolled with a qualified health home; and~~
- (b) ~~Be contacted for an assessment and participation in the program May decline enrollment or change to a different plan if he or she chooses to;~~
- (c) ~~Work with a care coordinator to develop a health action plan that details the beneficiary's health goals and a plan for achievement of those goals; and~~
- (d) ~~Will receive health home services at a level appropriate to the beneficiary's needs.~~
- (4) ~~A participant who does not agree with a decision regarding health home services has the right to an administra-~~

~~tive hearing as described in chapter 182-526 WAC. A beneficiary who meets the participation requirements in this section will:~~

~~(a) Receive services from a qualified health home that contracts with the agency to provide health home services in the coverage area in which the beneficiary resides;~~

~~(b) Work with a care coordinator employed by or contracting with a qualified health home provider to develop a health action plan that details the beneficiary's health goals and a plan for achievement of those goals; and~~

~~(c) Receive additional health home services at a level appropriate to the beneficiary's needs.~~

~~(5) A participant who does not agree with a decision regarding health home services, including a decision regarding the beneficiary's eligibility to participate in health home services, has the right to an administrative hearing as described in chapter 182-526 WAC.~~

WAC 182-557-0300 Health home services—Confidentiality and data sharing

(1) Qualified health home contractors must ~~meet~~ comply with the confidentiality and data sharing requirements that apply to clients eligible under medicare and Title XIX medicare programs and as specified in the health home contract.

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 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 5, 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 5, Repealed 0.

Date Adopted: May 22, 2013.

Kevin M. Sullivan
Rules Coordinator

AMENDATORY SECTION (Amending WSR 11-14-075, filed 6/30/11, effective 7/1/11)

WAC 182-557-0050 ((~~Chronic care management program~~) Health home—General. ((1) The department's chronic care management program:

~~(a) Offers care management and coordination activities for medical assistance clients determined to be at risk for high medical costs;~~

~~(b) Provides education, training, and/or coordination of services for program participants through statewide care management (SCM) and local care management (LCM) providers contracted with DSHS;~~

~~(c) Assists program participants in improving self-management skills and improving health outcomes; and~~

~~(d) Reduces medical costs by educating clients to better utilize health care services.~~

(2) The department's chronic care management program does not:

(a) Change the scope of services available to a client eligible under a Title XIX medicaid program;

(b) Interfere with the relationship between a participant (client) and the client's chosen department-enrolled provider(s);

(c) Duplicate case management activities available to a client in the client's community; or

(d) Substitute for established activities that are available to a client and provided by programs administered through other DSHS divisions or state agencies.

(3) Chronic care management program services provided by a statewide care management (SCM) contractor and a local care management (LCM) contractor must meet:

(a) The conditions of the contract between DSHS and the contractor; and

(b) Applicable state and federal requirements.

(4) The SCM contractor uses a predictive modeling program to review DSHS claims, and eligibility data to identify clients eligible to participate in the chronic care management program.) (1) The agency's health home program provides patient-centered care to beneficiaries who:

(a) Have a least one chronic condition as defined in WAC 182-557-0100;

(b) Be at risk of a second chronic condition with a minimum predictive risk score of 1.5; and

(c) Are at risk for high health costs, avoidable admissions to institutional care settings, and poor health outcomes.

(2) Health homes offer six care coordination activities to assist the beneficiary in self-managing his or her condition and navigating the health care system:

(a) Comprehensive or intensive care management including, but not limited to, assessing participant's readiness for self-management, promoting self-management skills, coordinating interventions tailored to meet the beneficiary's needs, and facilitating improved outcomes and appropriate use of health care services;

(b) Care coordination and health promotion;

(c) Comprehensive transitional care between care settings including, but not limited to, after discharge from an inpatient facility (hospital, rehabilitative, psychiatric, skilled nursing, substance use disorder treatment or residential habilitation setting);

(d) Individual and family support services to provide health promotion, education, training and coordination of covered services for beneficiaries and their support network;

(e) Referrals to community and support services; and

(f) Use of health information technology (HIT) to link services between the health home and beneficiaries' providers.

(3) The agency's health home program does not:

(a) Change the scope of services for which a beneficiary is eligible under medicare or a Title XIX medicaid program;

(b) Interfere with the relationship between a beneficiary and his or her chosen agency-enrolled provider(s);

(c) Duplicate case management activities the beneficiary is receiving from other providers or programs; or

(d) Substitute for established activities that are available through programs administered through the agency or other state agencies.

(4) Qualified health home providers must:

(a) Contract with the agency to provide services under this chapter to eligible beneficiaries;

(b) Accept the terms and conditions in the agency's contract;

(c) Be able to meet the network and quality standards established by the agency;

(d) Accept the rates established by the agency; and

(e) Comply with all applicable state and federal requirements.

(5) The agency reserves the right to not contract with any otherwise qualified health home provider.

AMENDATORY SECTION (Amending WSR 11-14-075, filed 6/30/11, effective 7/1/11)

WAC 182-557-0100 (~~Chronic care management~~) Health home program—Definitions. The following terms and definitions apply to the (~~chronic care management~~) health home program:

(~~"Chronic care management program services"~~ are services provided by DSHS contracted organizations to clients with multiple health, behavioral, and social needs in order to improve care coordination, client education, and client self-management skills.

~~"Evidence-based health care practice"~~ means a clinical approach to practicing medicine based on the clinician's awareness of evidence and the strength of that evidence to support the management of a disease treatment process.

~~"Local care management program"~~ or ~~"LCM program"~~ means a comprehensive care management program and medical home program for medical assistance clients (participants) that serves a specific geographical area of the state.

~~"Local care management (LCM) contractor"~~ means an entity or group of entities that contracts with DSHS to provide chronic care management program services to eligible participants (clients).

~~"Medical home"~~ means an approach to providing health care services in a high-quality and cost-effective manner that is accessible, family-centered, comprehensive, continuous, coordinated, compassionate, and culturally competent.

~~"Participant"~~ means a medical assistance client who has been contacted by an SCM or LCM, and has agreed to participate in the chronic care management program.

~~"Predictive modeling"~~ means using historical medical claims data to predict future utilization of medical services.

~~"Self management"~~ means, with guidance from a health care team, the concept of a medical assistance client being the "driver" of their own health care to improve their health care outcome through:

• Education;

• Monitoring;

• Adherence to evidence-based guidelines; and

• Active involvement in the decision-making process with the team.

~~"Statewide care management program" or "SCM program"~~ means a comprehensive care management program for clients that serves all areas of the state not served by a local care management (LCM) program.

~~"Statewide care management (SCM) contractor"~~ means an entity that contracts with DSHS to provide chronic care management program services to eligible medical assistance clients (participants). The SCM contractor provides client identification and referral to appropriate local care management (LCM) programs through predictive modeling.))
Agency - See WAC 182-500-0010.

Beneficiary - A person who is eligible for health home services. See WAC 182-557-0200.

Chronic condition - A condition that, in combination with the beneficiary's risk score, determines eligibility for health home services. The chronic conditions covered are mental health conditions, substance use disorders, asthma, diabetes, heart disease, cancer, cerebrovascular disease, coronary artery disease, dementia or Alzheimer's disease, intellectual disability or disease, HIV/AIDS, renal failure, chronic respiratory conditions, neurological disease, gastrointestinal, hematological and musculoskeletal conditions.

Contractor - The entity providing covered services under contract with the agency.

Coverage area(s) - Predetermined geographical area(s) composed of specific counties that will facilitate a phased-in implementation of health homes.

Covered services - The Medicare and Medicaid covered services that will be coordinated as part of health home program activities.

DSHS - The department of social and health services.

Full dual eligible - For the purpose of this chapter, means an individual who receives qualified Medicare beneficiary coverage or specified low-income Medicare beneficiary coverage and categorically needy health care coverage.

Health action plan - A beneficiary-prioritized plan identifying what the beneficiary plans to do to improve their health and/or self-management of health conditions.

Health home - An entity composed of community based providers, qualified and contracted by the agency to provide health home services to eligible beneficiaries.

Medicaid - See WAC 182-500-0070.

Participation - A beneficiary's agreement to a health action plan which constitutes an agreement by the beneficiary to participate in health home services.

Predictive modeling - Using historical medical claims data to predict future utilization of health care services.

PRISM or Predictive Risk Intelligence System - A DSHS-secure web-based predictive modeling and clinical decision support tool. This tool provides a unified view of medical, behavioral health, and long-term care service data that is refreshed on a regular basis. PRISM provides prospective medical risk scores that are a measure of expected medical costs in the next twelve months based on the patient's disease profile and pharmacy utilization.

Risk score - A measure of expected cost risk in the next twelve months based on the beneficiary's disease profiles, medical care utilization, and pharmacy utilization.

Self-management - With guidance from a health home care coordinator or health home care team, the concept of the

beneficiary being the driver of his or her own health through the process of:

- Identification of health care conditions;
- Health action planning;
- Education;
- Monitoring to ensure progress towards achievement of health action goals; and
- Active involvement of the beneficiary in the decision-making process with the health home care coordinator or health home care team.

AMENDATORY SECTION (Amending WSR 11-14-075, filed 6/30/11, effective 7/1/11)

WAC 182-557-0200 ((Chronic care management program)) Health home program—Client eligibility and participation. ((1) To be a participant in the chronic care management program, a client must:

(a) Be a recipient of the supplemental security income (SSI) program or general assistance with expedited medical categorically needy (GAX) program;

(b) Be identified through predictive modeling as being high risk for high medical costs as a result of needing medical treatment for multiple conditions; and

(c) Agree to participate in the program.

(2) A client participating in the chronic care management program must not be:

(a) Receiving Medicare benefits;

(b) Residing in an institution, as defined in WAC 388-500-0005, for more than thirty days;

(c) Eligible for third party coverage that provides care management services or requires administrative controls that would duplicate or interfere with the department's chronic care management program;

(d) Enrolled with a managed care organization (MCO) plan contracted with DSHS;

(e) Currently receiving long term care services; or

(f) Receiving care management services that chronic care management program services would duplicate.

(3) Using data provided by DSHS, the statewide care management (SCM) contractor identifies medical assistance clients who are potential participants for chronic care management program services. A client who meets the participation requirements in this section:

(a) Will be served by the SCM program or a local care management (LCM) program, based on the geographical area of the state the client resides.

(b) Will be contacted by an SCM or LCM care manager for an assessment and enrollment in the program;

(c) Will not be enrolled unless the client specifically agrees to the enrollment;

(d) May request disenrollment at any time. Disenrollment is effective the first day of the following month; and

(e) May request reenrollment at any time. Reenrollment is effective the first day of the following month.

(4) A participating client who subsequently enrolls in a DSHS voluntary managed care program is no longer eligible for chronic care management program services.

(5) A client who meets the eligibility and enrollment criteria for participation in the chronic care management services program:

(a) Is eligible to participate for six months from the date of enrollment provided the client continues to meet eligibility and enrollment criteria; and

(b) May participate for additional six-month participation periods if both the department and the SCM or LCM contractor determine that the participant's self-management skills and health care outcome would benefit.

(6) A client who does not agree with a decision regarding chronic care management program services has a right to a hearing under chapter 388-02 WAC.) (1) To participate in the health home program, a beneficiary must:

(a) Be a recipient of categorically needy health care coverage; or

(b) A full dual eligible; and

(i) Have one or more chronic condition(s) as defined in WAC 182-557-0100 and at risk of developing another as determined by a PRISM risk score of 1.5 or greater; and

(ii) Agree to participate in a health home program.

(2) A beneficiary participating in the health home program must not be:

(a) Eligible for third-party coverage that provides comparable care management services or requires administrative controls that would duplicate or interfere with the agency's health home program; or

(b) Receiving services through another health system that health home services would duplicate.

(3) Using data provided by the department of social and health services (DSHS), the agency identifies beneficiaries who are potential participants of health home services.

(a) Beneficiaries who are eligible for health homes will be enrolled with a qualified health home; and

(b) May decline enrollment or change to a different plan if he or she chooses to.

(4) A beneficiary who meets the participation requirements in this section will:

(a) Receive services from a qualified health home that contracts with the agency to provide health home services in the coverage area in which the beneficiary resides;

(b) Work with a care coordinator employed by or contracting with a qualified health home provider to develop a health action plan that details the beneficiary's health goals and a plan for achievement of those goals; and

(c) Receive additional health home services at a level appropriate to the beneficiary's needs.

(5) A participant who does not agree with a decision regarding health home services, including a decision regarding the beneficiary's eligibility to participate in health home services, has the right to an administrative hearing as described in chapter 182-526 WAC.

AMENDATORY SECTION (Amending WSR 11-14-075, filed 6/30/11, effective 7/1/11)

WAC 182-557-0300 ((Chronic care management program)) Health home services—Confidentiality and data sharing. (((1) Statewide care management (SCM) and local care management (LCM) contractors must meet the

confidentiality and data sharing requirements that apply to clients eligible under Title XIX medicaid programs and as specified in the chronic care management contract.

(2) DSHS shares health care data with SCM and LCM contractors under the provisions of RCW 70.02.050 and the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

(3) DSHS requires SCM and LCM contractors to monitor and evaluate participant activities and provide to the department:

(a) Any client information collected; and

(b) Any data compiled as the result of the program.)) (1)

Qualified health home contractors must comply with the confidentiality and data sharing requirements that apply to clients eligible under medicare and Title XIX medicaid programs and as specified in the health home contract.

(2) The agency and the department of social and health services (DSHS) share health care data with qualified health home contractors under the provisions of RCW 70.02.050 and the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

(3) The agency requires qualified health home contractors to monitor and evaluate participant activities and report to the agency as required by the health home contract.

AMENDATORY SECTION (Amending WSR 11-14-075, filed 6/30/11, effective 7/1/11)

WAC 182-557-0400 ((Chronic care management program services)) Health home—Payment. ((Only a DSHS contracted statewide care management (SCM) and local care management (LCM) program may bill and be paid for providing the chronic care management program services described in chapter 388-557 WAC. Billing requirements and payment methodology are described in the contract between DSHS and the contractor.)) Only an agency-contracted qualified health home may bill and be paid for providing health home services described in this chapter. Billing requirements and payment methodology are described in the contract between the agency and the contractor.

WSR 13-12-004

PERMANENT RULES

SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed May 22, 2013, 3:43 p.m., effective June 22, 2013]

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

Purpose: To eliminate the requirement that interdistrict cooperation agreement be approved by the office of superintendent of public instruction. Also changes the WAC reference in WAC 392-135-030.

Citation of Existing Rules Affected by this Order: Amending chapter 392-135 WAC.

Statutory Authority for Adoption: RCW 28A.150.290 and 84.52.0531.

Adopted under notice filed as WSR 13-08-001 on March 20, 2013.

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 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 0, Repealed 0.

Date Adopted: May 9, 2013.

Randy Dorn
State Superintendent

AMENDATORY SECTION (Amending Order 7-75, filed 12/22/75)

WAC 392-135-015 Program types. ~~((Subject to the prior approval of the superintendent of public instruction;))~~ Any school district may cooperate with one or more other school districts in the joint maintenance and operation of educational programs or services:

- (1) As a part of the operation of a joint facility, or otherwise; and
- (2) On a full- or part-time attendance basis, or a regular 180-day or extended school year basis.

AMENDATORY SECTION (Amending Order 81-21, filed 9/18/81)

WAC 392-135-020 ~~((Application—Requirements for approval;))~~ **Interdistrict cooperation contracts.** (1) ~~((Application. The proposed serving district shall be the applicant school district. The applicant school district shall submit a written application for the operation of an interdistrict cooperation program and the proposed written agreement(s) to be entered into by each participating school district to the superintendent of public instruction, division of financial services;))~~ An interdistrict cooperation contract shall be agreed upon by each participating school district and include and set forth at least the following:

- (a) A description of the services and program.
 - (b) The number of students to be served from each district.
 - (c) The estimated amount of any operating costs of the program that are not funded from state or federal sources and the method of sharing such unfunded costs.
- (2) ~~((Requirements for approval consideration;))~~ Interdistrict cooperation programs ~~((eligible for consideration and approval by the superintendent of public instruction;))~~ shall be:

- (a) Voluntary.
- (b) Tuition free.
- (c) Necessary for the express purpose of:

(i) Providing educational programs not otherwise available; and/or

(ii) Avoiding unnecessary duplications of specialized or unusually expensive programs and facilities; and/or

(iii) Improving racial balance within and among school districts.

(d) Interdistrict cooperation contracts shall be approved in advance of the board of directors of each participating school district.

(e) Interdistrict cooperation contracts shall be retained by each participating school district, and shall be made available upon request for audit or review purposes.

AMENDATORY SECTION (Amending Order 81-21, filed 9/18/81)

WAC 392-135-021 Reporting requirements. (1) Each school district shall provide, upon request of the superintendent of public instruction, such data as the superintendent deems appropriate to identify the resident school district of all nonresident students enrolled in a school district cooperative program who are attending classes in a school district other than the school district in which the student is resident, excepting all high school students from nonhigh school districts.

(2) ~~((The superintendent of public instruction shall provide each serving district of each approved interdistrict cooperative with necessary report forms and shall advise each serving district of the due date established by the superintendent for the return of such completed report forms to the educational service districts or to the superintendent of public instruction as now or hereafter established by the superintendent and published in bulletins of the division of financial services;))~~

~~(3))~~ Data required by this section shall be used by the superintendent of public instruction for the purposes of WAC 392-121-170 and chapter 392-139 WAC as now or hereafter amended.

AMENDATORY SECTION (Amending Order 18, filed 7/19/90, effective 8/19/90)

WAC 392-135-030 Cooperative financing of construction. Cooperative financing involving the construction of any educational facility and arrangements therefor pursuant to RCW 28A.335.160(1) shall be in compliance with ~~((state board of education))~~ regulations ~~((, WAC 180-30-460 through 180-30-495))~~ established by the office of superintendent of public instruction in chapters 392-345 and 392-346 WAC, as now or hereafter amended.

WSR 13-12-005

PERMANENT RULES

TRANSPORTATION COMMISSION

[Filed May 23, 2013, 9:42 a.m., effective July 1, 2013]

Effective Date of Rule: July 1, 2013.

Purpose: The commission must consider toll rates that will help maintain travel time, speed, and reliability on the

SR 520 corridor and must set and adjust toll rates to generate revenue sufficient and necessary to cover costs and obligations. The purpose of the proposed rules is to amend WAC 468-270-071 establishing new toll rates on the SR 520 Bridge.

Citation of Existing Rules Affected by this Order: Amending WAC 468-270-071.

Statutory Authority for Adoption: RCW 47.56.785, 47.56.795, 47.56.830, 47.56.850, and 47.56.870.

Adopted under notice filed as WSR 13-07-081 on March 20, 2013.

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 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: May 22, 2013.

Reema Griffith
Executive Director

AMENDATORY SECTION (Amending WSR 12-14-110, filed 7/3/12, effective 8/3/12)

WAC 468-270-071 What are the toll rates on the SR 520 Bridge? Tables ((2)) 3 through ((6)) 7 show the applicable toll rates by vehicle axles, day and time of travel, and method of payment.

**TABLE ((2)) 3
SR 520 BRIDGE
TWO-AXLE VEHICLE TOLL RATES**

Mondays through Fridays	Good To Go!™ Pass¹	Pay By Mail¹	Pay By Plate⁽⁴⁾ 2	((Customer-Initiated- Payment²)) Short-Term Account³
Midnight to 5 a.m.	\$0.00	\$0.00	\$0.00	\$0.00
5 a.m. to 6 a.m.	\$(1.64) 1.70	\$(3.18) 3.25	\$(1.89) 1.95	\$(2.68) 2.75
6 a.m. to 7 a.m.	\$(2.87) 2.95	\$(4.41) 4.50	\$(3.12) 3.20	\$(3.91) 4.00
7 a.m. to 9 a.m.	\$(3.59) 3.70	\$(5.13) 5.25	\$(3.84) 3.95	\$(4.63) 4.75
9 a.m. to 10 a.m.	\$(2.87) 2.95	\$(4.41) 4.50	\$(3.12) 3.20	\$(3.91) 4.00
10 a.m. to 2 p.m.	\$(2.31) 2.35	\$(3.84) 3.95	\$(2.56) 2.60	\$(3.34) 3.45
2 p.m. to 3 p.m.	\$(2.87) 2.95	\$(4.41) 4.50	\$(3.12) 3.20	\$(3.91) 4.00
3 p.m. to 6 p.m.	\$(3.59) 3.70	\$(5.13) 5.25	\$(3.84) 3.95	\$(4.63) 4.75
6 p.m. to 7 p.m.	\$(2.87) 2.95	\$(4.41) 4.50	\$(3.12) 3.20	\$(3.91) 4.00
7 p.m. to 9 p.m.	\$(2.31) 2.35	\$(3.84) 3.95	\$(2.56) 2.60	\$(3.34) 3.45
9 p.m. to 11 p.m.	\$(1.64) 1.70	\$(3.18) 3.25	\$(1.89) 1.95	\$(2.68) 2.75
11 p.m. to 11:59 p.m.	\$0.00	\$0.00	\$0.00	\$0.00

Saturdays and Sundays⁽³⁾ 4	Good To Go!™ Pass¹	Pay By Mail¹	Pay By Plate⁽⁴⁾ 2	((Customer-Initiated- Payment²)) Short-Term Account³
Midnight to 5 a.m.	\$0.00	\$0.00	\$0.00	\$0.00

Saturdays and Sundays⁽²⁾ 4	Good To Go!TM Pass¹	Pay By Mail¹	Pay By Plate⁽⁴⁾ 2	((Customer-Initiated-Payment²)) <u>Short-Term Account³</u>
5 a.m. to 8 a.m.	\$ ((1.13)) <u>1.15</u>	\$ ((2.67)) <u>2.75</u>	\$ ((1.38)) <u>1.40</u>	\$ ((2.17)) <u>2.25</u>
8 a.m. to 11 a.m.	\$ ((1.69)) <u>1.75</u>	\$ ((3.23)) <u>3.30</u>	\$ ((1.94)) <u>2.00</u>	\$ ((2.73)) <u>2.80</u>
11 a.m. to 6 p.m.	\$ ((2.26)) <u>2.30</u>	\$ ((3.79)) <u>3.90</u>	\$ ((2.51)) <u>2.55</u>	\$ ((3.29)) <u>3.40</u>
6 p.m. to 9 p.m.	\$ ((1.69)) <u>1.75</u>	\$ ((3.23)) <u>3.30</u>	\$ ((1.94)) <u>2.00</u>	\$ ((2.73)) <u>2.80</u>
9 p.m. to 11 p.m.	\$ ((1.13)) <u>1.15</u>	\$ ((2.67)) <u>2.75</u>	\$ ((1.38)) <u>1.40</u>	\$ ((2.17)) <u>2.25</u>
11 p.m. to 11:59 p.m.	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>

Notes: ¹The rate for electronic tolls has been rounded to the nearest five cents, as needed.
²For this type of payment method, the customer is charged the Good to Go!TM Pass toll rate plus a \$0.25 fee as provided in WAC 468-270-300.
⁽²⁾ ³For this type of payment method, the customer is given a \$0.50 discount off the Pay By Mail toll rate as provided in WAC 468-270-300.
⁽³⁾ ⁴The weekend rates will be assessed for the following holidays: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

**TABLE (2) 4
 SR 520 BRIDGE
 THREE-AXLE VEHICLE TOLL RATES**

Mondays through Fridays	Good To Go!TM Pass¹	Pay By Mail¹	Pay By Plate⁽⁴⁾ 2	((Customer-Initiated-Payment²)) <u>Short-Term Account³</u>
Midnight to 5 a.m.	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
5 a.m. to 6 a.m.	\$ ((2.46)) <u>2.50</u>	\$ ((4.77)) <u>4.90</u>	\$ ((2.71)) <u>2.75</u>	\$ ((4.27)) <u>4.40</u>
6 a.m. to 7 a.m.	\$ ((4.31)) <u>4.40</u>	\$ ((6.61)) <u>6.80</u>	\$ ((4.56)) <u>4.65</u>	\$ ((6.11)) <u>6.30</u>
7 a.m. to 9 a.m.	\$ ((5.38)) <u>5.50</u>	\$ ((7.69)) <u>7.90</u>	\$ ((5.63)) <u>5.75</u>	\$ ((7.19)) <u>7.40</u>
9 a.m. to 10 a.m.	\$ ((4.31)) <u>4.40</u>	\$ ((6.61)) <u>6.80</u>	\$ ((4.56)) <u>4.65</u>	\$ ((6.11)) <u>6.30</u>
10 a.m. to 2 p.m.	\$ ((3.49)) <u>3.60</u>	\$ ((5.79)) <u>5.95</u>	\$ ((3.74)) <u>3.85</u>	\$ ((5.29)) <u>5.45</u>
2 p.m. to 3 p.m.	\$ ((4.31)) <u>4.40</u>	\$ ((6.61)) <u>6.80</u>	\$ ((4.56)) <u>4.65</u>	\$ ((6.11)) <u>6.30</u>
3 p.m. to 6 p.m.	\$ ((5.38)) <u>5.50</u>	\$ ((7.69)) <u>7.90</u>	\$ ((5.63)) <u>5.75</u>	\$ ((7.19)) <u>7.40</u>
6 p.m. to 7 p.m.	\$ ((4.31)) <u>4.40</u>	\$ ((6.61)) <u>6.80</u>	\$ ((4.56)) <u>4.65</u>	\$ ((6.11)) <u>6.30</u>
7 p.m. to 9 p.m.	\$ ((3.49)) <u>3.60</u>	\$ ((5.79)) <u>5.95</u>	\$ ((3.74)) <u>3.85</u>	\$ ((5.29)) <u>5.45</u>
9 p.m. to 11 p.m.	\$ ((2.46)) <u>2.50</u>	\$ ((4.77)) <u>4.90</u>	\$ ((2.71)) <u>2.75</u>	\$ ((4.27)) <u>4.40</u>
11 p.m. to 11:59 p.m.	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>

Saturdays and Sundays⁽²⁾ 4	Good To Go!TM Pass¹	Pay By Mail¹	Pay By Plate⁽⁴⁾ 2	((Customer-Initiated-Payment²)) <u>Short-Term Account³</u>
Midnight to 5 a.m.	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>

Saturdays and Sundays⁽²⁾ 4	Good To Go!TM Pass¹	Pay By Mail¹	Pay By Plate⁽²⁾ 2	((Customer-Initiated-Payment²)) Short-Term Account³
5 a.m. to 8 a.m.	\$ ((1.69)) <u>1.75</u>	\$ ((4.00)) <u>4.10</u>	\$ ((1.94)) <u>2.00</u>	\$ ((3.50)) <u>3.60</u>
8 a.m. to 11 a.m.	\$ ((2.56)) <u>2.60</u>	\$ ((4.87)) <u>5.00</u>	\$ ((2.81)) <u>2.85</u>	\$ ((4.37)) <u>4.50</u>
11 a.m. to 6 p.m.	\$ ((3.38)) <u>3.45</u>	\$ ((5.69)) <u>5.85</u>	\$ ((3.63)) <u>3.70</u>	\$ ((5.19)) <u>5.35</u>
6 p.m. to 9 p.m.	\$ ((2.56)) <u>2.60</u>	\$ ((4.87)) <u>5.00</u>	\$ ((2.81)) <u>2.85</u>	\$ ((4.37)) <u>4.50</u>
9 p.m. to 11 p.m.	\$ ((1.69)) <u>1.75</u>	\$ ((4.00)) <u>4.10</u>	\$ ((1.94)) <u>2.00</u>	\$ ((3.50)) <u>3.60</u>
11 p.m. to 11:59 p.m.	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>

Notes: ¹The rate for electronic tolls has been rounded to the nearest five cents, as needed.
²For this type of payment method, the customer is charged the Good to Go!TM Pass toll rate plus a \$0.25 fee as provided in WAC 468-270-300.
⁽²⁾ ³For this type of payment method, the customer is given a \$0.50 discount off the Pay By Mail toll rate as provided in WAC 468-270-300.
⁽³⁾ ⁴The weekend rates will be assessed for the following holidays: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

**TABLE ((4)) 5
 SR 520 BRIDGE
 FOUR-AXLE VEHICLE TOLL RATES**

Mondays through Fridays	Good To Go!TM Pass¹	Pay By Mail¹	Pay By Plate⁽²⁾ 2	((Customer-Initiated-Payment²)) Short-Term Account³
Midnight to 5 a.m.	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
5 a.m. to 6 a.m.	\$ ((3.28)) <u>3.35</u>	\$ ((6.36)) <u>6.50</u>	\$ ((3.53)) <u>3.60</u>	\$ ((5.86)) <u>6.00</u>
6 a.m. to 7 a.m.	\$ ((5.74)) <u>5.90</u>	\$ ((8.82)) <u>9.05</u>	\$ ((5.99)) <u>6.15</u>	\$ ((8.32)) <u>8.55</u>
7 a.m. to 9 a.m.	\$ ((7.18)) <u>7.35</u>	\$ ((10.25)) <u>10.50</u>	\$ ((7.43)) <u>7.60</u>	\$ ((9.75)) <u>10.00</u>
9 a.m. to 10 a.m.	\$ ((5.74)) <u>5.90</u>	\$ ((8.82)) <u>9.05</u>	\$ ((5.99)) <u>6.15</u>	\$ ((8.32)) <u>8.55</u>
10 a.m. to 2 p.m.	\$ ((4.61)) <u>4.75</u>	\$ ((7.69)) <u>7.90</u>	\$ ((4.86)) <u>5.00</u>	\$ ((7.19)) <u>7.40</u>
2 p.m. to 3 p.m.	\$ ((5.74)) <u>5.90</u>	\$ ((8.82)) <u>9.05</u>	\$ ((5.99)) <u>6.15</u>	\$ ((8.32)) <u>8.55</u>
3 p.m. to 6 p.m.	\$ ((7.18)) <u>7.35</u>	\$ ((10.25)) <u>10.50</u>	\$ ((7.43)) <u>7.60</u>	\$ ((9.75)) <u>10.00</u>
6 p.m. to 7 p.m.	\$ ((5.74)) <u>5.90</u>	\$ ((8.82)) <u>9.05</u>	\$ ((5.99)) <u>6.15</u>	\$ ((8.32)) <u>8.55</u>
7 p.m. to 9 p.m.	\$ ((4.61)) <u>4.75</u>	\$ ((7.69)) <u>7.90</u>	\$ ((4.86)) <u>5.00</u>	\$ ((7.19)) <u>7.40</u>
9 p.m. to 11 p.m.	\$ ((3.28)) <u>3.35</u>	\$ ((6.36)) <u>6.50</u>	\$ ((3.53)) <u>3.60</u>	\$ ((5.86)) <u>6.00</u>
11 p.m. to 11:59 p.m.	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>

Saturdays and Sundays⁽²⁾ ⁴	Good To Go!TM Pass¹	Pay By Mail¹	Pay By Plate⁽⁴⁾ ²	((Customer-Initiated-Payment²)) <u>Short-Term Account³</u>
Midnight to 5 a.m.	\$0.00	\$0.00	\$0.00	\$0.00
5 a.m. to 8 a.m.	\$((2-26)) 2.30	\$((5-33)) 5.45	\$((2-51)) 2.55	\$((4-83)) 4.95
8 a.m. to 11 a.m.	\$((3-38)) 3.45	\$((6-46)) 6.60	\$((3-63)) 3.70	\$((5-96)) 6.10
11 a.m. to 6 p.m.	\$((4-51)) 4.60	\$((7-59)) 7.80	\$((4-76)) 4.85	\$((7-09)) 7.30
6 p.m. to 9 p.m.	\$((3-38)) 3.45	\$((6-46)) 6.60	\$((3-63)) 3.70	\$((5-96)) 6.10
9 p.m. to 11 p.m.	\$((2-26)) 2.30	\$((5-33)) 5.45	\$((2-51)) 2.55	\$((4-83)) 4.95
11 p.m. to 11:59 p.m.	\$0.00	\$0.00	\$0.00	\$0.00

Notes: ¹The rate for electronic tolls has been rounded to the nearest five cents, as needed.
²For this type of payment method, the customer is charged the Good to Go!TM Pass toll rate plus a \$0.25 fee as provided in WAC 468-270-300.
⁽²⁾ ³For this type of payment method, the customer is given a \$0.50 discount off the Pay By Mail toll rate as provided in WAC 468-270-300.
⁽³⁾ ⁴The weekend rates will be assessed for the following holidays: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

**TABLE ((5)) 6
SR 520 BRIDGE
FIVE-AXLE VEHICLE TOLL RATES**

Mondays through Fridays	Good To Go!TM Pass¹	Pay By Mail¹	Pay By Plate⁽⁴⁾ ²	((Customer-Initiated-Payment²)) <u>Short-Term Account³</u>
Midnight to 5 a.m.	\$0.00	\$0.00	\$0.00	\$0.00
5 a.m. to 6 a.m.	\$((4-10)) 4.20	\$((7-94)) 8.15	\$((4-35)) 4.45	\$((7-44)) 7.65
6 a.m. to 7 a.m.	\$((7-18)) 7.35	\$((11-02)) 11.30	\$((7-43)) 7.60	\$((10-52)) 10.80
7 a.m. to 9 a.m.	\$((8-97)) 9.20	\$((12-81)) 13.15	\$((9-22)) 9.45	\$((12-31)) 12.65
9 a.m. to 10 a.m.	\$((7-18)) 7.35	\$((11-02)) 11.30	\$((7-43)) 7.60	\$((10-52)) 10.80
10 a.m. to 2 p.m.	\$((5-79)) 5.95	\$((9-64)) 9.90	\$((6-04)) 6.20	\$((9-14)) 9.40
2 p.m. to 3 p.m.	\$((7-18)) 7.35	\$((11-02)) 11.30	\$((7-43)) 7.60	\$((10-52)) 10.80
3 p.m. to 6 p.m.	\$((8-97)) 9.20	\$((12-81)) 13.15	\$((9-22)) 9.45	\$((12-31)) 12.65
6 p.m. to 7 p.m.	\$((7-18)) 7.35	\$((11-02)) 11.30	\$((7-43)) 7.60	\$((10-52)) 10.80
7 p.m. to 9 p.m.	\$((5-79)) 5.95	\$((9-64)) 9.90	\$((6-04)) 6.20	\$((9-14)) 9.40
9 p.m. to 11 p.m.	\$((4-10)) 4.20	\$((7-94)) 8.15	\$((4-35)) 4.45	\$((7-44)) 7.65
11 p.m. to 11:59 p.m.	\$0.00	\$0.00	\$0.00	\$0.00

Saturdays and Sundays⁽²⁾ ⁴	Good To Go!TM Pass¹	Pay By Mail¹	Pay By Plate⁽⁴⁾ ²	((Customer-Initiated-Payment²)) <u>Short-Term Account³</u>
Midnight to 5 a.m.	\$0.00	\$0.00	\$0.00	\$0.00
5 a.m. to 8 a.m.	\$((2.82)) 2.90	\$((6.66)) 6.85	\$((3.07)) 3.15	\$((6.16)) 6.35
8 a.m. to 11 a.m.	\$((4.25)) 4.35	\$((8.10)) 8.30	\$((4.50)) 4.60	\$((7.60)) 7.80
11 a.m. to 6 p.m.	\$((5.64)) 5.80	\$((9.48)) 9.70	\$((5.89)) 6.05	\$((8.98)) 9.20
6 p.m. to 9 p.m.	\$((4.25)) 4.35	\$((8.10)) 8.30	\$((4.50)) 4.60	\$((7.60)) 7.80
9 p.m. to 11 p.m.	\$((2.82)) 2.90	\$((6.66)) 6.85	\$((3.07)) 3.15	\$((6.16)) 6.35
11 p.m. to 11:59 p.m.	\$0.00	\$0.00	\$0.00	\$0.00

Notes: ¹The rate for electronic tolls has been rounded to the nearest five cents, as needed.
²For this type of payment method, the customer is charged the Good to Go!TM Pass toll rate plus a \$0.25 fee as provided in WAC 468-270-300.
⁽²⁾ ³For this type of payment method, the customer is given a \$0.50 discount off the Pay By Mail toll rate as provided in WAC 468-270-300.
⁽³⁾ ⁴The weekend rates will be assessed for the following holidays: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

**TABLE ((6)) Z
SR 520 BRIDGE
SIX-AXLE OR MORE VEHICLE TOLL RATES**

Mondays through Fridays	Good To Go!TM Pass¹	Pay By Mail¹	Pay By Plate⁽⁴⁾ ²	((Customer-Initiated-Payment²)) <u>Short-Term Account³</u>
Midnight to 5 a.m.	\$0.00	\$0.00	\$0.00	\$0.00
5 a.m. to 6 a.m.	\$((4.92)) 5.05	\$((9.53)) 9.75	\$((5.17)) 5.30	\$((9.03)) 9.25
6 a.m. to 7 a.m.	\$((8.61)) 8.85	\$((13.22)) 13.55	\$((8.86)) 9.10	\$((12.72)) 13.05
7 a.m. to 9 a.m.	\$((10.76)) 11.05	\$((15.38)) 15.75	\$((11.01)) 11.30	\$((14.88)) 15.25
9 a.m. to 10 a.m.	\$((8.61)) 8.85	\$((13.22)) 13.55	\$((8.86)) 9.10	\$((12.72)) 13.05
10 a.m. to 2 p.m.	\$((6.92)) 7.10	\$((11.53)) 11.80	\$((7.17)) 7.35	\$((11.03)) 11.30
2 p.m. to 3 p.m.	\$((8.61)) 8.85	\$((13.22)) 13.55	\$((8.86)) 9.10	\$((12.72)) 13.05
3 p.m. to 6 p.m.	\$((10.76)) 11.05	\$((15.38)) 15.75	\$((11.01)) 11.30	\$((14.88)) 15.25
6 p.m. to 7 p.m.	\$((8.61)) 8.85	\$((13.22)) 13.55	\$((8.86)) 9.10	\$((12.72)) 13.05
7 p.m. to 9 p.m.	\$((6.92)) 7.10	\$((11.53)) 11.80	\$((7.17)) 7.35	\$((11.03)) 11.30
9 p.m. to 11 p.m.	\$((4.92)) 5.05	\$((9.53)) 9.75	\$((5.17)) 5.30	\$((9.03)) 9.25
11 p.m. to 11:59 p.m.	\$0.00	\$0.00	\$0.00	\$0.00

Saturdays and Sundays ⁽²⁾ ⁴	Good To Go! TM Pass ¹	Pay By Mail ¹	Pay By Plate ⁽⁴⁾ ²	((Customer-Initiated-Payment²)) <u>Short-Term Account³</u>
Midnight to 5 a.m.	\$0.00	\$0.00	\$0.00	\$0.00
5 a.m. to 8 a.m.	\$(3.38) 3.45	\$(8.00) 8.20	\$(3.63) 3.70	\$(7.50) 7.70
8 a.m. to 11 a.m.	\$(5.07) 5.20	\$(9.69) 9.95	\$(5.32) 5.45	\$(9.19) 9.45
11 a.m. to 6 p.m.	\$(6.77) 6.95	\$(11.38) 11.65	\$(7.02) 7.20	\$(10.88) 11.15
6 p.m. to 9 p.m.	\$(5.07) 5.20	\$(9.69) 9.95	\$(5.32) 5.45	\$(9.19) 9.45
9 p.m. to 11 p.m.	\$(3.38) 3.45	\$(8.00) 8.20	\$(3.63) 3.70	\$(7.50) 7.70
11 p.m. to 11:59 p.m.	\$0.00	\$0.00	\$0.00	\$0.00

Notes: ¹The rate for electronic tolls has been rounded to the nearest five cents, as needed.
²For this type of payment method, the customer is charged the Good to Go!TM Pass toll rate plus a \$0.25 fee as provided in WAC 468-270-300.
⁽²⁾ ³For this type of payment method, the customer is given a \$0.50 discount off the Pay By Mail toll rate as provided in WAC 468-270-300.
⁽³⁾ ⁴The weekend rates will be assessed for the following holidays: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

WSR 13-12-006
PERMANENT RULES
TRANSPORTATION COMMISSION

[Filed May 23, 2013, 9:43 a.m., effective July 1, 2013]

Effective Date of Rule: July 1, 2013.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: Legislative redelegation of the transportation commission's authority to raise tolls was made a precondition to the increase in toll rates set forth in the amendment to WAC 468-270-070. That precondition was satisfied on May 20, 2013, by the legislative redelegation of authority made in ESSB 5024, section 505, and therefore the amended rates take effect July 1, 2013.

Purpose: The commission is required to establish toll rates and fees for the Tacoma Narrows Bridge (TNB) that are adequate to cover debt, operations, insurance and maintenance costs. The purpose of the proposed rules is to amend WAC 468-270-070 establishing new toll rates on the TNB and WAC 468-270-030 and 468-270-300 renaming "customer initiated payment" as "short term account."

Citation of Existing Rules Affected by this Order: Amending WAC 468-270-070.

Statutory Authority for Adoption: Chapter 47.46 RCW and RCW 47.56.165.

Adopted under notice filed as WSR 13-07-080 on March 20, 2013.

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 Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

and the customer initiates payment no later than three days

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 3, 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: May 20, 2013.

Reema Griffith
 Executive Director

AMENDATORY SECTION (Amending WSR 11-04-007, filed 1/20/11, effective 12/3/11)

WAC 468-270-030 Definitions. "Authorized emergency vehicle" includes but is not limited to a vehicle of any fire department, police department, sheriff's office, coroner, prosecuting attorney, Washington state patrol, ambulance service, public or private or any other emergency vehicle as defined in RCW 46.04.040.

"Bona fide emergency" occurs when an authorized emergency vehicle, as defined herein, responds to or returns from an emergency call.

"Cash customer" means a toll customer who pays the toll on the Tacoma Narrows Bridge in cash.

"Citizens advisory committee" means the citizens committee established by RCW 47.46.090 that advises the transportation commission on Tacoma Narrows Bridge toll rates.

~~("Customer-Initiated Payment"~~ means the method used to pay a photo toll when there is no regular toll account after the toll transaction.))

"Department" means the Washington state department of transportation (WSDOT).

"Good To Go!™" is the name of the department's toll collection system.

"Good To Go!™ Pass" means the transponder device used to pay a toll by a customer who has a prepaid toll account.

"High-occupancy toll (HOT) lanes" means one or more lanes of a highway that charges tolls as a means of regulating access to or the use of the lanes in order to maintain travel speed and reliability. HOT lane supporting facilities include, but are not limited to, approaches, enforcement areas, improvements, buildings, and equipment.

"Pass" see Good To Go!™ Pass.

"Pay By Mail" means the method used to pay a photo toll when a toll bill is mailed to the vehicle's registered owner.

"Pay By Plate" means the method used to pay a photo toll by a customer who has a prepaid toll account through the use of a photo toll system.

"Photo toll" means a charge associated with a particular vehicle that is identified by its license plate and includes Pay By Mail, Pay By Plate and Customer-Initiated Payment.

"Short Term Account" means the method used to pay a photo toll when there is no regular toll account and the customer initiates payment no later than three days after the toll transaction.

"Toll account" means a prepaid account that is linked to a Pass (transponder) or license plates in order to pay a toll by automatic debit.

"Transponder (Pass)" means a device attached to a toll customer's vehicle that automatically identifies the toll customer's vehicle as it passes through the toll facility.

"Transportation commission" means the Washington state transportation commission whose duties and composition are set out in chapter 47.01 RCW.

AMENDATORY SECTION (Amending WSR 12-12-036, filed 5/30/12, effective 7/1/12)

WAC 468-270-070 What are the toll rates on the Tacoma Narrows Bridge? Subject to the legislature's redelegation of authority, the toll charges for the Tacoma Narrows Bridge are shown in Tables 1 and 2.

**Table 1, Effective July 1, 2013
Tacoma Narrows Bridge Toll Rates**

Vehicle Axles	Good to Go!™ Pass ¹	Cash ¹	Pay By Mail ¹	Pay by Plate ^{(*) 2}	((Customer-Initiated-Payment²)) <u>Short Term Account³</u>
2	\$(4.00) <u>4.25</u>	\$(5.00) <u>5.25</u>	\$(6.00) <u>6.25</u>	\$(4.25) <u>4.50</u>	\$(5.50) <u>5.75</u>
3	\$(6.00) <u>6.40</u>	\$(7.50) <u>7.90</u>	\$(9.00) <u>9.40</u>	\$(6.25) <u>6.65</u>	\$(8.50) <u>8.90</u>
4	\$(8.00) <u>8.50</u>	\$(10.00) <u>10.50</u>	\$(12.00) <u>12.50</u>	\$(8.25) <u>8.75</u>	\$(11.50) <u>12.00</u>
5	\$(10.00) <u>10.65</u>	\$(12.50) <u>13.15</u>	\$(15.00) <u>15.65</u>	\$(10.25) <u>10.90</u>	\$(14.50) <u>15.15</u>
6	\$(12.00) <u>12.75</u>	\$(15.00) <u>15.75</u>	\$(18.00) <u>18.75</u>	\$(12.25) <u>13.00</u>	\$(17.50) <u>18.25</u>

Notes: ¹The rate has been rounded to the nearest five cents, as needed.

²For this type of payment method, the customer is charged the Good to Go!™ Pass toll rate plus a \$0.25 fee as provided in WAC 468-270-300.

~~(*)~~ ³For this type of payment method, the customer is given a \$0.50 discount off the Pay By Mail toll rate as provided in WAC 468-270-300.

**Table 2, Effective July 1, 2014
Tacoma Narrows Bridge Toll Rates**

Vehicle Axles	Good to Go!™ Pass ¹	Cash ¹	Pay By Mail ¹	Pay by Plate ²	Short Term Account ³
<u>2</u>	<u>\$4.50</u>	<u>\$5.50</u>	<u>\$6.50</u>	<u>\$4.75</u>	<u>\$6.00</u>
<u>3</u>	<u>\$6.75</u>	<u>\$8.25</u>	<u>\$9.75</u>	<u>\$7.00</u>	<u>\$9.25</u>
<u>4</u>	<u>\$9.00</u>	<u>\$11.00</u>	<u>\$13.00</u>	<u>\$9.25</u>	<u>\$12.50</u>
<u>5</u>	<u>\$11.25</u>	<u>\$13.75</u>	<u>\$16.25</u>	<u>\$11.50</u>	<u>\$15.75</u>
<u>6</u>	<u>\$13.50</u>	<u>\$16.50</u>	<u>\$19.50</u>	<u>\$13.75</u>	<u>\$19.00</u>

Notes: ¹The rate has been rounded to the nearest five cents, as needed.

²For this type of payment method, the customer is charged the Good to Go!™ Pass toll rate plus a \$0.25 fee as provided in WAC 468-270-300.

³For this type of payment method, the customer is given a \$0.50 discount off the Pay By Mail toll rate as provided in WAC 468-270-300.

AMENDATORY SECTION (Amending WSR 11-04-007, filed 1/20/11, effective 12/3/11)

WAC 468-270-300 What other fees and discounts may apply to toll customers? The commission is authorized to adopt rules to assess administrative fees as appropriate for toll collection processes. Additionally, a toll customer may be required to pay fees set forth by state law for attempts to collect funds due to a state agency. The following table lists and explains the types and amount of administrative fees that a toll customer may be required to pay.

**Table ((7)) §
Customer Fees and Discounts**

Fee and Discount Type	When is the administrative fee charged?	What is the fee amount?
Paper Statements and Reprinting Fee	Upon each mailing of a paper statement at the account holder's request.	\$0.50 per page (with a minimum fee of \$1.50)
Inactive Account Fee	After 24 months of no transactions on the account, this one-time fee will be assessed.	\$5.00
Reprocessing Fee	This fee will be assessed when the department sends a reminder notice of unpaid tolls. The reminder notice to pay may be a summary or itemization of amounts owed and included as part of a toll bill or in any other correspondence to collect tolls.	\$5.00 per reminder notice to pay unpaid tolls
Pay By Plate Fee	A customer who establishes a prepaid toll account but passes through a toll facility without a pass will be assessed this fee in addition to the Good To Go!™ Pass toll rate.	\$0.25 per transaction
((Customer Initiated Payment)) <u>Short Term Account</u>	A customer will receive a discount off the Pay By Mail toll rate, if the customer pays for the transaction not later than 72 hours after driving on the toll facility.	\$0.50 per transaction credit off the Pay By Mail toll rate

**WSR 13-12-008
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Filed May 23, 2013, 1:07 p.m., effective June 23, 2013]

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

Purpose: WAC 392-122-423 and 392-122-424 require updating to address the following:

- Update the eligibility determination for schools to qualify for state funded full-day kindergarten program.
- Update the fund process for state funded full-day kindergarten program.

Citation of Existing Rules Affected by this Order: Amending WAC 392-122-423 and 392-122-424, full-day kindergarten program.

Statutory Authority for Adoption: RCW 28A.150.290.

Adopted under notice filed as WSR 13-08-032 on March 27, 2013.

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 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 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: May 9, 2013.

Randy Dorn
Superintendent of
Public Instruction

AMENDATORY SECTION (Amending WSR 09-11-018, filed 5/8/09, effective 6/8/09)

WAC 392-122-423 Full-day kindergarten program—Determination of eligibility. Determination for eligibility for full-day kindergarten (FDK) programs is based on an individual school's poverty percentage from the prior school year.

(1) ~~((By June 1st each))~~ Two weeks after the legislature adopts the state Operating Appropriations Act for the subsequent school year, the superintendent of public instruction shall develop and publish an eligibility list for FDK for the subsequent school year, pursuant to the legislative limitation parameters in the annual budget bill ((to include the specified percentage of kindergarten students to be served, which shall be further limited to the estimated annual funding for the full-day kindergarten program, as provided for in the state Operating Appropriations Act)). Should the governor veto all or a portion of the funding for FDK, the superintendent of public instruction shall modify the eligibility list as needed.

(2) A school's poverty percentage is determined ((as the higher of the following items as reported for October of the previous year:

(a) ~~FRPL reported to child nutritional services at the superintendent of public instruction; or~~

(b) ~~FRPL reported in the core student records system; or~~

(c) ~~The percentage of students who qualify as a low-income student based on information provided by the school district that satisfies the requirements established in WAC 392-100-101(2) for those school districts that do not participate in the National School Lunch Program)) by the school's free and reduced priced lunch percentage eligibility for students in kindergarten through sixth grade from the prior school year's October 1st CEDARS report as of March 31st.~~

(3) Funding amounts per school shall be calculated in accordance with the state Operating Appropriations Act and WAC 392-121-400.

~~((4) School districts shall receive funding for eligible schools as follows:~~

(a) ~~For September through December the additional FDK funding amount shall be calculated based upon one half of the projected FDK enrollment submitted in the annual approved application.~~

(b) ~~Commencing with the January payment funding shall be based upon the year-to-date (YTD) average FDK enrollment reported by the district less one half of the YTD average FDK reported headcount.~~

(c) ~~The remaining one half of the YTD average FDK reported headcount will be paid under guaranteed entitlement funding on the Report 1191-))~~

AMENDATORY SECTION (Amending WSR 09-11-018, filed 5/8/09, effective 6/8/09)

WAC 392-122-424 Full-day kindergarten program—~~((Applications))~~ Letter of acceptance and approvals. (1) School districts with eligible schools that intend to provide a FDK program shall submit ((an application)) a letter of acceptance to the superintendent of public instruction in accordance with a timeline established by the superintendent of public instruction. This ((application)) letter of acceptance must include the following:

~~((1))~~ (a) Assurances that the school shall comply with all program requirements outlined in RCW 28A.150.315(1);

~~((2))~~ (b) Assurances that the district can provide the full-day kindergarten program for all children of parents who request it in each eligible school ~~((for which the district is including in their application (ref: Section 511(14), chapter 329, Laws of 2008);~~

(3) ~~A projected estimate of full-day kindergarten enrollment for each applicant school for the application year); and~~

~~((4))~~ (c) Any other requirements as established by the office of superintendent of public instruction.

(2) The superintendent shall approve the letters of acceptance that have met the requirements in subsection (1) of this section. If, after approving all of the letters of acceptance that were received that met the requirements in subsection (1) of this section, the superintendent determines that additional funding will be available, the superintendent shall notify school districts with schools that have the next highest levels

of free and reduced price lunch eligibility that they are eligible.

(3) The eligibility for FDK is determined based upon an individual building's student poverty and may not transfer to other buildings or students within the district.

WSR 13-12-014

PERMANENT RULES

DEPARTMENT OF AGRICULTURE

[Filed May 24, 2013, 10:49 a.m., effective June 24, 2013]

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

Purpose: This rule-making order amends chapter 16-324 WAC, Rules for the certification of seed potatoes by:

(1) Adding an additional laboratory test for potato virus Y (PVY) for all lots entered for post-harvest testing;

(2) Eliminating the latent virus testing requirement for potato virus X (PVX);

(3) Adding definitions for "seed potato farm" and "ELISA testing";

(4) Allowing nuclear generation seed potatoes to be recertified if tests are negative for bacterial ring rot disease;

(5) Revising the requirement for physical separation in the field between lots of different classes (generations) or different varieties;

(6) Changing G1 requirement that the seed potatoes must be produced in a field that has not been planted with potatoes from three years to one year; and

(7) Requiring all G1 lots, with the exception of those lots of less than a quarter acre that are planted back on the same farm, to be post-harvest tested.

Citation of Existing Rules Affected by this Order: Repealing WAC 16-324-401 and 16-324-402; and amending WAC 16-324-361, 16-324-385, 16-324-391, 16-324-392, 16-324-393, 16-324-396, 16-324-398, 16-324-409, 16-324-420, and 16-324-431.

Statutory Authority for Adoption: RCW 15.14.015.

Other Authority: Chapter 34.05 RCW.

Adopted under notice filed as WSR 13-08-071 on April 2, 2013.

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 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 2.

Date Adopted: May 24, 2013.

Don R. Hover
Director

Chapter 16-324 WAC

~~((RULES FOR THE))~~ CERTIFICATION OF SEED POTATOES

AMENDATORY SECTION (Amending WSR 07-11-010, filed 5/3/07, effective 6/3/07)

WAC 16-324-361 Definitions. "Certification" means that the lot of seed potatoes was inspected and meets the requirements of this chapter.

"Cull" means any lot of potatoes rejected for certification for any reason.

"Department" means the department of agriculture of the state of Washington.

"Director" means the director of the department of agriculture or his/her duly appointed representative.

"Disease tested" means tested for and found free of all of the following diseases: Potato virus A (PVA), potato virus M (PVM), potato virus S (PVS), potato virus X (PVX), potato virus Y (PVY), potato leafroll virus (PLRV), potato mop top virus (PMTV), potato spindle tuber viroid (spindle tuber), *Erwinia carotovora* ssp. *carotovora* (soft rot), *Erwinia carotovora* ssp. *atroseptica* (black leg) and *Clavibacter michiganense* spp. (~~*sepedonicum*~~) *sepedonicus* (ring rot).

"ELISA testing" means laboratory testing by enzyme-linked immunosorbant assay or other equivalent methodologies.

"Micropropagated" means potato stock propagated using aseptic laboratory techniques and culture media to promote plant tissue growth.

"Microtubers" means tubers produced in vitro by a micropropagated plant or plantlet.

"Minitubers" means tubers produced under controlled greenhouse conditions.

"Nematode" means plant parasitic nematodes capable of infesting potatoes, including but not limited to the genus *Meloidogyne*.

"Nuclear stock" means plantlets, microtubers, minitubers, or seed potatoes produced from pre-nuclear stock, and grown in the field for the first time.

"Plot" means a seed potato planting that is 0.25 acre or less in size.

"Powdery scab" means the disease caused by the fungus *Spongospora subterranea*.

"Pre-nuclear" means micropropagated plants or tubers and plants or minitubers produced in a greenhouse.

"Quarantine pest" means a pest of potential economic importance and not yet present in the state, or present but not widely distributed and being officially controlled.

"Recertification" means the process of certifying a seed lot that was certified the previous year.

"Rogue" means removing diseased or undesirable plants, including all associated plant parts, from a seed potato field.

"Seed lot" means a field, in whole or in part, or a group of fields producing seed potatoes, or the potato tubers harvested from a seed potato field.

"Seed potato farm" means a seed potato enterprise, including all land, equipment, storages and all facilities used to produce certified seed potatoes.

"Seed potatoes" means vegetatively propagated tubers used for potato production.

"Seed source" means seed potatoes produced by an individual grower within a particular seed production area.

"Trace" means a barely perceivable indication of plant disease that amounts to less than 0.001 percent of sample.

"Tolerance" means the maximum acceptable percentage of potato plants or tubers that is diseased, infected by plant pests, defective or off-type based on visual inspection or laboratory testing by the director or other authorized person.

"Unit method" means a method of planting in which cut seed pieces from one tuber are dropped consecutively in a row, or in which all tubers from one plant are dropped consecutively in a row.

AMENDATORY SECTION (Amending WSR 08-10-039, filed 4/30/08, effective 5/31/08)

WAC 16-324-385 Production requirements. (1) A grower ~~((is))~~ may not ~~((eligible to produce nuclear, generation 1, or generation 2 seed potatoes))~~ recertify any seed lots, except nuclear, if ring rot has been detected on his or her seed potato farm during the previous two years. Nuclear seed potatoes may be recertified by the original grower if laboratory testing of the seed by a laboratory approved by the department shows negative results for ring rot.

(2) Pre-nuclear class.

(a) Pre-nuclear seed lots must be derived from disease tested micropropagated plants. All testing methods and laboratories must be approved by the department.

(b) A minimum of one percent (and not less than twenty samples) of pre-nuclear seed produced in a greenhouse must be tested and found free of potato virus X (PVX), potato virus Y (PVY), potato virus S (PVS), potato leafroll virus (PLRV), *Erwinia carotovora* ssp. *carotovora* (soft rot), *Erwinia carotovora* ssp. *atroseptica* (black leg), and *Clavibacter michiganense* spp. (~~*sepedonicum*~~) *sepedonicus* (ring rot).

(c) The department will inspect all facilities used in the production of pre-nuclear class seed potatoes on a periodic basis. Department approval is necessary in order to utilize these facilities.

(3) Nuclear class.

(a) Nuclear class seed potatoes must be propagated entirely from pre-nuclear plants.

(b) Each nuclear class seed lot must be distinctly separated in storage and in the field.

(c) If a ground rig is used for spraying, wide enough spacing between rows must be left, so that tires will not touch plants during the growing season.

(d) Growers must plant cut seed and single drop seed separately, with single drop seed identified.

(4) Generations 1, 2, 3, 4 and 5.

(a) Growers must leave a distinct separation ~~((of at least six feet unplanted or planted to some other crop))~~ between

lots of seed potatoes from different classes. ~~((A similar))~~ The same separation must be left between different varieties, unless the varieties are readily distinguishable by visual observation. The separation must consist of one of the following:

- (i) A strip of land at least six feet in width, that is unplanted or planted with another crop; or
 - (ii) Visible markers such as flags in every corner of the lot, and also at intervals not to exceed one hundred yards.
- (b) When more than one lot of seed potatoes is planted in the same field, growers must stake or mark the identity of each lot.

AMENDATORY SECTION (Amending WSR 07-11-010, filed 5/3/07, effective 6/3/07)

WAC 16-324-391 Eligibility requirements. (1) Only seed potatoes derived from plants that have been disease tested and certified by an official certification agency are eligible for certification.

(2) Only seed lots that meet or exceed the minimum requirements as established in this chapter are eligible for certification. A seed lot that has more than a trace amount of virus disease noted during any field inspection is not eligible for recertification, unless it has been post-harvest tested and meets the minimum standards established in WAC 16-324-420.

(3) A post-harvest test is required for seed lots that will be recertified, except when planted back on the same seed potato farm.

(4) In order to be eligible for certification in Washington state, seed lots from other states or countries must be eligible for recertification in the state or country of origin and must meet the requirements of this chapter.

(5) A seed lot blended from two or more different sources of seed is not eligible for recertification.

(6) A seed lot infected with powdery scab is not eligible for recertification.

(7) Generation 5 (G5) seed lots are not eligible for recertification.

AMENDATORY SECTION (Amending WSR 07-11-010, filed 5/3/07, effective 6/3/07)

WAC 16-324-392 Isolation requirements. (1) ~~((The department must approve))~~ All field locations for nuclear and generation 1 ~~((field locations))~~ production must have prior approval from the department.

(2) Generation 2 through generation 5 must be isolated by at least three hundred fifty feet from all noncertified potatoes.

(3) When ring rot is found in a field planted with more than one lot of seed potatoes, the department will reject the entire field ~~((unless at least six feet between lots has been left unplanted or planted to some other crop)).~~

AMENDATORY SECTION (Amending WSR 04-12-026, filed 5/26/04, effective 6/26/04)

WAC 16-324-393 Land requirements. (1) The department will not accept any field infested with nematodes.

(2) Detection of ring rot in a field will make that field ineligible for production of certified seed potatoes for three years. Presence of volunteer potato plants in a field with ring rot history will disqualify the current field crop for certification. Plants outside of the defined row are considered volunteers.

(3) Nuclear class seed potatoes must be produced in a field that has not been planted with potatoes for at least four years. ~~((New ground is preferred.))~~

(4) Generation 1 ~~((class seed potatoes must be produced in a field that has not been planted with potatoes for at least three years.~~

~~((5) Generation)),~~ 2, 3, 4, and 5 class seed potatoes must be produced in a field that has not been planted with potatoes during the previous year unless the prior potato crop was certified seed potatoes of an earlier class of the same variety. Volunteer plants from a previously planted seed potato crop will cause the class designation of the current crop to be changed to the appropriate generation of the volunteer plants.

AMENDATORY SECTION (Amending WSR 07-11-010, filed 5/3/07, effective 6/3/07)

WAC 16-324-396 Sanitation requirements. (1) Chemicals used in the sanitation of equipment should be those recommended by the *Pacific Northwest Plant Disease ~~((Control))~~ Management Handbook*. This handbook is available online at: <http://pnwhandbooks.org/plantdisease/>. Vector control must be maintained throughout the growing season as recommended by the *Pacific Northwest ~~((Plant Disease Control))~~ Insect Management Handbook*. This handbook is available online at: <http://pnwpest.org/pnw/insects/>.

(2) Seed stocks entered for certification ~~((must))~~ should be planted and harvested prior to handling any other seed stock. The earliest generation ~~((must))~~ should be handled prior to later generations within the program.

(3) Only department-approved containers shall be used during the digging, storage, and packing process.

AMENDATORY SECTION (Amending WSR 04-12-026, filed 5/26/04, effective 6/26/04)

WAC 16-324-398 Field inspection disease tolerance.

(1) Compliance with a 0.0% tolerance is not intended, nor should it be construed, to mean that the lot inspected is free from the disease. It means that the disease was not detected during visual inspections of the seed lot.

(2) First and second field inspection tolerances, expressed as percentages.

	Nuclear	G 1	G 2	G 3	G 4	G 5
Factor						
Varietal mixture	((0.00)) <u>0.10</u>	((0.00)) <u>0.10</u>	((0.04)) <u>0.20</u>	((0.25)) <u>0.30</u>	((0.25)) <u>0.40</u>	((0.25)) <u>0.50</u>

Factor	Nuclear	G 1	G 2	G 3	G 4	G5
Mosaic	0.00	0.10	((0.20)) <u>0.25</u>	0.50	((1.00)) <u>0.75</u>	((2.00)) <u>1.00</u>
Leafroll	0.00	((0.05)) <u>0.10</u>	((0.10)) <u>0.25</u>	((0.25)) <u>0.30</u>	((0.25)) <u>0.50</u>	((0.25)) <u>0.50</u>
Total visible virus	0.00	((0.10)) <u>0.20</u>	((0.30)) <u>0.50</u>	((0.75)) <u>0.80</u>	1.25	((2.25)) <u>1.50</u>
Phytoplasmas	0.00	0.00	0.10	0.20	0.50	1.00
Black leg	0.00	0.10	0.50	1.00	2.00	*
Ring rot	0.00	0.00	0.00	0.00	0.00	0.00
Nematode	0.00	0.00	0.00	0.00	0.00	0.00
Spindle tuber viroid and other quarantined pests	0.00	0.00	0.00	0.00	0.00	0.00

*Tolerance for black leg does not apply to G5.

AMENDATORY SECTION (Amending WSR 07-11-010, filed 5/3/07, effective 6/3/07)

WAC 16-324-409 Post-harvest test requirements. (1)

Post-harvest testing ~~((of all seed classes is optional, except as required in WAC 16-324-391 and 16-324-399. Seed lots which fail the minimum requirements of the field inspection standards are not eligible for post-harvest testing.))~~ is required for the following lots:

(a) All Generation 1 lots except lots that are less than 0.25 acre and planted back on the same seed potato farm;

(b) Seed lots sold for recertification; and

(c) Lots for which a post-harvest test is required by WAC 16-324-399.

(2) Seed lots submitted for post-harvest testing in subsection (1)(a) and (b) of this section must also be ELISA tested for PVY.

(3) A minimum of four hundred tubers must be submitted for each seed lot entered for post-harvest testing. Seed lots less than ~~((one))~~ 0.25 acre in size must submit a minimum of four tubers per total hundred weight with a minimum of fifty tubers.

~~((3))~~ (4) The applicant is responsible for the cost of post-harvest testing.

~~((4))~~ (5) Seed lots in the post-harvest test which fail to comply with the disease tolerance requirements set forth in WAC 16-324-420 are not eligible for recertification.

(a) The applicant must notify in writing all receivers of any seed lot that failed to comply with post-harvest tolerances set forth in WAC 16-324-420.

(b) Acceptance of a seed lot that fails to comply with the tolerances set forth in WAC 16-324-420 must be based on a written buyer/seller agreement. The grower must provide the department with a copy of the written agreement within thirty days of receiving the post-harvest results.

AMENDATORY SECTION (Amending WSR 97-11-028, filed 5/14/97, effective 6/14/97)

WAC 16-324-420 Post-harvest test tolerances.

TOLERANCE TABLE: PERCENT DISEASE

Factor	NUCLEAR	G1	G2	G3	G4	G5
Leafroll	0.00	0.25	0.50	0.75	1.00	2.00
Mosaic ((well defined)) <u>(includes ELISA for PVY)</u>	0.00	0.25	0.50	1.00	1.50	2.00
Total virus	0.00	0.50	0.75	1.00	1.50	3.00

AMENDATORY SECTION (Amending WSR 02-12-010, filed 5/23/02, effective 6/23/02)

WAC 16-324-431 Digging, storage and premarketing. (1) Each seed lot must be stored with its identity maintained. All tubers from a unit planting method must be numbered and stored as an identifiable unit for the next year's planting.

(2) Each storage or room containing more than one seed lot must have ~~((a solid))~~ an impermeable barrier between each lot.

(a) The department will reject any seed lot in which ring rot or nematode is found.

(b) Noncertified potatoes must not be stored in the same facility as certified seed potatoes.

(3) The applicant must notify in writing receivers of any seed lot found to be infected with ring rot. The applicant must provide the department with a copy of this notification when it is sent to the receiver.

(4) All seed classes must be graded according to the United States Standards for Grades of Seed Potatoes.

(5) Each container or sack must be identified with an official Washington seed potato tag listing the grower's name, address, seed lot number, net weight, variety and classification unless such information is printed on the sacks or containers.

(6) The department issues tags to the grower. The grower is required to comply with all of the following:

- (a) Tag the sack or container as the potatoes are sorted;
- (b) Allow inspection of graded seed potatoes at any time;
- (c) Remove the tags from out-of-grade potatoes under the supervision of the department; and
- (d) Return all unused tags to the department.

(7) The department may issue a compliance agreement authorizing the grower to tag seed potatoes.

(8) Bulk shipments must be identified with the information required in subsection (5) of this section.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 16-324-401	Latent virus testing requirements.
WAC 16-324-402	Latent virus tolerance.

WSR 13-12-015

PERMANENT RULES

PUBLIC DISCLOSURE COMMISSION

[Filed May 24, 2013, 11:08 a.m., effective June 24, 2013]

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

Purpose: The public disclosure commission implements the campaign finance and disclosure laws in chapter 42.17A RCW. RCW 42.17A.320 describes the sponsor identification that must be included in political advertising, electioneering communications and independent expenditures. In 2012, RCW 42.17A.320 was amended to add a requirement that ballot measure ads costing \$1,000 and sponsored by political committees must include the "top five contributors" in the sponsor identification. Chapter 226, Laws of 2012. The amendments to WAC 390-18-010 and 390-18-025 explain those additional disclosure requirements for ballot measure ads, thus conforming the rule to RCW 42.17A.320 as amended.

Citation of Existing Rules Affected by this Order: Amending WAC 390-18-010 and 390-18-025.

Statutory Authority for Adoption: RCW 42.17A.110, 42.17A.320.

Adopted under notice filed as WSR 13-09-012 on April 8, 2013.

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 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: May 22, 2013.

Nancy Krier
General Counsel

AMENDATORY SECTION (Amending WSR 12-03-002, filed 1/4/12, effective 2/4/12)

WAC 390-18-010 Advertising, political advertising, electioneering communications, and independent expenditures. (1) For the purposes of chapter 42.17A RCW and Title 390 WAC:

(a) "Sponsor of an electioneering communication, independent expenditure or political advertising" is defined in RCW 42.17A.005.

(b) Unless the context clearly provides otherwise, "advertising" or "advertisement" means political advertising, electioneering communications, or independent expenditures that are for political advertising and/or electioneering communications subject to the provisions of chapter 42.17A RCW and as defined in RCW 42.17A.005 or 42.17A.255.

(2) With advertising for which no payment is demanded or for which a cost is not readily ascertainable, the sponsor is the candidate, political committee or person who solicits or arranges for the advertising to be displayed or broadcast.

(3) If more than one person sponsors specific advertising, the identity of each sponsor must be shown. However, if a person contributes in cash or in-kind to a candidate or political committee to assist in paying the cost of advertising, that person is not deemed a sponsor provided the contribution is reported in accordance with applicable provisions of chapter 42.17A RCW and Title 390 WAC.

(4) Printed advertising shall clearly state, in an area set apart from any other printed matter, that it has been paid for by the sponsor (Example: (1) Paid for by the XYZ committee, mailing address, city, state, zip code; (2) Vote for John Doe, paid for by John Doe, mailing address, city, state, zip code). (~~However,~~)

(a) Political committees that sponsor political advertising costing one thousand dollars or more supporting or opposing a ballot measure must clearly state the "top five contributors" to that political committee pursuant to WAC 390-18-025.

(b) Printed advertising undertaken as an independent expenditure or electioneering communication shall comply with the "no candidate authorized this ad" sponsor identification and, if relevant, the "top five contributors" and identification of the individual, corporation, union, association, or other entity that established, maintains, or controls the sponsoring political committee provisions of RCW 42.17A.320 and provide this information in an area set apart from any other printed matter.

(c) Political committees that sponsor independent expenditure or electioneering communication printed advertising are required to provide the "top five contributors" to that political committee pursuant to WAC 390-18-025; however,

this requirement does not apply to bona fide political parties sponsoring independent expenditures.

(5)(a) Advertising consisting of more than one page but intended to be presented as a single item (e.g., 3-page letter with return envelope) must identify the sponsor on the first page or fold of the advertising. Identification on an enclosed return envelope or the envelope in which the advertising is sent is not sufficient.

(b) Advertising which is a collection of several items relating to more than one candidate or committee and distributed simultaneously must show the respective sponsor on the respective items.

(6) The name of the sponsor of all radio or television advertising shall be clearly spoken or identified as required in RCW 42.17A.320.

(a) Political committees that sponsor political advertising costing one thousand dollars or more supporting or opposing a ballot measure shall comply with the "top five contributors" provisions of RCW 42.17A.320 and this information shall be clearly spoken or identified as provided in RCW 42.17A.320. The "top five" contributors shall be identified pursuant to WAC 390-18-025.

(b) All radio, telephone and television advertising undertaken as an independent expenditure as defined in RCW 42.17A.005 shall comply with the "no candidate authorized this ad" sponsor identification and, if relevant, the "top five contributors" provisions of RCW 42.17A.320 and this information shall be clearly spoken or identified as provided in RCW 42.17A.320.

~~((b))~~ (c) All radio and television advertising undertaken as an electioneering communication as defined in RCW 42.17A.005 shall comply with the "no candidate authorized this ad" sponsor identification and, if relevant, the "top five contributors" provisions of RCW 42.17A.320 and this information shall be clearly spoken or identified as provided in RCW 42.17A.320.

~~((c))~~ (d) Political committees that sponsor independent expenditure or electioneering communication radio and television advertising are required to clearly speak or otherwise identify the "top five contributors" to that political committee pursuant to WAC 390-18-025; however, this requirement does not apply to bona fide political parties sponsoring independent expenditures.

AMENDATORY SECTION (Amending WSR 12-03-002, filed 1/4/12, effective 2/4/12)

WAC 390-18-025 Advertising—Identification of "top five contributors." (1) For purposes of RCW 42.17A.-320 (2), (4) ~~(and)~~, (5) and (6), "top five contributors" means the five persons, as defined in RCW 42.17A.005, giving the largest aggregate contributions exceeding seven hundred dollars during the twelve-month period preceding the date on which the advertisement is published or otherwise presented to the public. If more than five contributors give an amount equal to the largest aggregate contribution exceeding seven hundred dollars and the funds are received during the relevant twelve-month period, the political committee sponsoring the advertisement shall select five of these contributors to identify as the top five contributors.

(2) For independent expenditure advertisements or electioneering communications, the "top five contributors" identification requirement of RCW 42.17A.320 applies to all political committees that make independent expenditures, including continuing political committees and out-of-state political committees subject to chapter 42.17A RCW other than a bona fide political party committee.

(3) For political advertisements supporting or opposing ballot measures costing one thousand dollars, the "top five contributors" identification requirement of RCW 42.17A.320 applies to all political committees.

(4) If a political committee keeps records necessary to track contributions according to the use intended by contributors, and the committee subsequently makes independent expenditures for advertisements supporting or opposing a candidate or slate of candidates or an electioneering communication identifying a specific candidate or slate of candidates, that committee may identify the top five contributors giving for that purpose, as opposed to identifying the overall top five contributors to the committee as is otherwise required by RCW 42.17A.320 and this section.

However, a contributor's contributions earmarked for independent expenditures supporting or opposing a specific candidate or slate of candidates or electioneering communications identifying a specific candidate or slate of candidates shall not be used with respect to a different candidate or slate of candidates without the contributor being identified as one of the top five contributors for the actual expenditure if that contributor is one of the top five contributors for that expenditure.

WSR 13-12-016

PERMANENT RULES

PUBLIC DISCLOSURE COMMISSION

[Filed May 24, 2013, 11:09 a.m., effective June 24, 2013]

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

Purpose: The public disclosure commission implements the campaign finance and disclosure laws in chapter 42.17A RCW. Under RCW 42.17A.495, no employer or other person or entity responsible for the disbursement of funds in payment of wages or salaries may withhold or divert a portion of an employee's wages or salaries for contributions to political committees or for use as political contributions except upon the written request of the employee. The law requires the commission to develop a form for individuals who authorize a withholding of their salaries or wages for the purpose of making such a campaign contribution. The form is described in WAC 390-17-100. The form, and the information in any other authorization form, requires a written authorization, including a "signature" by the individual authorizing the deduction.

The amendments address the information necessary for an individual to make an electronic authorization for the withholding, including what satisfies the "signature" requirement in an electronic context. The amendments explain statutory requirements for public inspection and recordkeeping. The amendments make other changes to provide clarity.

Citation of Existing Rules Affected by this Order: Amending WAC 390-17-100.

Statutory Authority for Adoption: RCW 42.17A.110, 42.17A.495.

Adopted under notice filed as WSR 13-09-006 on April 5, 2013.

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 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: May 22, 2013.

Nancy Krier
General Counsel

AMENDATORY SECTION (Amending WSR 12-03-002, filed 1/4/12, effective 2/4/12)

WAC 390-17-100 Contribution withholding authorizations. (1) Each employer or other person who withholds or otherwise diverts a portion of wages or salary of a Washington resident or a nonresident whose primary place of work is in the state of Washington(=) shall have on file the individual's written authorization before withholding or diverting the individual's wages or salary for:

(a) ((For)) The purpose of making one or more contributions to any political committee required to report pursuant to RCW 42.17A.205, 42.17A.215, 42.17A.225, 42.17A.235 or 42.17A.240; or

(b) ((For)) Use, specifically designated by the contributing employee, for political contributions to candidates for state or local office ((is required for (a) and (b) of this subsection to have on file the written authorization of the individual subject to the payroll withholding or diversion of wages)).

(2) Forms used for payroll deduction may either conform to the suggested format below or be in a different format including an electronic format if it provides the following information:

(a) The name of the individual authorizing the withholding or diversion;

(b) The name of the individual's employer;

(c) The name of each political committee or candidate for which contributions are to be withheld;

(d) If more than one political committee or candidate is specified, the total dollar amount per pay period (or per week, month or year) to be withheld for each committee or candidate;

(e) A statement specifying that the authorization may be revoked at any time and such revocation shall be in writing;

(f) A statement that reads: "No employer or labor organization may discriminate against an officer or employee in the terms or conditions of employment for (i) the failure to contribute to, (ii) the failure in any way to support or oppose, or (iii) in any way supporting or opposing a candidate, ballot proposition, political party, or political committee"; or a statement that informs the employee of the prohibition against employer and labor organization discrimination described in RCW 42.17A.495;

(g) The individual's signature or other reliable and secure verification that the individual is authorizing the withholding or diversion; and

(h) The date on which the form was completed.

(3) Forms used for payroll deduction may have information in addition to that listed ((above)) in subsection (2) of this section. A form that satisfies subsection (2) of this section constitutes the written authorization of the individual authorizing the withholding or diversion.

(4) Employers and other persons who withhold or divert wages or salaries must:

(a) Maintain the completed forms, with the individual's signature or verification, for as long as the withholding or diversion continues;

(b) Keep the forms and other documents described in RCW 42.17A.495(4) open for public inspection for three years after the last disbursement of wages or salaries; and

(c) Provide the forms and other documents described in RCW 42.17A.495(4) to the commission upon request.

Political Contribution Withholding Authorization

No employer or other person may withhold a portion of a Washington State resident's earnings (or that of a nonresident whose primary place of work is in Washington) in order to make contributions to a political committee that must report to the Public Disclosure Commission or to a candidate for state or local office without written permission from that individual. Completion of this form entitles the entity specified to make such a withholding. This authorization form remains in effect until revoked in writing by the employee.

I, _____, authorize _____ to withhold \$ _____ per/pay period/week/month/year/ from my earnings in order to make political contributions to _____

political committee(s) and/or candidate(s) to receive deductions

If more than one recipient is indicated, each is to receive the following portion of the deduction made: _____.

Signature: _____

Date: _____

According to state law, no employer or labor organization may discriminate against an officer or employee in the terms or conditions of employment for (a) the failure to contribute to, (b) the failure in any way to support or oppose, or (c) in any way supporting or opposing a candidate, ballot proposition, political party, or political committee.

WSR 13-12-017

PERMANENT RULES

PUBLIC DISCLOSURE COMMISSION

[Filed May 24, 2013, 11:10 a.m., effective June 24, 2013]

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

Purpose: The public disclosure commission implements the campaign finance and disclosure laws in chapter 42.17A RCW. Those laws describe that political campaign contributions and expenditures are to be fully disclosed, and that sponsors of political advertising are to be identified to the public. The commission's rules are in Title 390 WAC. The commission is amending four rules (WAC 390-05-290, 390-05-520, 390-18-030 and 390-17-405), and adopting one new rule (WAC 390-18-015) to address online political advertising and volunteer online services provided to a candidate or political committee.

The commission determined that online campaign activity is becoming increasingly used by candidates, political committees and others to support or oppose candidate and ballot measures and to sway voters, but its rules in Title 390 WAC did not yet reflect such developments. Therefore, the commission determined it would provide more guidance and clarification to campaigns with respect to their online activity and the requirements under chapter 42.17A RCW, and it would update its rules to improve disclosure to the public about who is sponsoring online political advertising. The commission is amending four rules and adopting a new rule to:

- Update definitions to address online campaign activity, including to provide definitions of "mass communication" and "online" (amendments to WAC 390-05-290 and 390-05-520);
- Explain disclosure requirements for online political advertising (new rule WAC 390-18-015);
- Update exemptions from sponsor identification in political advertising to provide alternatives when it is impractical to provide the identification because of character or space limitations for small online ads (amendments to WAC 390-18-030);
- Update exemptions from sponsor identification to address political advertising produced and disseminated by individuals using their own modest resources and acting independently of campaigns and other enti-

ties, recognizing such activity now occurs online (amendments to WAC 390-18-030); and

- Update the volunteer services rule to include web-based activity by campaign volunteers (such as responding to e-mails, maintaining a campaign's web site, and the like) (amendments to WAC 390-17-405).

The amendments and new rule modernize and clarify the political advertising and campaign rules by recognizing and addressing online advertising and online volunteer services to campaigns. These updates benefit campaigns and political advertising sponsors by providing more contemporary guidance. These updates benefit the public, including the voters, by enhancing disclosure of who is sponsoring online political advertising in today's campaigns.

Citation of Existing Rules Affected by this Order: Amending WAC 390-05-290 Definition—Political advertising, 390-05-520 Periodical, 390-18-030 Advertising—Exemptions from identification and 390-17-405 Volunteer services; and new rule WAC 390-18-015 Online political advertising.

Statutory Authority for Adoption: RCW 42.17A.110, 42.17A.320.

Adopted under notice filed as WSR 13-09-049 on April 15, 2013.

Changes Other than Editing from Proposed to Adopted Version: The changes in WAC 390-18-015(7) clarify the definition of small online advertising and make it consistent with the changes in WAC 390-18-030(3). The changes in WAC 390-18-030(3) remove redundant language. The changes in WAC 390-18-030 (3)(b) clarify that the intent of the amendment (providing examples of alternative automatic disclosures) is to include links that automatically take the reader directly to the required disclosures upon being clicked once. The change to WAC 390-18-030 (4)(a) makes a grammatical correction to the placement of the phrase "in the aggregate."

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 Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

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

Date Adopted: May 22, 2013.

Nancy Krier
General Counsel

AMENDATORY SECTION (Amending Order 85-03, filed 7/9/85)

WAC 390-05-290 ((Definition—))Political advertising definitions. (1) "Mass communication" means a communication intended to reach a large audience through any of the following methods:

(a) Advertising displays, newspaper advertising, billboards, signs;

(b) Brochures, articles, tabloids, fliers, periodicals;

(c) Radio or television presentations;

(d) Sample ballots (see WAC 390-17-030);

(e) Online or other electronic transmission methods;

(f) One hundred or more letters, e-mails, text messages or similar communications that are identical or substantially similar in nature, directed to specific recipients, and sent within a thirty-day period; and

(g) Other mass means of disseminating political advertising, unless excluded by chapter 42.17A RCW or commission rule.

(2) "Online" means disseminating through a network of interconnected computers or devices, such as the internet or similar systems enabling electronic dissemination or exchange of communications. Examples include, but are not limited to, internet web sites, web-based social media (such as Facebook, Twitter, and other electronic publishing platforms), e-mails, and text messages.

(3) "Political advertising" is defined under RCW 42.17A.005 to include a mass communication used for the purpose of appealing, directly or indirectly, for votes or for financial or other support or opposition in any election campaign.

(4) Political advertising does not include letters to the editor, news or feature articles, editorial comment or replies thereto in a regularly published newspaper, periodical, or on a radio or television broadcast where payment for the ((printed)) space or ((broadcast)) time is not normally required.

AMENDATORY SECTION (Amending WSR 06-11-132, filed 5/23/06, effective 6/23/06)

WAC 390-05-520 Periodical. For electioneering communications, "periodical" means a publication on paper that is serial in nature and appears or is intended to appear indefinitely ((at regular)), issued regularly or at stated intervals at least once every three months. For all other political adver-

ting, "periodical" means a publication that is serial in nature and appears or is intended to appear indefinitely, issued regularly or at stated intervals at least once every three months.

AMENDATORY SECTION (Amending WSR 12-03-002, filed 1/4/12, effective 2/4/12)

WAC 390-17-405 Volunteer services. (1) In accordance with RCW 42.17A.005 (13)(b)(vi), an individual may perform services or labor for a candidate or political committee without incurring a contribution, so long as the individual is not compensated by any person for the services or labor rendered and the services are of the kind commonly performed by volunteer campaign workers. These commonly performed services include:

(a) Office staffing;

(b) Doorbelling or leaflet drops;

(c) Mail handling (folding, stuffing, sorting and postal preparation, processing e-mails to and from the campaign);

(d) Political or fund-raising event staffing;

(e) Telephone bank activity (conducting voter identification, surveys or polling, and get-out-the-vote campaigns);

(f) Construction and placement of yard signs, hand-held signs or in-door signs;

(g) Acting as a driver for candidate or candidate or committee staff;

(h) Scheduling of campaign appointments and events;

(i) Transporting voters to polling places on election day;

(j) Except as provided in subsection (2) of this section, preparing campaign disclosure reports required by chapter 42.17A RCW and otherwise helping to ensure compliance with state election or public disclosure laws;

(k) Campaign consulting and management services, polling and survey design, public relations and advertising (including online advertising), or fund-raising performed by any individual, so long as the individual does not ordinarily charge a fee or receive compensation for providing the service; ((and))

(l) Creating, designing, posting to and maintaining a candidate or political committee's official campaign web site or online forum, so long as the individual does not ordinarily charge a fee or receive compensation for providing the service; and

(m) All similar activities as determined by the commission.

(2) An attorney or accountant may donate his or her professional services to a candidate, a candidate's authorized committee, a political party or a caucus political committee, without making a contribution in accordance with RCW 42.17A.005 (13)(b)(viii), if the attorney or accountant is:

(a) Employed and his or her employer is paying for the services rendered;

(b) Self-employed; or

(c) Performing services for which no compensation is paid by any person. However, neither RCW 42.17A.005 (13)(b)(viii) nor this section authorizes the services of an attorney or an accountant to be provided to a political committee without a contribution ensuing, unless the political committee is a candidate's authorized committee, political party or caucus political committee and the conditions of

RCW 42.17A.005 (13)(b)(viii) and (a), (b) or (c) of this subsection are satisfied, or unless the political committee pays the fair market value of the services rendered.

NEW SECTION

WAC 390-18-015 Online political advertising. (1) For the purposes of RCW 42.17A.320, the procedures in this rule apply to online political advertising unless otherwise exempted by chapter 42.17A RCW or commission rule.

(2) All online advertising must include a candidate's party preference as described in RCW 42.17A.320(1).

(3) Advertising disseminated in a paper publication and reproduced in an identical manner in the online edition (such as an online edition of a newspaper), or disseminated only in an online edition of the publication must include the disclosures required in WAC 390-18-010(4).

(4) Independent expenditure advertising prepared for radio, telephone and television that is reproduced in an identical manner online or prepared only for online dissemination must provide the disclosures required in WAC 390-18-010 (6)(a).

(5) Political committee web sites and other online forums created by a political committee must include the sponsor's name and address. Political committees sponsoring online independent expenditures advertising must provide the disclosures required in WAC 390-18-010 (6)(c).

(6) Other online political advertising sponsored for the purpose of appealing, directly or indirectly, for votes or for financial or other support in an election campaign must include the sponsor's name and address.

(7) Small online advertising, defined as online advertising where character or size limits make full compliance with RCW 42.17A.320 impractical, may provide required disclosures by using an automatic display described in WAC 390-18-030.

AMENDATORY SECTION (Amending WSR 12-03-002, filed 1/4/12, effective 2/4/12)

WAC 390-18-030 Advertising—Exemptions from identification and alternatives for online advertising. ~~((Pursuant to))~~ ~~(1) RCW 42.17A.320((6-))~~ requires that political advertising must identify certain information. The commission is authorized to exempt advertising where the sponsor identification disclosures required by RCW 42.17A.320 (1) and (2) are impractical. In addition, other political advertising is exempt from providing certain disclosures.

(2) The following forms of advertising need not include the sponsor's name and address, the "no candidate authorized this ad" sponsor identification, the "top five contributors," or the identification of the individual, corporation, union, association, or other entity that established, maintains, or controls the sponsoring political committee as otherwise required by RCW 42.17A.320 (1) and (2) because such identification is impractical: Ashtrays, badges and badge holders, balloons, bingo chips, brushes, bumper stickers ((—))_size 4" x 15" or smaller, buttons, cigarette lighters, clothes pins, clothing, coasters, combs, cups, earrings, emery boards, envelopes, erasers, frisbees, glasses, golf balls, golf tees, hand-held signs, hats, horns, ice scrapers, inscriptions, key rings,

knives, labels, letter openers, magnifying glasses, matchbooks, nail clippers, nail files, newspaper ads of one column inch or less (excluding online ads), noisemakers, paper and plastic cups, paper and plastic plates, paper weights, pencils, pendants, pennants, pens, pinwheels, plastic tableware, pocket protectors, pot holders, reader boards where message is affixed in moveable letters, ribbons, 12-inch or shorter rulers, shoe horns, skywriting, staple removers, stickers ((—))_size 2-3/4" x 1" or smaller, sunglasses, sun visors, swizzle sticks, state or local voters pamphlets published pursuant to law, tickets to fund-raisers, water towers, whistles, yard signs ((—))_size 4' x 8' or smaller, yo-yos, and all other similar items.

(3) Online political advertising must provide the same disclosures that apply to non-online advertising to the extent practical. As an alternative, small online advertising may provide the required disclosures by using an automatic display with the advertising that takes the reader directly to the required disclosures.

(a) These automatic displays must be clear and conspicuous, unavoidable, immediately visible, remain visible for at least four seconds, and display a color contrast as to be legible. Online advertising that includes only audio must include the disclosures in a manner that is clearly spoken.

(b) Examples include nonblockable pop-ups, roll-overs, a separate text box or link that automatically appears with or in the advertising that automatically takes the reader directly to the required disclosures upon being clicked once, or other similar mechanisms that disclose the information required in RCW 42.17A.320.

(4) Political advertising created and distributed by an individual using his or her own modest resources is not required to provide the disclosures in RCW 42.17A.320, when all of the following criteria are satisfied:

(a) The individual spends in the aggregate less than one hundred dollars to produce and distribute the advertising or less than fifty dollars to produce and distribute online political advertising;

(b) The individual acts independently and not as an agent of a candidate, authorized committee, political committee, corporation, union, business association, or other organization or entity;

(c) The advertising is not a contribution under RCW 42.17A.005 (13)(a)(ii) or (iii) or WAC 390-05-210;

(d) The individual does not receive donations, contributions, or payments from others for the advertising, and is not compensated for producing or distributing the advertising; and

(e) The advertising is either:

• A letter, flier, handbill, text or e-mail from the individual that does not appear in a newspaper or other similar mass publication (except for letters to the editor and similar communications addressed in WAC 390-05-490(4)); or

• Disseminated on the individual's social media site, personal web site, or an individual's similar online forum where information is produced and disseminated only by the individual.

(5) Political advertising that is internal political communications to members is not required to separately include the

disclosures in RCW 42.17A.320 where the sponsor's name is otherwise apparent on the face of the communication.

WSR 13-12-024
PERMANENT RULES
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed May 28, 2013, 3:18 p.m., effective July 1, 2013]

Effective Date of Rule: July 1, 2013.

Purpose: The purpose of this rule making is to ensure safe, appropriate and effective drug therapy designed to improve clinical outcomes and to support a successful return to work. The adopted rule language updates the coverage of and payment for prescription drugs and describes specific authorization requirements for the payment of opioids. Authorization requirements for opioids are based on best practices and will improve the care for injured workers and help save lives.

Washington is among those states with the highest rate of prescription opioid-related deaths in the United States. This now exceeds both motor vehicle accidents and firearms as the leading cause of injury-related death.

Citation of Existing Rules Affected by this Order: Repealing WAC 296-20-03016, 296-20-03019, 296-20-03020, 296-20-03021, 296-20-03022, 296-20-03023 and 296-20-03024; and amending WAC 296-20-03010, 296-20-03011, 296-20-03012, 296-20-03015, and 296-20-03101.

Statutory Authority for Adoption: RCW 51.04.020 and 51.04.030.

Adopted under notice filed as WSR 13-07-058 on March 19, 2013.

Changes Other than Editing from Proposed to Adopted Version: Clarifying language was added to WAC 296-20-03011, 296-20-03050, 296-20-03055, 296-20-03058, 296-20-03060, 296-20-03065, 296-20-03070, and 296-20-03075.

This concise explanatory statement (CES) refers to comments made in response to proposed rules related to the coverage of and payment for prescription drugs. Rules are necessary to ensure safe, appropriate and effective drug therapy designed to improve clinical outcomes and to support a successful return to work.

AMENDED SECTIONS: WAC 296-20-03010 What are the general principles the department uses to determine coverage on drugs and medications?, 296-20-03011 What general limitations are in place for medications?, 296-20-03012 Where can I find the department's outpatient drug and medication coverage decisions?, 296-20-03015 What steps may the department or self-insurer take when concerned about the amount or appropriateness of drugs and medications prescribed to the injured worker?, and 296-20-06101 What reports are health care providers required to submit to the insurer?

NEW SECTIONS: WAC 296-20-03030 Definitions associated with opioid authorization and payment, 296-20-03035 Checking the prescription monitoring program data base, 296-20-03040 Administering urine drug testing, 296-20-03045 Tracking function and pain, 296-20-03050 Preinjury

opioid use, 296-20-03055 Opioid authorization requirement for the acute phase (0-6 weeks), 296-20-03056 Opioid authorization requirement for the subacute phase (6-12 weeks), 296-20-03057 Opioid authorization requirement for the chronic phase (> 12 weeks), 296-20-03058 Opioid authorization requirement for ongoing chronic opioid therapy, 296-20-03059 Opioid authorization requirement for catastrophic injuries, 296-20-03060 Episodic care for pain, 296-20-03065 Managing surgical pain in workers on opioid therapy, 296-20-03070 When opioid prescribing is not proper and necessary care, 296-20-03075 When to discontinue opioids, 296-20-03080 Weaning or detoxification, and 296-20-03085 Addiction treatment.

REPEALED SECTIONS: WAC 296-20-03016 Is detoxification and/or chemical dependency treatment covered?, 296-20-03019 Under what conditions will the department or self-insurer pay for oral opioid treatment for chronic, noncancer pain?, 296-20-03020 What are the authorization requirements for treatment of chronic, noncancer pain with opioids?, 296-20-03021 What documentation is required to be submitted for continued coverage of opioids to treat chronic, noncancer pain?, 296-20-03022 How long will the department or self-insurer continue to pay for opioids to treat chronic, noncancer pain?, 296-20-03023 When may the department or self-insurer deny payment of opioid medications used to treat chronic, noncancer pain?, and 296-20-03024 Will the department or self-insurer pay for nonopioid medications for the treatment of chronic, noncancer pain?

I. Purpose of this Rule Making:

Why is this rule making being adopted? The purpose of this rule making is to ensure safe, appropriate and effective drug therapy designed to improve clinical outcomes and to support a successful return to work. Primarily, this rule making is necessary to support key concepts in the department of labor and industries' (L&I) new guideline for prescribing opioids to treat pain in injured workers, ensure consistency with the department of health's (DOH) pain management rules and reverse the trend of prescription opioid-related death and disability. This rule making also includes:

- Clarifying payment for prescription drugs to those approved by the Food and Drug Administration (FDA) or other similar regulatory agencies outside the United States, to address treatment of workers who live in other countries, and
- Allowing claims that are held open for life-sustaining treatment and pensioners with ongoing medical treatment the convenience of receiving a ninety-day supply of prescription drugs via mail-order to improve customer service and implement the state auditor's office (SAO) prescription drug audit recommendation.

The date of adoption is May 28, 2013.

The effective date for this rule is July 1, 2013.

II. Purpose of the CES: The purpose of this document is to respond to the oral and written comments directly related to the proposed rule language, received through the public comment period and a public hearing. The public comment period for this rule making began March 19, 2013, and ended noon April 26, 2013.

III. Public Hearing: A public hearing was held to receive comments from interested parties regarding this rule making. The hearing took place on April 23, 2013, at the L&I regional service location in Tukwila.

No one attended the hearing. The written comment deadline as published in the CR-102 was April 23, 2013, at 5 p.m. The deadline for L&I to receive written comments was extended to noon, April 26, 2013, during the public hearing in compliance with RCW 34.05.325. The extension of the written comment period was also communicated in a department press release and as an addendum to the April 2013, Provider Newsletter.

IV. Summary of Comments Received Directly Related to this Rule Making, Including Department Responses and, Where Applicable, Changes to the Rule: The department received five written comments on this rule making. In general, commenters supported the proposed rule language with some requests for clarification. One commenter was opposed to the documentation requirements.

General Comments

Comments Received: Commenter expressed support in closing down clinics with questionable practice but asked the department to consider that most patients are not abusing or selling their medications and require them to live a full life.

Department Response: The rules support the use of best practices necessary to safely and effectively prescribe opioids to treat patients with chronic noncancer pain. Effective chronic opioid therapy should result in improved work capacity or the ability to progress in vocational retraining or a successful return to work.

Rule Change: No changes were made in response to this comment.

WAC 296-20-03010 What are the general principles the department uses to determine drug coverage?

No comments were received suggesting changes to the proposed amendments to this WAC.

Rule Change: Editing changes were made to this WAC.

WAC 296-20-03011 What general limitations are in place for drugs?

Comments Received: Commenter recommended changing a limitation on the amount dispensed for drugs from a 30-day to 28-day supply to ensure the next refill date falls on a day of the week when the prescriber is usually in the office.

Department Response: Changing the limitation on the amount dispensed to a 28-day supply would affect all drug therapy not just opioids, and result in additional cost because of one extra dispensing fee per year. Currently, billing edits prevent billing of prescription with more than a 30-day supply, but does not prevent providers from writing prescription with less than a 30-day supply.

Rule Change: No changes were made to this WAC in response to this comment. The department may implement a billing edit to prevent opioid prescriptions with more than a 28-day supply.

Department Comment: The department has moved proposed language within this WAC section to clarify the availability of a ninety-day supply of drugs for workers.

Rule Change: Clarifying language has been added to WAC 296-20-03011 as stated in part, "(1) **Amount dispensed.** The department or self-insurer will pay for no more than a thirty-day supply of a (~~medication~~) **drug** dispensed at any one time except in pension cases (see subsection (6) of this section) and claims that are held open for life-sustaining treatment. In these cases, up to a ninety-day supply of the drug is payable when:

- Coverage has been authorized; and
- The drug is not a controlled substance; and
- The drug is obtained through a designated provider
..."

WAC 296-20-03012 Where can I find the department's outpatient drug coverage decisions?

No comments were received suggesting changes to the proposed amendments to this WAC.

Rule Change: No changes were made to this WAC.

WAC 296-20-03015 What steps may the department or self-insurer take when concerned about the amount or appropriateness of drugs prescribed for the injured worker?

Comment Received: Commenter asked if the attending provider (AP) continues to prescribe opioids after L&I terminates payment, at low morphine equivalent dose (MED) which does not meet the "risk of harm" definition, whether the provider would still be at risk from penalties including removal from the network?

Department Response: Once opioids are denied on a claim prescribing low dose opioids doesn't meet the risk of harm definition and will not place the prescriber at risk for penalties. This would only occur if the prescriber continues to prescribe opioids after the development of a severe adverse event which would meet the "risk of harm" definition or opioid use is itself a barrier to recovery.

Rule Change: No changes were made to this WAC in response to this comment.

Rule Change: Editing changes were made to this WAC.

WAC 296-20-03030 Definitions associated with opioid authorization and payment.

Comments Received: Commenter asked to clarify the definition of baseline, how is a baseline determined, what if you are not the provider who initially assessed baseline function and pain status and if workers have a year to file for an injury and two years for occupational disease, where does baseline begin?

Department Response: These scenarios exist with the current authorization process. As part of the implementation, the department is planning to create a new "identifier" for documents relating to opioid authorization that can be accessed by providers and staff via the claimant account center. The new guideline recommends baseline measures of function and pain within two weeks of filing a claim. In addition, the baseline is required before opioid coverage is extended through the subacute and chronic phase, so this should be available in the record.

Rule Change: No changes were made to this WAC.

WAC 296-20-03035 Checking the prescription monitoring program data base.

Comments Received: Commenter urged the department to make checking the state's prescription monitoring program mandatory before providers prescribe opioids for new injuries in order to identify potential red flags early in the claim.

Department Response: The proposed rule language is consistent with L&I's new *Guideline for Prescribing Opioids to Treat Pain in Injured Workers*. There are circumstances which make checking the prescription monitoring program on new injuries challenging and making this a requirement would not allow flexibility in these circumstances.

Rule Change: No changes were made to this WAC.

WAC 296-20-03040 Administering urine drug testing.

No comments were received suggesting changes to the proposed amendments to this WAC.

Rule Change: No changes were made to this WAC.

WAC 296-20-03045 Tracking function and pain.

Comments Received: Commenter did not like this WAC and as a board-certified doctor, she didn't need one more thing to do to be compliant with the rule.

Department response: The department currently requires tracking of function and pain at least every 60 days during chronic opioid therapy. The new rule requires function and pain to be assessed earlier to obtain a baseline, but otherwise decreases tracking of function and pain to every 90 days during chronic opioid therapy.

Rule Change: No changes were made to this WAC.

WAC 296-20-03050 Preinjury opioid use.

Comments Received: Commenter asked if increased opioids are indicated beyond six weeks for an industrial injury above the preinjury MED, why would the increase above baseline not be covered by the department?

Department Response: The intent is to discourage continued escalating doses after the acute phase. The department agrees that severe injuries may need more than six weeks to return to preinjury status, thus language will be added to this WAC to clarify that coverage may be extended through the subacute phase for severe injuries or beyond for catastrophic injuries.

Rule Change: "The department or self-insurer is not responsible for the continuation of preinjury opioid use or any adverse outcomes which may result. For workers with preinjury chronic opioid therapy, payment for opioids beyond the acute phase will not be authorized except:

- For catastrophic injuries (see WAC 296-20-03059); and
- For severe injuries, coverage may be extended through the subacute phase."

WAC 296-20-03055 Opioid authorization requirement for the acute phase (0-6 weeks).

No comments were received suggesting changes to the proposed amendments to this WAC.

Rule Change: The department made a clarifying change to this WAC.

"The department or self-insurer may cover opioids for up to six weeks when prescribed to treat pain from the acute industrial injury or after an authorized surgery."

WAC 296-20-03056 Opioid authorization requirement for the subacute phase (6-12 weeks).

Comments Received: Commenter recommended the department require providers to document all nonopioid therapies attempted along with outcomes during the subacute phase. In addition, the department should require providers to document a treatment plan that includes a proposed timeline for weaning if clinically meaningful improvement in function was not achieved and information on nonopioid and nonpharmacologic therapies during and following the weaning process.

Department Response: The proposed rule language requires providers to document that reasonable alternatives to opioids have been tried and have failed as one of the criteria during the subacute phase. In addition, the timeline for weaning is specified under WAC 296-20-03030, step 1 and 2 taper.

Rule Change: No changes were made to this WAC.

WAC 296-20-03057 Opioid authorization requirement for the chronic phase (>12 weeks).

Comments Received: Commenter recommended the department require providers to document a treatment plan that includes a proposed timeline for weaning if clinically meaningful improvement in function was not achieved and information on nonopioid and nonpharmacologic therapies during and following the weaning process.

Department Response: The timeline for weaning is specified under WAC 296-20-03030, step 1 and 2 taper as well as adjuvant treatment to aid with the weaning process under WAC 296-20-03080.

Rule Change: No changes were made to this WAC in response to this comment.

Rule Change: Editing changes were made to this WAC.

WAC 296-20-03058 Opioid authorization requirement for ongoing chronic opioid therapy.

Comments Received: Commenter asked which function scale are you using?

Department Response: The department is referencing the two item graded chronic pain scale and will clarify this in the WAC language.

Rule Change: The department made clarifying changes to this WAC.

"Before the department or self-insurer authorizes continued payment for chronic opioid therapy, the provider must routinely, at least every ninety days or more frequently, according to the worker's risk, review the effects of opioids to determine whether therapy should continue and document the following best practices:

- Clinically meaningful improvement in function or pain interference with function score of ≤ 4 on the two item graded chronic pain scale is maintained with stable dosing. See WAC 296-20-03030 for the definition of clinically meaningful improvement in function."

Rule Change: The department made clarifying changes to this WAC.

"... Workers receiving chronic opioid therapy should be managed by a single prescribing provider. If the prescribing provider is unavailable, then refills should be addressed by the covering provider and allowed on a limited basis only. See WAC 296-20-03060 Episodic care for pain, regarding unscheduled ~~refills from~~ visits to emergency departments or urgent care facilities for pain management.

WAC 296-20-03059 Opioid authorization requirement for catastrophic injuries.

No comments were received suggesting changes to the proposed amendments to this WAC.

Rule Change: Editing changes were made to this WAC.

WAC 296-20-03060 Episodic care for pain.

Comments Received: Commenter asked for a definition of urgent care visit.

Department Response: The intent is to limit unscheduled visits to other than the usual place of care for pain management. The department will clarify the language in this WAC.

Rule Change: "The department or self-insurer may pay for one pain-related emergency or urgent care visit related to the accepted condition for a worker already receiving opioid therapy, but payment for additional emergency or urgent care visits may be denied. Urgent care visit includes any unscheduled visit to other than the usual place of care for pain management. Workers receiving opioid therapy should be managed by a single prescriber."

WAC 296-20-03065 Managing surgical pain in workers on opioid therapy.

Comments Received: Commenter recommended changing the language to be consistent with the L&I Opioid Guideline.

Department Response: The intent is to discourage continued escalating doses after surgery. The department will clarify the language in this WAC.

Rule Change: "The provider ~~must~~ should taper the worker's total opioids to the preoperative dose or lower by six weeks after surgery. Upon request, and depending on the complexity of the surgery, the department or self-insurer may authorize an additional six weeks for the provider to taper opioids to the preoperative or lower dose."

WAC 296-20-03070 When opioid prescribing is not proper and necessary care.

Comments Received: Commenter asked what are the consequences of a provider choosing to prescribe opioids not covered by L&I for palliative purposes, e.g., Vicodin at bedtime?

Department Response: Once opioids are denied on a claim, prescribing low dose opioids doesn't meet the "risk of harm" definition and will not place the prescriber at risk for penalties. The provider's prescribing practices would meet the definition of "risk of harm" only if the prescriber continues to prescribe opioids after the development of a severe adverse event or opioid use is itself a barrier to recovery. The department will reference the definition for proper and neces-

sary and clarify applicability to the workers' compensation system.

Rule Change: "Continuing to prescribe opioids in the absence of clinically meaningful improvement in function or after the development of a severe adverse outcome, or prescribing opioids in escalating doses to the point of the worker developing opioid use disorder is not considered proper and necessary care in the Washington state's workers' compensation system (see WAC 296-20-01002 for the definition of proper and necessary care). Further coverage of opioids under these circumstances is not payable."

WAC 296-20-03075 When to discontinue opioids.

Comments Received: Commenter suggested changing language to be consistent with the guideline and to clarify when the worker's risk from continued treatment outweighs the benefit. In addition, commenter has suggested clarifying attending provider's request for an opioid wean to include concern for potential adverse outcomes and to change wean to discontinuation.

Department Response: Language is already included in this WAC to cover the situation when the treating provider feels continued opioid therapy is not warranted for any reason. There is also flexibility so that this determination can be made by the treating provider, attending provider or department's medical staff. In response to request for clarifying language regarding the attending provider and changing wean to discontinuation, the department will revise the language for clarification.

Rule Change: WAC 296-20-03075 states in part, "The prescriber must discontinue opioids under the following circumstances:

- The worker ~~or attending provider~~ requests opioid ~~wean~~ discontinuation; or
- The attending provider, because of concern for potential adverse outcomes, requests opioid discontinuation ..."

Rule Change: Editing changes were made to this WAC.

WAC 296-20-03080 Weaning or detoxification.

No comments were received suggesting changes to the proposed amendments to this WAC.

Rule Change: No changes were made to this WAC.

WAC 296-20-03085 Addiction treatment.

No comments were received suggesting changes to the proposed amendments to this WAC.

Rule Change: No changes were made to this WAC.

WAC 296-20-06101 What reports are health care providers required to submit to the insurer?

Comments Received: Commenter asked if the activity prescription form (APF) currently replaced the loss of earning power (LEP) and doctor's estimate of physical capacity form.

Department Response: Although the APF has information on LEP and the Doctor's estimate of physical capacity, the department still uses both forms for other purposes.

Rule Change: No changes were made to this WAC.

Repealing WAC 296-20-03016 Is detoxification and/or chemical dependency treatment covered?, 296-20-03019

Under what conditions will the department or self-insurer pay for oral opioid treatment for chronic noncancer pain?, 296-20-03020 What are the authorization requirements for treatment of chronic, noncancer pain with opioids?, 296-20-03021 What documentation is required to be submitted for continued coverage of opioids to treat chronic, noncancer pain?, 296-20-03022 How long will the department or self-insurer continue to pay for opioids to treat chronic, noncancer pain?, 296-20-03023 When may the department or self-insurer deny payment of opioid medications used to treat chronic, noncancer pain?, and 296-20-03024 Will the department or self-insurer pay for nonopioid medications for the treatment of chronic, noncancer pain?

No comments were received suggesting changes to the proposed repeal WACs.

Rule Change: No changes were made to these WACs.

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 Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 16, Amended 5, Repealed 7.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 16, Amended 5, Repealed 7.

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: May 28, 2013.

Joel Sacks
Director

AMENDATORY SECTION (Amending WSR 00-01-040, filed 12/7/99, effective 1/20/00)

WAC 296-20-03010 What are the general principles the department uses to determine ((~~coverage on~~) drug(~~s and medications~~)) coverage? ((~~The department or self-insurer pays for drugs that are deemed proper and necessary to treat the industrial injury or occupational disease accepted under the claim. In general, the department will consider coverage for all FDA approved drugs for stated indications. The department or self-insurer may pay for prescriptions for off label indications when used within current medical standards and prescribed in compliance with published contraindications, precautions and warnings.~~)) In general, the department evaluates data on safety, health outcomes and cost-effectiveness for coverage. The department or self-insurer considers payment for drugs, including biologics and controlled substances, when:

- The drug is used to treat the industrial injury or occupational disease accepted under the claim; and
- The drug is prescribed consistent with the department's rules, guidelines and coverage decisions, and either:
 - The drug is approved by the Food and Drug Administration (FDA) for that condition and prescribed in accordance

with labeling, or is licensed by a regulatory entity similar to the FDA for workers who reside outside the United States; or

– If the drug is prescribed off-label, the use is supported by published scientific evidence of safety and effectiveness from high quality randomized trials (see WAC 296-20-02704). Off-label is defined as use of a FDA-approved drug for an indication which has not received FDA approval or is otherwise not consistent with the drug labeling.

AMENDATORY SECTION (Amending WSR 07-17-167, filed 8/22/07, effective 9/22/07)

WAC 296-20-03011 What general limitations are in place for ((~~medications~~) drugs)? (1) **Amount dispensed.** The department or self-insurer will pay for no more than a thirty-day supply of a ((~~medication~~) drug) dispensed at any one time except in pension cases (see subsection (6) of this section) and claims that are held open for life-sustaining treatment. In these cases, up to a ninety-day supply of the drug is payable when:

- Coverage has been authorized; and
- The drug is not a controlled substance; and
- The drug is obtained through a designated provider.

(2) **Over-the-counter drugs.** Prescriptions for over-the-counter items may be paid. Special compounding fees for over-the-counter items are not payable.

(3) **Generic drugs.** Prescriptions are to be written for generic drugs unless the ((~~attending physician~~) provider) specifically indicates that substitution is not permitted. For example: The ((~~patient~~) worker) cannot tolerate substitution. Pharmacists are instructed to fill with generic drugs unless the ((~~attending physician~~) provider) specifically indicates substitution is not permitted.

(4) **Evidence-based prescription drug program.** In accordance with RCW 70.14.050, the department in cooperation with other state agencies may develop a preferred drug list. Any pharmacist filling a prescription under state purchased health care programs as defined in RCW 41.05.011(2) shall substitute, where identified, a preferred drug for any nonpreferred drug in a given therapeutic class, unless the endorsing practitioner has indicated on the prescription that the nonpreferred drug must be dispensed as written, or the prescription is for a refill of an antipsychotic, antidepressant, chemotherapy, antiretroviral, or immunosuppressive drug (see RCW 69.41.190), or for the refill of an immunomodulator/antiviral treatment for hepatitis C for which an established, fixed duration of therapy is prescribed for at least twenty-four weeks but no more than forty-eight weeks or the nonendorsing practitioner has received prior authorization from the department to fill the prescription as written, in which case the pharmacist shall dispense the prescribed nonpreferred drug.

(5) **Prescriptions for unrelated medical conditions.** The department or self-insurer may consider temporary coverage of prescriptions for conditions not related to the industrial injury when such conditions are retarding recovery. Any treatment for such conditions must have prior authorization per WAC 296-20-055. This would apply to any prescription for such conditions even when the endorsing practitioner indicates "dispense as written."

(6) **Pension cases.** ~~((One))~~ When the worker is placed on a pension, the department or self-insurer may pay, at the sole discretion of the supervisor of industrial insurance, for only those drugs ((and medications)) authorized for continued medical treatment ((for)) of previously accepted conditions ((previously accepted by the department. Authorization for continued medical and surgical treatment is at the sole discretion of the supervisor of industrial insurance and)):

(a) Coverage must be authorized before the treatment is rendered. ~~((In such pension cases, the department or self-insurer cannot pay for scheduled drugs))~~

(b) Controlled substances used to treat continuing pain resulting from an industrial injury or occupational disease are not payable.

AMENDATORY SECTION (Amending WSR 04-08-040, filed 3/30/04, effective 5/1/04)

WAC 296-20-03012 Where can I find the department's outpatient drug ((and medication)) coverage decisions? The department's outpatient drug ((and medication)) coverage decisions are contained in the department's formulary, as developed by the department, in collaboration with the Washington state pharmacy and therapeutics committee and the ~~((Washington State Medical Association's industrial insurance and rehabilitation))~~ industrial insurance medical advisory committee.

In the formulary, drugs are listed in the following categories:

- **Allowed**

Drugs used routinely for treating accepted industrial injuries and occupational ~~((illnesses))~~ diseases, including those on the preferred drug list.

Example: ~~((Nonscheduled drugs and other medications))~~ Preferred nonsteroidal anti-inflammatory drugs during the acute phase of treatment for the industrial injury ~~((or condition)).~~

- **Prior authorization required**

Drugs used routinely to treat conditions not normally accepted as work related injuries, drugs which are used to treat unrelated conditions retarding recovery from the accepted condition on the claim, and drugs for which less expensive alternatives exist.

~~((For))~~ Example: All drugs to treat hypertension require prior authorization because hypertension is not normally an accepted industrial condition. In addition, nonendorsing practitioners must obtain prior authorization for a nonpreferred drug when the category of drugs has a preferred drug.

- **Denied**

Drugs not normally used for treating industrial injuries or not normally dispensed by outpatient pharmacies.

Example: Most hormones, most nutritional supplements.

AMENDATORY SECTION (Amending WSR 00-01-040, filed 12/7/99, effective 1/20/00)

WAC 296-20-03015 What steps may the department or self-insurer take when concerned about the amount or appropriateness of drugs ((and medications)) prescribed ((to)) for the injured worker? (1) The department or self-

insurer may take any or all of the following steps when concerned about the amount or appropriateness of drugs the ~~((patient))~~ worker is receiving:

- Notify the ~~((attending physician))~~ provider of concerns regarding the ~~((medications))~~ drugs such as ~~((drug))~~ interactions, adverse reactions, or prescriptions by other providers;

- Notify the provider when opioid prescribing is not in compliance with the department of health's (DOH) pain management rules, the department of labor and industries' (L&I) rules, the agency medical directors' group's interagency guideline on opioid dosing for chronic noncancer pain or L&I's guideline for prescribing opioids to treat pain in injured workers:

- Require that the ~~((attending physician))~~ provider send a treatment plan addressing the drug concerns;

- Request a consultation from an appropriate specialist;

- Request that the ~~((attending physician))~~ provider consider reducing the ~~((prescription,))~~ dose or discontinuing the drug and provide information on chemical dependency programs, if indicated;

- Limit the payment for drugs ((on a claim)) to one prescribing ((doctor)) provider.

(2) If the ~~((attending physician))~~ provider or worker does not comply with these requests, ~~((or if the probability of imminent harm to the worker is high,))~~ the department or self-insurer may discontinue payment for the drug after adequate prior notification has been given to the worker ~~((, pharmacy))~~ and ~~((physician))~~ the provider.

(3) ~~((Physician failure to reduce or terminate prescription of controlled substances, habit forming or addicting medications, or dependency inducing medications, after department or self-insurer request to do so for an injured worker may result in a transfer of the worker to another physician of the worker's choice. (See WAC 296-20-065.))~~ If the probability of imminent harm to the worker is high, as determined by the department's medical director, associate medical director or medical consultants, the department or self-insurer may require that the worker transfer care to another network provider.

(4) Other corrective actions may be taken in accordance with WAC ~~((296-20-015, Who may treat))~~ 296-20-01100, Risk of harm.

NEW SECTION

WAC 296-20-03030 Definitions associated with opioid authorization and payment. (1) Acute pain - Self-limiting pain that lasts from a few days to up to six weeks following an industrial injury or surgery.

(2) Catastrophic injury - A severe injury from which recovery of physical function is not expected, such as a spinal cord injury.

(3) Clinically meaningful improvement in function - Improvement in function of at least thirty percent as compared to baseline or in response to a dose change. Function can be measured using the two item graded chronic pain scale or other validated tools such as those referenced in the most current agency medical directors' group's interagency guideline on opioid dosing for chronic noncancer pain.

(4) Clinically meaningful improvement in pain - Improvement in pain intensity of at least thirty percent as compared to baseline or in response to a dose change. Pain can be measured using the two item graded chronic pain scale or other validated tools such as those referenced in the most current agency medical directors' group's interagency guideline on opioid dosing for chronic noncancer pain.

(5) Chronic noncancer pain - Continuous or intermittent pain arising from a noncancerous condition, injury or surgery and lasting longer than three months.

(6) Morphine equivalent dose - Conversion of various opioids to an equivalent morphine dose by using the most current recognized conversion tables, such as the agency medical directors' group's dose calculator.

(7) Step 1 taper - Discontinuing opioids via a gradual dose reduction of approximately ten percent of the original dose per week in a community care setting.

(8) Step 2 taper - Detoxification through a licensed chemical dependency center and/or discontinuing opioids through a structured intensive multidisciplinary program (see WAC 296-20-12055 through 296-20-12095).

NEW SECTION

WAC 296-20-03035 Checking the prescription monitoring program data base. Checking the prescription monitoring program is recommended before prescribing opioids for new injuries. Providers must check the prescription monitoring program data base, if available, and document before prescribing opioids in the subacute phase and repeat during chronic opioid therapy at intervals according to the worker's risk category as described in the agency medical directors' group's guideline.

Any provider performing a preoperative evaluation for elective surgery in workers on chronic opioid therapy should also check the prescription monitoring program data base and document as part of a treatment plan for post-surgical pain management.

NEW SECTION

WAC 296-20-03040 Administering urine drug testing. Providers must administer a urine drug test and document results during the subacute phase and repeat at intervals according to the worker's risk category as described in the agency medical directors' group's guideline if prescribing chronic opioid therapy. The department or self-insurer may deny additional payment for urine drug testing when opioid coverage is denied.

NEW SECTION

WAC 296-20-03045 Tracking function and pain. When prescribing opioids, providers must use validated instruments to track and document the worker's function and pain status during the acute and subacute phase and routinely, at least every ninety days, to monitor the worker's status and response to chronic opioid therapy.

NEW SECTION

WAC 296-20-03050 Preinjury opioid use. The department or self-insurer is not responsible for the continuation of preinjury opioid use or any adverse outcomes which may result. For workers with preinjury chronic opioid therapy, payment for opioids beyond the acute phase will not be authorized except:

- For catastrophic injuries (see WAC 296-20-03059); and
- For severe injuries, coverage may be extended through the subacute phase.

NEW SECTION

WAC 296-20-03055 Opioid authorization requirement for the acute phase (0-6 weeks). The department or self-insurer may cover opioids for up to six weeks when prescribed to treat pain from the acute industrial injury or after an authorized surgery. Providers must obtain and document the worker's baseline function and pain measurements during the acute phase if planning to prescribe opioids beyond this phase.

NEW SECTION

WAC 296-20-03056 Opioid authorization requirement for the subacute phase (6-12 weeks). Before the department or self-insurer authorizes payment for opioids beyond the acute phase, the provider must perform and document the following:

- Verify that the worker had clinically meaningful improvement in function and pain with the use of opioids in the acute phase.
- If indicated, use a validated instrument to screen the worker for comorbid psychiatric conditions (e.g., depression, anxiety, or post traumatic stress disorder) which may impact the response to opioid treatment.
- Verify that the worker has no contraindication to the use of opioids.
- Access the state's prescription monitoring program data base, if available, to ensure that the controlled substance history is consistent with the prescribing record and the worker's report.
- Use a validated screening instrument to verify the absence of a current substance use disorder (excluding nicotine) or a history of opioid use disorder.
- Administer a baseline urine drug test to verify the absence of cocaine, amphetamines, alcohol, and nonprescribed opioids.
- Verify that the worker has no evidence of or is not at high risk for serious adverse outcomes from opioid use.

NEW SECTION

WAC 296-20-03057 Opioid authorization requirement for the chronic phase (> 12 weeks). Before the department or self-insurer authorizes payment for opioids beyond the subacute phase, the provider must perform, verify, and document the following best practices:

- Clinically meaningful improvement in function has been established with opioid use in the acute or subacute phase. If the opioid dose is increased, clinically meaningful improvement in function must be demonstrated in response to the dose change. Effective chronic opioid therapy should result in improved work capacity and/or the ability to progress in vocational retraining; and

- Reasonable alternatives to opioids have been tried and have failed; and

- The worker and the provider have signed a pain treatment agreement; and

- A consultation with a pain management specialist must take place before the worker's dose is increased above 120mg/d morphine equivalent or consistent with exceptions in DOH's pain management rules. Additional appropriate consultations are recommended if the worker has a comorbid substance use or poorly controlled mental health disorder; and

- The worker has no contraindication to the use of opioids including, but not limited to, current substance use disorders (excluding nicotine) or history of opioid use disorder; and

- The worker has no evidence of or is not at high risk for having serious adverse outcomes from opioid use; and

- The worker has no pattern of recurrent (more than one) aberrant behavior identified by the prescription monitoring program data base, urine drug testing, or other source; and

- A time-limited treatment plan that demonstrates how chronic opioid therapy is likely to improve the worker's work capacity and/or the ability to progress in vocational retraining (e.g., work hardening, vocational services).

NEW SECTION

WAC 296-20-03058 Opioid authorization requirement for ongoing chronic opioid therapy. Before the department or self-insurer authorizes continued payment for chronic opioid therapy, the provider must routinely, at least every ninety days or more frequently, according to the worker's risk, review the effects of opioids to determine whether therapy should continue and document the following best practices:

- Clinically meaningful improvement in function or pain interference with function score of ≤ 4 on the two item graded chronic pain scale is maintained with stable dosing. If opioid dose is increased, clinically meaningful improvement in function must be demonstrated in response to the dose change; and

- A current signed pain treatment agreement; and

- The worker has no contraindication to the use of opioids including, but not limited to, current substance use disorders (excluding nicotine) or a history of opioid use disorder; and

- The worker has no evidence of or is not at high risk for serious adverse outcomes from opioid use; and

- A consultation with a pain management specialist must take place before the worker's dose is increased above 120mg/d morphine equivalent dose or consistent with exceptions in DOH's pain management rules. Additional appropriate consultations are recommended if the worker has a

comorbid substance use or poorly controlled mental health disorder; and

- The worker has no pattern of recurrent (more than one) aberrant behavior identified by the prescription monitoring program data base, urine drug testing or other source.

Workers receiving chronic opioid therapy should be managed by a single prescribing provider. If the prescribing provider is unavailable, then refills should be addressed by the covering provider and allowed on a limited basis only. See WAC 296-20-03060, Episodic care for pain, regarding unscheduled visits to emergency departments or urgent care facilities for pain management.

NEW SECTION

WAC 296-20-03059 Opioid authorization requirement for catastrophic injuries. Before the department or self-insurer authorizes payment for chronic opioid therapy for a catastrophic injury (see WAC 296-20-03030 for the definition of catastrophic injury), the provider must perform, verify, and document the following:

- A current signed pain treatment agreement; and

- A consultation with a pain management specialist must take place before the worker's dose is increased above 120mg/d morphine equivalent dose or consistent with exceptions in DOH's pain management rules; and

- The worker has no contraindication to the use of opioids including, but not limited to, current substance use disorders (excluding nicotine) or a history of opioid use disorder; and

- The dose is stable and the worker has no evidence of or is not at high risk for serious adverse outcomes from opioid use; and

- The worker has no pattern of recurrent (more than one) aberrant behavior identified by the prescription monitoring program data base, urine drug testing or other source.

Catastrophic injuries are exempt from the requirement of clinically meaningful improvement in function with opioid use.

NEW SECTION

WAC 296-20-03060 Episodic care for pain. The department or self-insurer may pay for one pain-related emergency or urgent care visit related to the accepted condition for a worker already receiving opioid therapy, but payment for additional emergency or urgent care visits may be denied. Urgent care visit includes any unscheduled visit to other than the usual place of care for pain management.

Workers receiving opioid therapy should be managed by a single prescribing provider.

NEW SECTION

WAC 296-20-03065 Managing surgical pain in workers on opioid therapy. The provider should taper the worker's total opioids to the preoperative dose or lower by six weeks after surgery. Upon request, and depending on the complexity of the surgery, the department or self-insurer may authorize an additional six weeks for the provider to taper opioids to the preoperative or lower dose.

NEW SECTION

WAC 296-20-03070 When opioid prescribing is not proper and necessary care. Continuing to prescribe opioids in the absence of clinically meaningful improvement in function or after the development of a severe adverse outcome, or prescribing opioids in escalating doses to the point of the worker developing opioid use disorder is not considered proper and necessary care in the Washington state workers' compensation system (see WAC 296-20-01002 for the definition of proper and necessary care). Further coverage of opioids under these circumstances is not payable.

NEW SECTION

WAC 296-20-03075 When to discontinue opioids. The prescriber must discontinue opioids under the following circumstances:

- The worker requests opioid discontinuation; or
- The attending provider, because of concern for potential adverse outcomes, requests opioid discontinuation; or
- The worker is maintained on opioids for at least three months and there is no sustained clinically meaningful improvement in function, as measured by validated instruments; or
- The worker's risk from continued treatment outweighs the benefit; or
- The worker has experienced an opioid overdose event related to aberrant behavior or substance use disorder (except nicotine) or a prescribing pattern that is not in compliance with DOH's pain management rules, L&I's rules, the agency medical directors' group's guideline or L&I's guideline for prescribing opioids to treat pain in injured workers or the worker has experienced any other severe adverse outcome; or
- There is a pattern of recurrent (more than one) aberrant behaviors (including, but not limited to, inconsistent urine drug test result, lost prescriptions, multiple requests for early refills, multiple prescribers, unauthorized dose escalation, apparent intoxication); or
- Use of opioids is not in compliance with DOH's pain management rules, L&I's rules, the agency medical directors' group's guideline or L&I's guideline for prescribing opioids to treat pain in injured workers.

Under these circumstances, the department or self-insurer may pay for an opioid wean or detoxification to facilitate discontinuation of opioids (see WAC 296-20-03080,

Weaning or detoxification). However, continued chronic opioid therapy is not payable.

NEW SECTION

WAC 296-20-03080 Weaning or detoxification. The department or self-insurer may pay for adjuvant treatment to aid with the weaning (see WAC 296-20-03030 for the definition of step 1 and 2 taper) or detoxification process, except for ultra-rapid detoxification (e.g., detoxification within three days using antagonist drugs with or without sedation). The department or self-insurer is not responsible for any adverse outcomes resulting from continued opioid use after completion of a detoxification program.

NEW SECTION

WAC 296-20-03085 Addiction treatment. The department or self-insurer may authorize payment for addiction management through a licensed chemical dependency treatment center for up to six months as an aid to recovery if the following conditions are met:

- The worker has failed steps 1 and 2 taper (see WAC 296-20-03030 for the definition of step 1 and 2 taper); and
- The worker is diagnosed with opioid use disorder and this condition is identified as a barrier to recovery; and
- The provider has documented how time-limited treatment of this condition will allow significantly improved work capacity and/or the ability to progress in vocational retraining; and
- The provider has submitted a time-limited treatment plan.

Payment for addiction treatment is limited to six months per worker.

AMENDATORY SECTION (Amending WSR 08-04-095, filed 2/5/08, effective 2/22/08)

WAC 296-20-06101 What reports are health care providers required to submit to the insurer? The department or self-insurer requires different kinds of information at various stages of a claim in order to approve treatment, time loss compensation, and treatment bills. ~~((The department or self-insurer may request the following reports at specified points in the claim.))~~ The information provided in these reports is needed to adequately manage industrial insurance claims.

<i>Report</i>	<i>Due/Needed by Insurer</i>	<i>What Information Should Be Included In the Report?</i>	<i>Special Notes</i>
Report of Industrial Injury or Occupational Disease (form)	Immediately - <u>W</u> ithin five days of first visit.	See form	Only MD, DO, DC, ND, DPM, DDS, ARNP, PA, and OD may sign and be paid for completion of this form.
Self-Insurance: Provider's Initial Report (form)		If additional space is needed, please attach the information to the application. The claim number should be at the top of the page.	

<i>Report</i>	<i>Due/Needed by Insurer</i>	<i>What Information Should Be Included In the Report?</i>	<i>Special Notes</i>
<p>Sixty Day (narrative) Purpose: Support and document the need for continued care when conservative (non-surgical) treatment is to continue beyond sixty days</p>	<p>Every sixty days when only conservative (nonsurgical) care has been provided.</p>	<p>(1) The conditions diagnosed, including ICD-9-CM codes and the subjective complaints and objective findings.</p>	<p>Providers may submit legible comprehensive chart notes in lieu of sixty day reports PROVIDED the chart notes include all the information required as noted in the "What Information Should Be Included?" column.</p>
		<p>(2) The relationship of diagnoses, if any, to the industrial injury or exposure.</p>	<p>However, office notes are not acceptable in lieu of requested narrative reports and providers may not bill for the report if chart notes are submitted in place of the report.</p>
		<p>(3) Outline of proposed treatment program, its length, components and expected prognosis including an estimate of when treatment should be concluded and condition(s) stable. An estimated return to work date and the probability, if any, of permanent partial disability resulting from the industrial condition.</p>	<p>((Please see WAC 296-20-03021 and 296-20-03022 for documentation requirements for those workers receiving opioids to treat chronic non-cancer pain.))</p>
		<p>(4) Current medications, including dosage and amount prescribed. With repeated prescriptions, include the plan and need for continuing medication.</p>	<p>Providers must include their name, address and date on all chart notes submitted.</p>
		<p>(5) If the worker has not returned to work, indicate whether a vocational assessment will be necessary to evaluate the worker's ability to return to work and why.</p>	
		<p>(6) If the worker has not returned to work, a doctor's estimate of physical capacities should be included.</p>	
		<p>(7) Response to any specific questions asked by the insurer or vocational counselor.</p>	
<p><u>Opioid Authorization Requirement</u></p>	<p><u>Opioids in subacute phase - Six weeks from the date of injury or surgery.</u></p>	<p><u>Please see WAC 296-20-03056 through 296-20-03059 for documentation requirements for those workers receiving opioids.</u></p>	

<i>Report</i>	<i>Due/Needed by Insurer</i>	<i>What Information Should Be Included In the Report?</i>	<i>Special Notes</i>
	<p><u>Opioids in chronic phase - Twelve weeks from the date of injury or surgery.</u></p> <p><u>Opioids for ongoing chronic therapy - Every ninety days.</u></p>		
Special Reports/Follow-up Reports (narrative)	As soon as possible following request by the department/insurer.	Response to any specific questions asked by the insurer or vocational counselor.	"Special reports" are payable only when requested by the insurer.
Consultation Examination Reports (narrative)	At one hundred twenty days if only conservative (nonsurgical) care has been provided.	(1) Detailed history.	If the injured/ill worker had been seen by the consulting doctor within the past three years for the same condition, the consultation will be considered a follow-up office visit, not consultation.
Purpose: Obtain an objective evaluation of the need for ongoing conservative medical management of the worker.		(2) Comparative history between the history provided by the attending or treating provider and injured worker.	
		(3) Detailed physical examination.	
The attending or treating provider may choose the consultant.		(4) Condition(s) diagnosed including ICD-9-CM codes, subjective complaints and objective findings.	A copy of the consultation report must be submitted to both the attending or treating provider and the department/insurer.
		(5) Outline of proposed treatment program: Its length, components, expected prognosis including when treatment should be concluded and condition(s) stable.	
		(6) Expected degree of recovery from the industrial condition.	
		(7) Probability of returning to regular work or modified work and an estimated return to work date .	
		(8) Probability , if any, of permanent partial disability resulting from the industrial condition.	
		(9) A doctor's estimate of physical capacities should be included if the worker has not returned to work.	

<i>Report</i>	<i>Due/Needed by Insurer</i>	<i>What Information Should Be Included In the Report?</i>	<i>Special Notes</i>
		(10) Reports of necessary, reasonable X ray and laboratory studies to establish or confirm diagnosis when indicated.	
Attending Provider Review of IME Report (form) Purpose: Obtain the attending provider's opinion about the accuracy of the diagnoses and information provided based on the IME.	As soon as possible following request by the department/insurer.	Agreement or disagreement with IME findings. If you disagree, provide objective/subjective findings to support your opinion.	Payable only to the attending provider upon request of the department/insurer. PAs can concur with treatment recommendations but not PPD ratings.
Loss of Earning Power (form) Purpose: Certify the loss of earning power is due to the industrial injury/occupational disease.	As soon as possible after receipt of the form.	See form	Payable only to the attending or treating provider.
Application to Reopen Claim Due to Worsening of Condition (form) Purpose: Document worsening of the accepted condition and need to reopen claim for additional treatment.	Immediately following identification of worsening after a claim has been closed for sixty days. Crime Victims: Following identification of worsening after a claim has been closed for ninety days.	See form	Only MD, DO, DC, ND, DPM, DDS, ARNP, PA, and OD may sign and be paid for completion of this form.

What documentation is required for initial and follow up visits?

Legible copies of office or progress notes are required for the initial and all follow-up visits.

What documentation are ancillary providers required to submit to the insurer?

Ancillary providers are required to submit the following documentation to the department or self-insurer:

Provider	Chart Notes	Reports
Audiology	X	X
Biofeedback	X	X
Dietician		X
Drug & Alcohol Treatment	X	X
Free Standing Surgery	X	X
Free Standing Emergency Room	X	X
Head Injury Program	X	X
Home Health Care		X
Infusion Treatment, Professional Services		X

Provider	Chart Notes	Reports
Hospitals	X	X
Laboratories		X
Licensed Massage Therapy	X	X
Medical Transportation		X
Nurse Case Managers		X
Nursing Home	X	X
Occupational Therapist	X	X
Optometrist	X	X
Pain Clinics	X	X
Panel Examinations		X
Physical Therapist	X	X
Prosthetist/Orthotist	X	X
Radiology		X
Skilled Nursing Facility	X	X
Speech Therapist	X	X

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 296-20-03016	Is detoxification and/or chemical dependency treatment covered?
WAC 296-20-03019	Under what conditions will the department or self-insurer pay for oral opioid treatment for chronic, noncancer pain?
WAC 296-20-03020	What are the authorization requirements for treatment of chronic, noncancer pain with opioids?
WAC 296-20-03021	What documentation is required to be submitted for continued coverage of opioids to treat chronic, noncancer pain?
WAC 296-20-03022	How long will the department or self-insurer continue to pay for opioids to treat chronic, noncancer pain?
WAC 296-20-03023	When may the department or self-insurer deny payment of opioid medications used to treat chronic, noncancer pain?
WAC 296-20-03024	Will the department or self-insurer pay for nonopioid medications for the treatment of chronic, noncancer pain?

WSR 13-12-025**PERMANENT RULES****DEPARTMENT OF HEALTH**

[Filed May 28, 2013, 3:56 p.m., effective June 28, 2013]

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

Purpose: Amending WAC 246-470-010 and 246-470-030, and new WAC 246-470-035, prescription monitoring program (PMP). Updating rules to reflect changes in law to establish alternative data reporting requirements for veterinarians reporting the dispensing of controlled substances to the department's PMP and clarifying that for dispensers other than veterinarians, drugs dispensed for one day use do not need to be reported to the PMP.

Citation of Existing Rules Affected by this Order: Amending WAC 246-470-010 and 246-470-030.

Statutory Authority for Adoption: RCW 70.225.025.

Other Authority: RCW 70.225.020.

Adopted under notice filed as WSR 13-08-067 on April 1, 2013.

Changes Other than Editing from Proposed to Adopted Version: WAC 246-470-035 is amended to clarify that veterinarians only need to report controlled substances dispensed for more than a fourteen day supply.

A final cost-benefit analysis is available by contacting Lisa Hodgson, 111 Israel Road S.E., Tumwater, WA 98501, phone (360) 236-2927, fax (360) 236-2901, e-mail lisa.hodgson@doh.wa.gov.

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 2, Repealed 0.

Number of Sections Adopted at 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 1, Amended 2, Repealed 0.

Date Adopted: May 28, 2013.

John Wiesman, DrPH, MPH

Secretary

AMENDATORY SECTION (Amending WSR 11-16-041, filed 7/27/11, effective 8/27/11)

WAC 246-470-010 Definitions. The definitions in this section apply throughout this chapter unless the context clearly indicates otherwise:

(1) "Authentication" means information, electronic device, or certificate provided by the department or their designee to a data requestor to electronically access prescription monitoring information. The authentication may include, but is not limited to, a user name, password, or an identification electronic device or certificate.

(2) "Controlled substance" has the same meaning provided in RCW 69.50.101.

(3) "Department" means the department of health.

(4) "Dispenser" means a practitioner or pharmacy that delivers to the ultimate user a schedule II, III, IV, or V controlled substance or other drugs identified by the board of pharmacy in WAC 246-470-020, but does not include:

(a) A practitioner or other authorized person who only administers, as defined in RCW 69.41.010, a controlled substance or other drugs identified by the board of pharmacy in WAC 246-470-020; ~~((or))~~

(b) A licensed wholesale distributor or manufacturer, as defined in chapter 18.64 RCW, of a controlled substance or other drugs identified by the board of pharmacy in WAC 246-470-020; or

(c) A veterinarian licensed under chapter 18.92 RCW. Data submission requirements for veterinarians are included in WAC 246-470-035.

(5) "Patient" means the person or animal who is the ultimate user of a drug for whom a prescription is issued or for whom a drug is dispensed.

(6) "Patient address" means the current geographic location of the patient's residence. If the patient address is in care of another person or entity, the address of that person or entity is the "patient address" of record. When alternate addresses are possible, they must be recorded in the following order of preference:

(a) The geographical location of the residence, as would be identified when a telephone is used to place a 9-1-1 call; or

(b) An address as listed by the United States Postal Service; or

(c) The common name of the residence and town.

(7) "Pharmacist" means a person licensed to engage in the practice of pharmacy.

(8) "Prescriber" means a licensed health care professional with authority to prescribe controlled substances.

(9) "Prescription monitoring information" means information submitted to and maintained by the prescription monitoring program.

(10) "Program" means the prescription monitoring program established under chapter 70.225 RCW.

(11) "Valid photographic identification" means:

(a) A driver's license or instruction permit issued by any United States state or province of Canada. If the patient's driver's license has expired, the patient must also show a valid temporary driver's license with the expired card.

(b) A state identification card issued by any United States state or province of Canada.

(c) An official passport issued by any nation.

(d) A United States armed forces identification card issued to active duty, reserve, and retired personnel and the personnel's dependents.

(e) A merchant marine identification card issued by the United States Coast Guard.

(f) A state liquor control identification card. An official age identification card issued by the liquor control authority of any United States state or Canadian province.

(g) An enrollment card issued by the governing authority of a federally recognized Indian tribe located in Washington, if the enrollment card incorporates security features comparable to those implemented by the department of licensing for Washington drivers' licenses and are recognized by the liquor control board.

AMENDATORY SECTION (Amending WSR 11-16-041, filed 7/27/11, effective 8/27/11)

WAC 246-470-030 Data submission requirements for dispensers. (1) A dispenser shall provide to the department the dispensing information required by RCW 70.225-020 and this section for all scheduled II, III, IV, and V controlled substances and for drugs identified by the board of pharmacy ~~(pursuant to)~~ under WAC 246-470-020. Only drugs dispensed for more than one day use must be reported.

~~((+))~~ (2) Dispenser identification number. A dispenser shall acquire and maintain an identification number issued to dispensing pharmacies by the National Council for Prescription Drug Programs or a prescriber identifier issued to autho-

rized prescribers of controlled substances by the Drug Enforcement Administration, United States Department of Justice.

~~((2))~~ (3) Submitting data. A dispenser shall submit data to the department electronically, not later than one week from the date of dispensing, and in the format required by the department.

(a) A dispenser shall submit for each dispensing the following information and any additional information required by the department:

(i) Patient identifier. A patient identifier is the unique identifier assigned to a particular patient by the dispenser;

(ii) Name of the patient for whom the prescription is ordered including first name, middle initial, last name, and generational suffixes, if any;

(iii) Patient date of birth;

(iv) Patient address;

(v) Patient gender;

(vi) Drug dispensed;

(vii) Date of dispensing;

(viii) Quantity and days supply dispensed;

(ix) Refill information;

(x) Prescriber identifier;

(xi) Prescription issued date;

(xii) Dispenser identifier;

(xiii) Prescription fill date and number;

(xiv) Source of payment indicated by one of the following:

(A) Private pay (cash, change, credit card, check);

(B) Medicaid;

(C) Medicare;

(D) Commercial insurance;

(E) Military installations and veterans affairs;

(F) Workers compensation;

(G) Indian nations;

(H) Other; and

(xv) When practicable, the name of person picking up or dropping off the prescription, as verified by valid photographic identification.

(b) A nonresident, licensed pharmacy that delivers controlled substances, as defined in RCW 18.64.360, is required to submit only the transactions for patients with a Washington state zip code.

(c) Data submission requirements do not apply to:

(i) The department of corrections or pharmacies operated by a county for the purpose of providing medications to offenders in state or county correctional institutions who are receiving pharmaceutical services from a state or county correctional institution's pharmacy. A state or county correctional institution's pharmacy must submit data to the program related to each offender's current prescriptions for controlled substances upon the offender's release from a state or county correctional institution.

(ii) Medications provided to patients receiving inpatient services provided at hospitals licensed under chapter 70.41 RCW or patients of such hospitals receiving services at the clinics, day surgery areas, or other settings within the hospital's license where the medications are administered in single doses; or medications provided to patients receiving outpa-

tient services provided at ambulatory surgical facilities licensed under chapter 70.230 RCW.

NEW SECTION

WAC 246-470-035 Dispensing and data submission requirements for veterinarians. A veterinarian licensed under chapter 18.92 RCW shall provide to the department the dispensing information required by RCW 70.225.020 and as provided in this section for all schedule II, III, IV and V controlled substances and for drugs identified by the board of pharmacy under WAC 246-470-020.

(1) Dispenser identification number. A veterinarian shall acquire and maintain a prescriber identifier issued to authorized prescribers of controlled substances by the Drug Enforcement Administration, United States Department of Justice.

(2) Submitting data. A veterinarian shall:

(a) Report data for schedule II, III, IV, and V controlled substances, and other required drugs identified by the board of pharmacy under WAC 246-470-020, dispensed for more than a fourteen-day supply;

(b) Report data using either electronic or nonelectronic methods provided by the department;

(c) Submit data quarterly. Data must be reported on the following schedule:

Reporting Period	Report Due Date
January - March	April 10
April - June	July 10
July - September	October 10
October - December	January 10

(d) Report the following data elements to the department for each schedule II, III, IV, and V controlled substance and other required drugs dispensed for a fourteen-day supply or more:

(i) Name of the animal for whom the drug is dispensed including name of the animal or the animal's species (example: Feline) and the owner's last name;

(ii) Animal's date of birth, or if date of birth is unknown, enter January 1st of the estimated birth year;

(iii) Owner's name including first name, middle initial, last name, and generational suffixes, if any;

(iv) Owner's address;

(v) Drug dispensed;

(vi) Date the drug was dispensed;

(vii) Quantity and days supply dispensed;

(viii) Prescriber identifier;

(ix) Dispenser identifier; and

(x) When practicable, the identification number from a valid photo identification card of the owner.

WSR 13-12-026

PERMANENT RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Aging and Disability Services Administration)

(Division of Behavioral Health and Recovery)

[Filed May 29, 2013, 9:07 a.m., effective June 29, 2013]

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

Purpose: The terms of the settlement agreement between Washington Autism Alliance and Advocacy, et al. v. Douglas Porter, U.S. District Court, Western District of Washington, Case No. 2:12-cv-00742-RAJ, require the health care authority (HCA) to provide a coverage benefit under medicaid's early periodic screening, diagnosis, and treatment (EPSDT) requirement on January 2, 2013, to assist children with autism spectrum disorders and their families to improve the symptoms associated with autism spectrum disorders. This rule provides minimum standards for agencies to obtain and maintain licensure from the department of social and health services (DSHS) so that licensed agencies may contract with HCA to deliver applied behavior analysis services to eligible individuals. This permanent rule replaces and supersedes the emergency rule filed as WSR 13-10-063 on April 30, 2013.

Citation of Existing Rules Affected by this Order: Amending WAC 388-865-0400, 388-865-0405, 388-865-0420, 388-865-0425, and 388-865-0460.

Statutory Authority for Adoption: RCW 34.05.350, 43.20A.550, 71.24.035, 74.04.050.

Other Authority: Washington Autism Alliance and Advocacy, et al. v. Douglas Porter, U.S. District Court, Western District of Washington, Case No. 2:12-cv-00742-RAJ, settlement agreement.

Adopted under notice filed as WSR 13-07-068 on March 20, 2013.

Changes Other than Editing from Proposed to Adopted Version: WAC 388-865-0400(8) Applied behavioral behavior analysis (ABA) services.

WAC 388-865-0425 (1)(b) Ensure an individualized applied behavioral behavior analysis ...

WAC 388-865-0469(5) Staff requirements ... Contracted professional staff must meet ... as the agency's non-contracted professional staff.

WAC 388-865-0469 (2)(b)(i) Administers rules in WAC 182-531-1410 Title 182 WAC for ...

WAC 388-865-0469 (2)(b)(vi)(A) and chapter 18.83 RCW;

WAC 388-865-0469 (3)(a) An agency ... These requirements ... defined in WAC 182-531-1410 Title 182 WAC.

WAC 388-865-0469 (5)(a)(i)(A) Licensed by the department of health (DOH) as a licensed health care professional, A psychiatrist or a psychiatric advanced registered nurse practitioner (ARNP) as defined in chapter 71.05 RCW, or a psychologist, a mental health counselor (LMHC), a marriage and family therapist (LMFT), or a social worker (LCSW) licensed by department of health.

WAC 388-865-0469 (5)(a)(i)(B) A noncontracted agency-affiliated counselor ...

WAC 388-865-0469 (5)(b) Therapy assistant. An agency may choose to employ or contract a therapy assistant.

WAC 388-865-0469 (5)(b)(i)(B) A noncontracted individual ~~is~~ credited as an agency ...

WAC 388-865-0469 (5)(c) If the agency employs ~~or~~ contracts a therapy assistant(s) ...

WAC 388-865-0469 (5)(c)(iv) Meets ~~bi-monthly~~ twice each month with the therapy assistant ...

WAC 388-865-0469 (6)(a) Continue to employ or contract with ~~professional~~ staff to meet ... Contracted ~~professional~~ staff must meet ... as the agency's noncontracted ~~professional~~ staff.

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 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 1, Amended 5, 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: May 22, 2013.

Katherine I. Vasquez
Rules Coordinator

AMENDATORY SECTION (Amending WSR 05-17-156, filed 8/22/05, effective 9/22/05)

WAC 388-865-0400 Community support service providers. The ~~((mental health division))~~ department licenses and certifies community support service providers. To gain and maintain licensure or certification, a provider must meet applicable local, state and federal statutes and regulations as well as the requirements of WAC ~~((388-865-400 [388-865-0400]))~~ 388-865-0400 through ~~((388-865-450 [388-865-0450]))~~ 388-865-0450 as applicable to services offered. The license or certificate lists service components the provider is authorized to provide to publicly funded consumers and must be prominently posted in the provider reception area. In addition, the ~~((provider))~~ agency must meet minimum standards of the specific service components for which licensure is being sought:

- (1) Emergency crisis intervention services;
- (2) Case management services;
- (3) Psychiatric treatment, including medication supervision;
- (4) Behavioral, counseling, and psychotherapy services;
- (5) Day treatment services;
- (6) Consumer employment services; ~~((and/or))~~
- (7) Peer support services; and/or
- (8) Applied behavior analysis (ABA) services.

AMENDATORY SECTION (Amending WSR 09-19-012, filed 9/3/09, effective 10/4/09)

WAC 388-865-0405 Competency requirements for staff. ~~((The licensed service provider))~~ An agency must ensure that staff members, including contracted staff members, are qualified for the position they hold and have the education, experience, or skills to perform the job requirements. The ~~((provider))~~ agency must maintain documentation that:

(1) All staff members, including contracted staff members, have a current Washington state department of health license or certificate or registration as may be required for their position;

(2) Washington state patrol background checks are conducted for employees in contact with consumers consistent with RCW 43.43.830;

(3) Employed or contracted professional staff members required to serve children with autism spectrum disorders meet the professional staff requirements in WAC 388-865-0469(5);

(4) Mental health services are provided by a mental health professional, or under the clinical supervision of a mental health professional;

~~((4))~~ (5) Staff performing mental health services (not including crisis telephone) must have access to consultation with a psychiatrist or a physician with at least one year's experience in the direct treatment of persons who have a mental or emotional disorder;

~~((5))~~ (6) Mental health services to children, older adults, ethnic minorities or persons with disabilities must be provided by, under the supervision of, or with consultation from the appropriate mental health specialist(s) when the consumer:

(a) Is a child as defined in WAC 388-865-0150;

(b) Is or becomes an older person as defined in WAC 388-865-0150;

(c) Is a member of a racial/ethnic group as defined in WAC 388-865-0105 and as reported:

(i) In the consumer's demographic data; or

(ii) By the consumer or others who provide active support to the consumer; or

(iii) Through other means.

(d) Is disabled as defined in WAC 388-865-0150 and as reported:

(i) In the consumer's demographic data; or

(ii) By the consumer or others who provide active support to the consumer; or

(iii) Through other means.

~~((6))~~ (7) Staff receive regular supervision and an annual performance evaluation; and

~~((7))~~ (8) An individualized annual training plan must be implemented for each direct service staff person and supervisor, to include at a minimum:

(a) The skills he or she needs for his/her job description and the population served; and

(b) The requirements of RCW 71.05.720.

AMENDATORY SECTION (Amending WSR 10-09-061, filed 4/19/10, effective 5/20/10)

WAC 388-865-0420 Intake evaluation. (1) All individuals receiving community mental health outpatient services, with the exception of crisis, stabilization, and rehabilitation case management services, must have an intake evaluation. The purpose of an intake evaluation is to gather information to determine if a mental illness exists which is a covered diagnosis under Washington state's section 1915(b) capitated waiver program, and if there are medically necessary state plan services to address the individual's needs. (For a listing of the covered diagnoses and state plan services go to: http://www.dshs.wa.gov/pdf/hrsa/mh/Waiver_2008_2010_PHP_NEW_%200408_with_final_revisions.pdf)

(2) The intake evaluation must:

(a) Be provided by a mental health professional.

(b) Be initiated within ten working days from the date on which the individual or their parent or other legal representative requests services and completed within thirty working days of the initiation of the intake.

(c) Be culturally and age relevant.

(d) Document sufficient information to demonstrate ~~(medical necessity as defined in the state plan, and must)~~ and/or include:

(i) Medical necessity, as defined in WAC 388-865-0150;

(ii) Presenting problem(s) as described by the individual, including a review of any documentation of a mental health condition provided by the individual. It must be inclusive of people who provide active support to the individual, if the individual so requests, or if the individual is under thirteen years of age;

(iii) Current physical health status, including any medications the individual is taking;

(iv) Current substance use and abuse and treatment status (GAIN-SS);

(v) Sufficient clinical information to justify the provisional diagnosis using diagnostic and statistical manual (DSM IV TR) criteria, or its successor;

(vi) An identification of risk of harm to self and others, including suicide/homicide. Note: A referral for provision of emergency/crisis services, consistent with WAC 388-865-0452, must be made if indicated in the risk assessment;

(vii) Whether they are under the supervision of the department of corrections; and

(viii) A recommendation of a course of treatment.

AMENDATORY SECTION (Amending WSR 10-09-061, filed 4/19/10, effective 5/20/10)

WAC 388-865-0425 Individual service plans. ~~((The))~~

(1) A community mental health agency must:

(a) Develop a consumer-driven, strength-based individual service plan that meets the individual's unique mental health needs.

(b) Ensure an individualized applied behavior analysis (ABA) treatment plan for a child receiving ABA services meets the requirements in subsection (3) of this section and WAC 388-865-0469.

~~(2) An ((The))~~ individual service plan must:

~~(a) Be developed in collaboration with the individual, or the individual's parent or other legal representative if applicable. ((The service plan must:~~

~~(b) Be initiated with at least one goal identified by the individual, or their parent or other legal representative if applicable, at the intake evaluation or the first session following the intake evaluation.~~

~~((c)) (c) Be developed within thirty days from the first session following the intake evaluation.~~

~~((d)) (d) Address age, cultural, or disability issues identified by the individual, or their parent or other legal representative if applicable, as relevant to treatment.~~

~~((e)) (e) Include treatment goals or objectives that are measurable and that allow the provider and individual to evaluate progress toward the individual's identified recovery goals.~~

~~((f)) (f) Be in language and terminology that is understandable to individuals and their family.~~

~~((g)) (g) Identify medically necessary service modalities, mutually agreed upon by the individual and provider, for this treatment episode.~~

~~((h)) (h) Demonstrate the individual's participation in the development of the individual service plan. Participation may be demonstrated by the individual's signature and/or quotes documented in the plan. Participation must include family or significant others as requested by the individual. If the provider developing the plan is not a mental health professional, the plan must also document approval by a mental health professional.~~

~~((i)) (i) Include documentation that the individual service plan was reviewed at least every one hundred eighty days. It should also be updated to reflect any changes in the individual's treatment needs or as requested by the individual, or their parent or other legal representative if applicable.~~

~~((j)) (j) With the individual's consent, or their parent or other legal representative if applicable, coordinate with any systems or organizations the individual identifies as being relevant to the individual's treatment. This includes coordination with any individualized family service plan (IFSP) when serving children ~~((under))~~ younger than age three ~~((years of age)).~~~~

~~((3)) (3) Beginning January 2, 2013, the health care authority will administer rules in Title 182 WAC for ABA services, including specific rules for an individualized ABA treatment plan. The individualized ABA treatment plan must, at a minimum:~~

~~(a) Be developed by a lead behavior analysis therapist (LBAT) who meets the LBAT requirements in WAC 388-865-0469(5);~~

~~(b) Identify the services to be delivered by a therapy assistant who meets the therapy assistant requirements in WAC 388-865-0469(5); and~~

~~(c) Meet the specific requirements of the health care authority in Title 182 WAC.~~

~~(4) If an individual disagrees with specific treatment recommendations or is denied a requested treatment service, they may pursue their rights under WAC 388-865-0255.~~

AMENDATORY SECTION (Amending WSR 01-12-047, filed 5/31/01, effective 7/1/01)

WAC 388-865-0460 Behavioral counseling, and psychotherapy services—Additional standards. The licensed community support service provider for behavioral, counseling, and psychotherapy services must assure that all general minimum standards for community support are met.

NEW SECTION

WAC 388-865-0469 Applied behavior analysis (ABA) services. (1) Applied behavior analysis (ABA) services are intended to assist children with autism spectrum disorders and their families to improve the symptoms associated with autism spectrum disorders. This section contains the licensure, certification, and staffing requirements for agencies providing ABA services.

(2) Beginning January 2, 2013:

(a) An agency currently licensed by the department that meets the minimum standards in this section may deliver ABA services to eligible individuals.

(b) The health care authority (HCA):

(i) Administers rules in Title 182 WAC for ABA services requirements, including:

(i) Program and clinical eligibility requirements;

(ii) Prior authorization requirements;

(iii) Specific ABA provider requirements;

(iv) Coverage requirements;

(v) Billing requirements; and

(vi) Requirements for:

(A) Referrals to Centers of Excellence (COE) for evaluations and orders to be performed by healthcare professionals licensed under chapters 18.71, 18.71A, 18.79, and 18.83 RCW;

(B) ABA assessments and ABA treatment plan development; and

(C) Delivery of ABA services.

(3) **Licensure requirements.**

(a) An agency not licensed by the department under this chapter must seek and obtain licensure from the department in order to provide ABA services. These requirements do not apply to COE defined in Title 182 WAC. The agency must:

(i) Submit an application to the department (see WAC 388-865-0470).

(ii) Pay the licensing application fee (see WAC 388-865-0103).

(iii) Meet the applicable agency requirements in WAC 388-865-0400.

(iv) Qualify for a provisional and full license as described in WAC 388-865-0472 (1) and (2).

(v) Comply with the applicable rules regarding licensure in WAC 388-865-0472 through 388-865-0482.

(vi) Meet the additional requirements in this section.

(b) An agency must have written policies and procedures to support and implement the requirements in this section.

(4) **Certification requirements.** An agency must be a department-licensed community mental health agency that is certified by the department to provide ABA services.

(5) **Staff requirements.** An agency must meet the applicable competency and documentation requirements in WAC

388-865-0405 for ensuring staff members are qualified for the positions they hold. Contracted staff must meet the same requirements as the agency's noncontracted staff.

(a) **Lead behavior analysis therapist (LBAT).** An agency must employ or contract with an LBAT. To qualify as an LBAT, an individual must meet the professional requirements in (i) through (iii) of this subsection:

(i) The individual must be one of the following:

(A) A psychiatrist or a psychiatric advanced registered nurse practitioner (ARNP) as defined in chapter 71.05 RCW, or a psychologist, a mental health counselor (LMHC), a marriage and family therapist (LMFT), or a social worker (LICSW) licensed by department of health; or

(B) A noncontracted agency-affiliated counselor under RCW 18.19.210 who, in addition, meets the requirements of a mental health professional as defined in WAC 388-865-0150;

(ii) The individual must meet one of the following:

(A) Hold national certification as a board certified behavior analyst (BCBA); or

(B) Have two hundred forty hours of coursework related to behavior analysis and seven hundred fifty hours of supervised experience, or two years of practical experience in designing and implementing comprehensive ABA treatment plans.

(iii) The individual must have expertise in applying ABA principles to the treatment of autism spectrum disorders.

(b) **Therapy assistant.** An agency may choose to employ a therapy assistant. To qualify as a therapy assistant, an individual must meet the minimum professional requirements in (i) and (ii) of this section:

(i) The individual must be one of the following:

(A) Licensed by DOH as a health care professional; or

(B) A noncontracted individual credentialed as an agency affiliated counselor under chapter 18.19 RCW.

(ii) The individual must:

(A) Have sixty hours of training in ABA principles, techniques, and providing services to children with autism spectrum disorders; and

(B) Before providing services to individuals, be approved by the agency's supervising LBAT as having demonstrated competency in delivering ABA services.

(c) If the agency employs a therapy assistant(s), the agency must ensure the LBAT:

(i) Supervises the therapy assistant in accordance with agency policies and procedures;

(ii) Completes a review of an individual's ABA treatment plan with the therapy assistant before services are provided;

(iii) Assures the therapy assistant delivers services according to the individual's ABA treatment plan; and

(iv) Meets twice each month with the therapy assistant and documents review and approval of the individual's progress with the ABA treatment plan.

(6) **Maintaining licensure.** To maintain department licensure to provide ABA services, an agency must:

(a) Continue to employ or contract with staff to meet the requirements in subsection (5) of this section. Contracted staff must meet the same requirements as the agency's noncontracted staff.

(b) Meet the following, as applicable to ABA services:

(i) Competency requirements for staff in WAC 388-865-0405, except that subsections (5) and (6) do not apply to ABA services.

(ii) Consumer rights requirements in WAC 388-865-0410, except that subsections (3)(m) and (3)(n) do not apply to ABA services.

(iii) Access to services requirements in WAC 388-865-0415.

(iv) Intake evaluation requirements in WAC 388-865-0420, except that subsections (1), (2)(d)(i), (2)(d)(iv), (2)(d)(v), and (2)(d)(vii) do not apply to ABA services.

(v) Individual service plan requirements in WAC 388-865-0425, except that subsections (1)(a), (2)(d), (2)(g), and (4) do not apply to ABA services.

(vi) Clinical records requirements in WAC 388-865-0430, except that subsections (7), (10), (11) and (12) do not apply to ABA services.

(vii) Clinical record access procedures and requirements in WAC 388-865-0435 and 388-865-0436.

(viii) Quality management process requirements in WAC 388-865-0450.

(ix) Provider requirements in WAC 388-865-0470, 388-865-0472, 388-865-0478, 388-865-0480, and 388-865-0482, if applicable to the ABA services provided.

(c) Meet one or more of the following:

(i) Case management services requirements in WAC 388-865-0456, except that:

(A) Subsection (6) does not apply to ABA services; and

(B) Subsection (7) does not apply to ABA services, except that the agency must maintain written procedures for home visits to be in compliance with RCW 71.05.710.

(ii) Psychiatric treatment, including the medication supervision—additional standards requirements in WAC 388-865-0458, if applicable to the ABA services provided.

(iii) Behavioral, counseling, and psychotherapy services—additional standards requirements in WAC 388-865-0460, if applicable to the ABA services provided.

(iv) Day treatment services—additional standards requirements in WAC 388-865-0462, if applicable to the ABA services provided.

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 13-12-027

PERMANENT RULES

SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed May 29, 2013, 9:43 a.m., effective June 29, 2013]

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

Purpose: As the rule was previously written, WAC 392-190-026 only allowed schools to maintain separate sports teams for girls and boys in grades 7-12. Sports teams in grades K-6 were required to be coeducational. This was inconsistent with RCW 28A.642.020 and Title IX of the Education Amendments of 1972, which allow schools to provide

separate sports teams at any grade, provided that they do so with no disparities based on sex.

The proposed amendments to WAC 392-190-026 allow schools to provide separate sports teams for male and female students at any grade, provided that they do so with no disparities based on sex.

Citation of Existing Rules Affected by this Order: Amending WAC 392-190-026.

Statutory Authority for Adoption: RCW 28A.642.020 and 28A.640.020.

Adopted under notice filed as WSR 13-07-021 on March 12, 2013.

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 1, Repealed 0.

Number of Sections Adopted at 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: April 30, 2013.

Randy Dorn
Superintendent of
Public Instruction

AMENDATORY SECTION (Amending WSR 11-09-024, filed 4/13/11, effective 5/14/11)

WAC 392-190-026 Recreational and athletic—Sex discrimination—Equal opportunities—Separate teams.

(1) Sports teams and programs offered by a school district must be equally open to participation by qualified members of both sexes. For sports and recreational activities offered for students (~~in grades 7 through 12~~), a school district may maintain separate teams for members of each sex if:

(a) It can clearly be shown, under the factual circumstances involved in the particular case, that the maintenance of separate teams for boys and girls truly constitutes the best method of providing both sexes, as a whole, with an equal opportunity to participate in the sports or games of their choice; and

(b) At the same time, a test of substantial equality between the two programs has been met.

(2) For the purpose of this section and WAC 392-190-050(2) "substantial equality" must be determined by considering factors including, but not limited to, the following:

(a) The relationship between the skill and compensation of coaching staffs;

(b) The size of their budgets;

(c) The quality of competition and game schedule;

(d) Uniforms;

(e) Equipment and facilities; and

(f) Sufficient numbers of participants to warrant separate teams.

WSR 13-12-029
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed May 29, 2013, 10:36 a.m., effective June 29, 2013]

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

Purpose: To add data reporting through CEDRAS [CEDARS] (comprehensive education data and research system) to the timely reporting requirements. Also added language to ensure that charter schools, tribal schools, and other local education agencies receiving state funds would be held accountable to the same standards as school districts.

Citation of Existing Rules Affected by this Order: Amending chapter 392-117 WAC.

Statutory Authority for Adoption: RCW 28A.150.290 and 84.52.0531.

Adopted under notice filed as WSR 13-9-029 [13-09-029] on April 9, 2013.

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 Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, 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: May 22 [23], 2013.

Randy Dorn
State Superintendent

AMENDATORY SECTION (Amending Order 91-09, filed 6/14/91, effective 7/15/91)

WAC 392-117-010 Purpose. The purpose of this chapter is to provide policies and procedures to encourage timely reporting of general apportionment data, educational data, and year end financial report data by school districts, charter schools, and educational service districts to the superintendent of public instruction.

AMENDATORY SECTION (Amending Order 91-09, filed 6/14/91, effective 7/15/91)

WAC 392-117-020 School district and educational service district reporting responsibilities. Each school district, charter school, and educational service district shall provide, upon written request of the superintendent of public

instruction, such data as the superintendent deems appropriate. These requirements include, but are not limited to, data for determining the financial condition and results of operation of the school districts, charter schools, and educational service districts of the state, data for substantiating appropriate requests to the state legislature, data for administering state legal requirements, ~~((and))~~ data for substantiating ~~((each))~~ the district's and charter school's entitlement to state basic education apportionment, and educational data for the superintendent's comprehensive education data and research system (CEDARS).

NEW SECTION

WAC 392-117-038 Failure to meet CEDARS submission requirements. School districts, charter schools, tribal schools, and other local education agencies receiving state funds who fail to meet CEDARS reporting requirements as outlined in the annual CEDARS data manual are subject to the following course of action. Upon the superintendent's determination that a local education agency has failed to meet CEDARS reporting requirements, the superintendent will provide notice of the determination to the local education agency. The local education agency will have ninety days from the receipt of the notice to correctly report CEDARS data. If the local education agency's failure to meet CEDARS reporting requirements is not corrected within forty-five days of the superintendent's first notice, the superintendent will provide a second notice to the local education agency. The second notice will describe the superintendent's determination and will identify the deadline for corrective action. If the local education agency does not correctly report CEDARS data within ninety days of its receipt of the superintendent's first notice, the superintendent may withhold the local education agency's subsequent monthly apportionment payment until CEDARS reporting requirements are met.

WSR 13-12-038

PERMANENT RULES

OFFICE OF

INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2013-06—Filed May 30, 2013, 11:53 a.m., effective July 1, 2013]

Effective Date of Rule: July 1, 2013.

Purpose: The rule as adopted requires motor vehicle service contract providers to file their service contract forms through SERFF and requires insurers and insurance credit scoring vendors to file their insurance scoring models through SERFF.

Citation of Existing Rules Affected by this Order: Amending 6.

Statutory Authority for Adoption: RCW 48.02.060, 48.18.545, 48.19.035, and 48.110.150.

Other Authority: RCW 48.18.100 and 48.19.040.

Adopted under notice filed as WSR 13-09-062 on April 16, 2013.

Changes Other than Editing from Proposed to Adopted Version: The citation to RCW 48.110.020(11) in WAC 284-20C-005 (2)(a) was changed to RCW 48.110.020(7).

The citation to RCW 48.110.020(16) in WAC 284-20C-005 (2)(b) was changed to RCW 48.110.020(17).

The citation to RCW 48.110.020(18) in WAC 284-20C-005(7) was changed to RCW 48.110.020(19).

These changes were made to correct the references to the RCW subsections which had changed.

The reference to the SERRF [SERFF] Industry Manual in WAC 284-24A-007(1) was changed from "posted on the SERFF web site (www.serff.com)" to "available within the SERFF application" to indicate where the manual is now available.

A final cost-benefit analysis is available by contacting Jim Tompkins, P.O. Box 40258, Olympia, WA 98504-0258, phone (360) 725-7036, fax (360) 586-3109, e-mail rules coordinator@oic.wa.gov.

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 Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 2, Amended 6, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 2, Amended 6, 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 2, Amended 6, Repealed 0.

Date Adopted: May 30, 2013.

Mike Kreidler
Insurance Commissioner

AMENDATORY SECTION (Amending Matter No. 2007-11, filed 10/15/08, effective 2/1/09)

WAC 284-20C-005 Definitions that apply to this chapter. The definitions in this section apply throughout this chapter:

(1) "Complete filing" means a package of information containing motor vehicle service contracts, supporting information, documents and exhibits.

(2) "Contract" means a service contract covering motor vehicles, as described in chapter 48.110 RCW. Under this definition:

(a) "Motor vehicle" means the same as in RCW 48.110.-020((+1)) (7), and only includes vehicles that are self-propelled by a motor; and

(b) "Service contract" means the same as in RCW 48.110.020((+6)) (17).

(3) "Date filed" means the date a complete motor vehicle service contract filing has been received and accepted by the commissioner.

(4) "Filer" means a person, organization or other entity that files motor vehicle service contracts with the commissioner.

(5) "Objection letter" means correspondence sent by the commissioner to the filer that:

(a) Requests clarification, documentation or other information;

(b) Explains errors or omissions in the filing; or

(c) Disapproves a motor vehicle service contract under RCW 48.110.073.

(6) "SERFF" means the System for Electronic Rate and Form Filing. SERFF is a proprietary National Association of Insurance Commissioners (NAIC) computer-based application that allows filers to create and submit rate, rule and form filings electronically to the commissioner.

(7) "Service contract provider" or "provider" means the same as in RCW 48.110.020((+8)) (19).

(8) "Type of insurance" means a specific type of insurance listed in the Uniform Property and Casualty Product Coding Matrix published by the NAIC and available at www.naic.org.

NEW SECTION

WAC 284-20C-015 Filing instructions that are incorporated into this chapter. SERFF is a dynamic application that the NAIC will revise and enhance over time. To be consistent with NAIC filing standards and provide timely instructions to filers, the commissioner must incorporate documents posted on the SERFF web site into this chapter. By reference, the commissioner incorporates these documents into this chapter:

(1) The *SERFF Industry Manual* available within the SERFF application; and

(2) The *Washington State Motor Vehicle Service Contract Filing Instructions* posted on the commissioner's web site, www.insurance.wa.gov.

AMENDATORY SECTION (Amending Matter No. 2007-11, filed 10/15/08, effective 2/1/09)

WAC 284-20C-020 General motor vehicle service contract filing rules. Filers and providers must submit complete filings that comply with these rules:

(1) ~~((Filers)) Filings must ((submit complete filings that))~~ Filings must comply with the filing instructions and procedures in the *SERFF Industry Manual* available within the SERFF application and *Washington State Motor Vehicle Service Contract Filing Instructions* ~~((posted on the commissioner's web site (www.insurance.wa.gov), which the commissioner incorporates into this section by reference)).~~

(2) Filers must submit every service contract to the commissioner ~~((in paper format with a completed motor vehicle service contract transmittal document))~~ electronically using SERFF.

(a) Every service contract filed in SERFF must be attached to the form schedule.

(b) All written correspondence related to a service contract filing must be sent in SERFF.

(3) Filers must not combine "prior approval" and "use and file" contracts in one filing. Filers must file these types of contracts separately:

- (a) Contracts filed under RCW 48.110.073(2); or
- (b) Contracts filed under RCW 48.110.073(3).

(4) All filed contracts must be legible for both the commissioner's review and retention as a public record. Filers must submit new and replaced contracts to the commissioner for review in final printed form displayed in ten-point or larger type.

(5) Each contract must have a unique identifying number and a way to distinguish it from other editions of the same contract.

(6) Filers must submit a completed compliance checklist with each new motor vehicle service contract as supporting documentation. If the filing includes more than one new contract, the filer may:

- (a) Complete a separate checklist for each motor vehicle service contract; or
- (b) Complete one checklist and submit an explanatory memorandum that lists any material differences between the filed contracts.

AMENDATORY SECTION (Amending Matter No. R 2004-01, filed 12/29/04, effective 7/1/05)

WAC 284-24A-005 ((What)) Definitions ((are important to these rules?)) that apply to this chapter. The definitions in this section apply throughout this chapter:

(1) "Demographic factors" means the factors listed below if they are used in an insurer's rates, rating tiers, rating factors, rating rules or risk classification plan:

- (*) (a) Age of the insured;
- (*) (b) Sex of the insured;
- (*) (c) The rating territory assigned to the property location for residential property insurance and to the vehicle's garage location for personal auto insurance.

(2) "Premium" means the same as RCW 48.18.170.

(3) "Rate" means the cost of insurance per exposure unit.

(4) "Rating factor" means a number used to calculate premium.

(5) "Risk classification plan" means a plan to formulate different premiums for the same coverage based on group characteristics.

(6) "SERFF" means the System for Electronic Rate and Form Filing. SERFF is a proprietary National Association of Insurance Commissioners (NAIC) computer-based application that allows insurers and other entities to create and submit rate, rule and form filings electronically to the commissioner.

(7) "Significant factor" means an important element of a consumer's credit history or insurance score. Examples of significant factors include:

- (*) (a) Bankruptcies, judgments, and liens;
- (*) (b) Delinquent accounts;
- (*) (c) Accounts in collection;
- (*) (d) Payment history;
- (*) (e) Outstanding debt;
- (*) (f) Length of credit history; and
- (*) (g) Number of credit accounts.

(8) "Substantive underwriting factor" means a factor that is very important to an underwriting decision. Examples of substantive underwriting factors include:

- (*) (a) History of filing claims;
- (*) (b) History of moving violations or accidents;
- (*) (c) History of driving uninsured;
- (*) (d) Type of performance for which a vehicle is designed; and
- (*) (e) Maintenance of a structure to be insured.

(9) "Vehicle" means any motorized vehicle that can be insured under a private passenger auto insurance policy.

NEW SECTION

WAC 284-24A-007 Filing documents incorporated by reference into this chapter. SERFF is a dynamic application that the NAIC will revise and enhance over time. To be consistent with NAIC filing standards and provide timely instructions to filers, the commissioner will incorporate documents posted on the SERFF web site into this chapter. By reference, the commissioner incorporates these documents into this chapter:

(1) The *SERFF Industry Manual* available within the SERFF application; and

(2) The *Washington State SERFF Personal Insurance Scoring Model Filing General Instructions* posted on the commissioner's web site (www.insurance.wa.gov).

AMENDATORY SECTION (Amending Matter No. R 2001-11, filed 9/6/02, effective 10/7/02)

WAC 284-24A-020 ((How should)) Filing an insurance scoring model ((be filed?)). (1) Insurance scoring models must be filed separately. The model must not be filed with any rate or rule filing.

(2) The insurance scoring model must be filed ~~((with the current transmittal form accepted by the commissioner. A copy is available at <http://www.insurance.wa.gov/> or by contacting the rates and forms division))~~ in SERFF in accordance with the *Washington State SERFF Personal Insurance Scoring Model Filing General Instructions* posted on the commissioner's web site (www.insurance.wa.gov).

AMENDATORY SECTION (Amending Matter No. R 2001-11, filed 9/6/02, effective 10/7/02)

WAC 284-24A-025 ((Will the commissioner accept)) Filings by insurance scoring model vendors((?)). (1) The commissioner will allow vendors to file insurance scoring models. The vendor must file the scoring model in SERFF in accordance with the *Washington State SERFF Personal Insurance Scoring Model Filing General Instructions* posted on the commissioner's web site (www.insurance.wa.gov).

(2) Insurers may use models filed by vendors after the commissioner determines the model complies with Washington state laws.

(3) An insurer may use a model that has been filed by a vendor and accepted by the commissioner if the insurer submits a filing in SERFF that:

- (a) ~~((Submits a transmittal form; and~~
- (b) ~~A cover letter that:~~

(ii)) References the vendor that filed the model;
 ((iii)) (b) References the filing number and model name used by the vendor;
 ((iii)) (c) States whether the insurance scoring model will be used for underwriting, rating, or both; and
 ((iv)) (d) Proposes an effective date for the insurer's use of the model.

AMENDATORY SECTION (Amending Matter No. R 2001-11, filed 9/6/02, effective 10/7/02)

WAC 284-24A-030 ((How will an insurer or vendor know its insurance scoring model will remain confidential and proprietary?)) Confidentiality of insurance scoring models. (1) The law says insurance scoring models will remain confidential unless the commissioner is taking an enforcement action. An insurer or vendor may request that its insurance scoring model be available for public inspection.

(2) ((The transmittal form has a box an insurer or vendor may check if it wants the model to remain confidential.

(a) If the box is checked "yes," the model will be withheld from public inspection.

(b) If the box is checked "no," the model will be available for public inspection.)) To restrict public access to an insurance scoring model filing, the insurer or vendor must follow the procedures in the *Washington State SERFF Personal Insurance Scoring Model Filing General Instructions* posted on the commissioner's web site (www.insurance.wa.gov).

WSR 13-12-041

PERMANENT RULES

CENTRALIA COLLEGE

[Filed May 30, 2013, 3:32 p.m., effective June 30, 2013]

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

Purpose: Amend to update and adopt WACs related to use of facilities - smoking - expressive speech, as well as updating addresses, hours of operation, and emergency notification.

Citation of Existing Rules Affected by this Order: Amending WAC 132L-26-030, 132L-108-040, 132L-120-080, 132L-136-070, and 132L-276-070.

Statutory Authority for Adoption: RCW 28B.50.140 and chapter 34.05 RCW.

Adopted under notice filed as WSR 13-09-044 on April 12, 2013.

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 Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 2, Amended 5, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 2, Amended 5, 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: May 28, 2013.

Dr. James M. Walton
 President

AMENDATORY SECTION (Amending WSR 04-19-062, filed 9/15/04, effective 10/16/04)

WAC 132L-26-030 ((Employee)) Public notification—Time. If the president declares a condition of suspended operations, the public will be notified of this closure via ((local radio station transmission)) the media and social media at least one hour prior to the opening of the business day.

AMENDATORY SECTION (Amending WSR 90-05-005, filed 2/9/90, effective 3/12/90)

WAC 132L-108-040 Application for an adjudicative proceeding. An application for an adjudicative proceeding shall be in writing. Application forms are available at the following address: Administrative Services, Hanson Administration Building, corner of Walnut and Rock streets. The mailing address is 600 ((West Leust)) Centralia College Blvd., Centralia, WA 98531-4099.

Written application for an adjudicative proceeding should be submitted to the above address within 20 days of the agency action giving rise to the application, unless provided for otherwise by statute or rule.

AMENDATORY SECTION (Amending WSR 04-19-062, filed 9/15/04, effective 10/16/04)

WAC 132L-120-080 Student responsibilities. (1) Students who choose to attend Centralia College also choose to participate actively in the adult learning process offered by the college. As a process, learning is not a product or commodity that is bought and sold, but rather, is a relationship between teachers who are willing and competent to teach and learners who are willing and competent to learn. Therefore, the responsibility for learning is shared equally between students and faculty.

(2) The college is responsible for providing its students with an educational environment rich in the high quality resources needed by students to attain their individual educational goals. In return, students are responsible for making themselves aware of the full breadth of the resources available, for the timely choosing and appropriate use of those resources, and for the specific behavioral tasks necessary for attaining desired learning outcomes. Examples of specific student responsibilities are:

(a) To know and adhere to the college's policies, practices, and procedures;

(b) To participate actively in the learning process, both in and out of the classroom;

(c) To seek timely assistance in meeting educational goals;

(d) To attend all class sessions;

- (e) To participate in class activities;
- (f) To participate actively in the advising process;
- (g) To develop skills required for learning, e.g., basic skills, time management, motivation, study skills, and openness to the educational process;
- (h) To assume final responsibility for the selection of appropriate educational goals;
- (i) To assume final authority for the selection of courses appropriate for meeting chosen educational goals;
- (j) To seek out and use campus resources; and
- (k) To contribute towards improving the college.

(3) Any student is subject to these rules, independent of any other status the individual may have with the college. Any action taken against a student under these rules shall be independent of other actions taken by virtue of another relationship with the college in addition to that of student.

(4) The college recognizes a responsibility to resolve behavioral problems before they escalate into serious problems. Therefore, the chief judicial affairs officer shall seek the assistance of other college departments or offices in investigating student behavioral problems. The chief judicial affairs officer will be as proactive as is possible concerning the resolution of student behavioral problems and use reasonable arbitration and conflict resolution methods in order to prevent such problems from escalating. The chief judicial affairs officer may seek and authorize settlements involving disputes related to student conduct when such settlements will better serve the college's broader interests.

(5) Students are expected to obey all college rules and regulations and obey the law. Any student shall be subject to disciplinary action as provided for in this code who, either as a principal actor, aider, abettor, or accomplice violates any local, state, or federal law, interferes with the personal rights or privileges of others or the educational process of the college; violates any provision of this code; or commits any of the following prohibited actions. The standard of conduct as listed below should be interpreted by students as general notice of prohibited conduct. They should be read broadly, and are not designed to define misconduct in exhaustive terms:

- (a) Assault, intimidation, or interference.
- (b) Disorderly, disruptive, or abusive conduct: Disorderly, disruptive, or abusive behavior that interferes with the rights of others or which obstructs or disrupts teaching, learning, research, or administrative functions. Such conduct includes, but is not limited to: Interference with any speaker or audience; blocking or impeding pedestrian or vehicular traffic; blocking access to or from campus buildings or offices; and activities of observers or participants that disrupt classes, meetings, office or business activities, or any other normal functions of the college.
- (c) Failure to follow instructions: Inattentiveness, inability, or failure of student to follow the reasonable instructions of any college employee acting within his or her professional responsibility; refusal to comply with any lawful order to leave the college campus or any portion thereof.
- (d) Illegal assembly, obstruction, or disruption: Any assembly or other act which interferes with vehicular or pedestrian traffic, classes, hearings, meetings, the educa-

tional and administrative functions of the college, or the private rights and privileges of others.

(e) False complaint: Filing a formal complaint falsely accusing another student with violating a provision of this code or falsely accusing a college employee of a misdeed. Also includes making any intentional false claim, charge, or statement against any member of the college community to harass, defame, or intimidate that individual.

(f) False alarms: Falsely setting off or otherwise tampering with any emergency safety equipment, alarm, or other device established for the safety of individuals and/or college facilities. This includes reporting any type of emergency known to be false.

(g) Sexual harassment: Engaging in unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature or because of the sex of the recipient, where such behavior (~~offends the recipient or a third party, causes discomfort or humiliation, creates an intimidating, offensive, or hostile work or classroom environment that~~) is sufficiently severe, persistent, or pervasive so as to substantially interfere((s)) with ((job or school performance)) the victim's ability to fully participate in the educational program or alters conditions of employment.

(h) Racial harassment: Engaging in verbal, written, or physical conduct relating to a person's race or color when the harassing conduct is sufficiently severe, persistent, or pervasive that it (~~affects a person's ability to participate in or benefit from an educational program or activity or creates an intimidating, threatening, abusive, or otherwise hostile educational or work environment; or the harassing conduct~~) has the (~~purpose or~~) effect of substantially or unreasonably interfering with a person's (~~academic or work performance; or the harassing conduct otherwise adversely affects an individual's learning opportunities or employment opportunities~~) ability to participate in or benefit from an educational program or activity or alters the conditions of employment. A hostile environment may be created by behaviors such as, but not necessarily limited to:

- (i) Intimidation and implied or overt threats of physical violence motivated by race, color, or national origin;
- (ii) Physical acts of aggression or assault upon another, or damage to another's property that is motivated by the individual's race, color, or national origin;
- (iii) Depending on the circumstances and context, demeaning racial jokes, taunting, racial slurs, and derogatory racial "nicknames," innuendoes, or other negative or derogatory remarks of a racial nature or relating to national origin;
- (iv) Depending on the circumstances and context, graffiti and/or slogans or visual displays such as cartoons or posters depicting racial/ethnic slurs or racially/ethnically derogatory sentiments;
- (v) Criminal offenses directed at persons because of their race or national origin.

(i) Furnishing false or incomplete information: The submission of information known to be false or incomplete to any college official. This includes, but is not limited to, providing false or incomplete information during an investigation, or before any student or employee disciplinary, grievance, or tenure process or hearing, or on any college document or form, or to any college employee or agent requesting

information as part of their official duties and responsibilities.

(j) Intimidation of witnesses: Threatening or otherwise placing undue emotional pressure on any witness or potential witness during an investigation or informal or formal college hearing.

(k) Destruction of evidence: Knowingly destroying any evidence that could be used during an investigation or informal or formal college hearing for the purpose of denying its use as part of the investigation or hearing.

(l) Sexual assault: Any type of sexual assault in any form, including acquaintance rape and other forced and/or nonconsensual sexual activity.

(m) Physical or emotional abuse: Actual or attempted physical or emotional abuse of any person or conduct which threatens or endangers the health and safety of any person or which intentionally or recklessly causes a reasonable apprehension of harm to any person.

(n) Harassment: Behavior of any sort or any malicious act which serves no legitimate or legal purpose which causes harm to any person's physical or mental well-being. Includes intentionally and repeatedly following or contacting another person by any means in a manner that alarms, annoys, intimidates, ~~((harasses, causes substantial emotional distress,))~~ causes fear for personal safety or property, or is detrimental to that person or that would cause any of these reactions in a reasonable person. A warning that the behavior is unwanted is not required if a reasonable person would have known that the behavior in question was more likely than not to result in any of the above reactions in another reasonable person and no legitimate or legal purpose is evident.

(o) Threat: Conduct intended to threaten bodily harm, damage to property, or to endanger the health or safety of any person on the college campus. Includes behavior that involves an expressed or implied threat to interfere with an individual's personal safety, academic efforts, employment, or participation in college activities and causes the person to have a reasonable apprehension that such interference is about to occur.

(p) Reckless conduct: Recklessly engaging in conduct which creates a substantial risk of physical harm to either one's self or another person.

(q) Incitement: Intentionally inciting others to engage immediately in any unlawful activity, which incitement leads directly to such conduct.

(r) Undue noise: Unauthorized creation of noise in such a way as to interfere with college functions or using sound amplification equipment in a loud and raucous manner.

(s) Aiding or abetting misconduct: Aiding, assisting, abetting, or serving as an accomplice in the commission of any illegal act or any act prohibited by this code.

(t) Failure to cooperate with an investigation: Failure to cooperate with any lawful investigation of any conduct violation when such investigation is carried out by any college employee acting within the scope of their responsibilities; failure to cooperate with an investigation of any conduct violation, or interference with a proper investigation of any conduct violation by withholding evidence, encouraging or threatening another to withhold evidence.

(u) Theft or robbery: Theft of the property of the district or of another; actual or attempted theft of property or services belonging to the college, any member of its community, or any campus visitor; includes knowingly possessing stolen property.

(v) Malicious mischief: Intentional or negligent damage to or destruction of any college facility or other public or private real or personal property.

(w) Unauthorized use of college equipment and supplies: Using college equipment or supplies for personal gain or use without proper authority.

(x) Unauthorized entry, access, or presence: Unauthorized entry, access, or presence upon the property of the college or into a college facility or portion thereof which has been reserved, restricted in use, or placed off limits; unauthorized presence in any college facility or office at any time; or unauthorized possession or use of a key, access code, or password to any college facility or system. Unauthorized entry, access, or presence also applies to unauthorized access to any college, student, or staff data base, computer system, telephone system, or information system.

(y) Computer, telephone, or electronic technology violation: Conduct that violates college published policies on computer, telephone, or electronic technology use. This includes the use of any college computer, computer system, telephone system, information system, or other electronic technology to violate any local, state, or federal law.

(z) Cheating, fabrication, facilitating academic dishonesty, multiple submission, and plagiarism. Cheating is intentionally using or attempting to use unauthorized materials, information, or study aids in any academic exercise. The term academic exercise includes all form of work submitted for credit or hours. Fabrication is the intentional and unauthorized falsification or invention of any information or citation in an academic exercise. Facilitating academic dishonesty is intentionally or knowingly helping or attempting to help another to violate a provision of this section of the discipline code. Multiple submission includes submitting the same or substantially the same paper or oral report in more than one course without the instructor's permission in the later course(s). Plagiarism is the deliberate adoption or reproduction of ideas or words or statements of another person as one's own without acknowledgment.

(aa) Forgery or alteration of records: Forging or tendering any forged records or instruments of any district record or instrument to an employee or agent of the college.

(bb) Refusal to provide identification in appropriate circumstances: Refusal to provide positive identification (e.g., valid driver's license, student identification card, or state identification card) in appropriate circumstances to any college employee in the lawful discharge of said employee's duties.

(cc) Smoking: Smoking ~~((in any classroom or laboratory, the library, or in any college facility or office posted "no smoking" or in any area of the campus posted "no smoking."))~~ is prohibited on campus except in designated smoking areas.

(dd) Controlled substances: Using, possessing, being demonstrably under the influence of, or selling any narcotic or controlled substance or legend drugs including anabolic

steroids, except when the use or possession of a drug is specifically prescribed as medication by an authorized health care provider licensed by law to prescribe the said medication.

(ee) Alcoholic beverages: Being demonstrably under the influence of any form of alcoholic beverage. Possessing or consuming any form of alcoholic beverage on college property or any college-controlled facility or at any college activity, program, or event, with the exception of sanctioned events, approved by the president or his or her designee.

(ff) Violation of college policy: Violation of clearly stated proscriptions in any published college policy, rule, or regulation.

(gg) Ethics violation: The ~~((breach))~~ breach of any generally recognized and published code of ethics or standards of professional practice that governs the conduct of a particular trade, skill, craft, or profession for which the student is taking courses or is pursuing as their educational goal or major. These ethics codes must be distributed to students as part of an educational program, course, or sequence of courses and the student must be informed that a violation of such ethics codes may subject the student to disciplinary action by the college.

(hh) Hazing: Conspiracy to engage in hazing or participation in hazing another. Hazing shall include any method of initiation into a student organization or living group, or any pastime or amusement engaged in with respect to such an organization or living group, that causes, or is likely to cause, bodily danger or physical harm, or serious mental or emotional harm to any student or other person attending Centralia College. Consent is no defense to hazing. The term does not include customary athletic events or other similar contests or competitions. Hazing is also a misdemeanor, punishable under state law.

(ii) Initiation violation: Conduct associated with initiation into a student organization, association, or living group, or any pastime or amusement engaged in with respect to an organization, association, or living group not amounting to a violation of under the definition of hazing. Conduct covered by this definition may include embarrassment, ridicule, sleep deprivation, verbal abuse, or personal humiliation. Consent is no defense to initiation violation.

(jj) Prohibition of animals: No student may bring into or allow any animal, with the exception of service animals, to enter any college owned or controlled facility. All dogs on campus shall be under direct physical control, leashed by their owner or custodian.

(kk) Misuse of student identification: Includes, but is not limited to, alteration of validly issued identification in any manner; use of, or allowing use of, identification by a person other than the one for whom the identification was issued; or use of counterfeit student identification.

(ll) Other misconduct: Any other conduct or action in which the college can demonstrate a clear and distinct interest and which threatens the educational process or any other legitimate function of the college or the health or safety of any member of the college community or visitor.

(mm) Failure to comply with the following regulations governing firearms and weapons:

(i) It shall be the policy of the college that carrying, exhibiting, displaying, or drawing any weapon or weapon facsimile, such as a gun or firearm, dagger, sword, knife, or any other cutting or stabbing instrument or club or any other weapons apparently capable of producing bodily harm and/or property damage is prohibited, in a manner, under circumstances, and at a time and place that either manifests an intent to intimidate another or that warrants alarm for safety of other persons is prohibited.

(ii) Explosives, incendiary devices, or any similar device, object, or product is prohibited.

(iii) The above regulations shall not apply to equipment or material owned, used, or maintained by the college; nor will they apply to law enforcement officers.

(nn) Gambling: Any form of gambling is prohibited.

(oo) Lewd conduct: Engaging in lewd, indecent, or obscene behavior as defined by applicable law is prohibited.

(pp) Bicycling and skating: All persons using bicycles, skates or other similar nonpowered conveyances or vehicles shall do so in a manner that does not endanger the health, safety or welfare of themselves or others, and that does not unduly interfere with pedestrians, cause damage, block or impede access, create noise or distraction that interferes with the learning environment, or in any manner that interferes with the rights of others.

(qq) Skateboarding: No skateboarding shall be allowed on or in any Centralia College owned or controlled campus or facility.

(6) The college will consider as an aggravating factor in determining sanctions any violation of law or of this student code in which it can be shown that the accused intentionally selected the person or target of the violation based upon race, religion, color, disability, sexual orientation, national origin, or ancestry, and therefore may impose harsher or additional sanctions and penalties.

(7) Violation of any of the above regulations may also constitute violation of the criminal laws or ordinances of various cities, municipalities, counties, the state of Washington, or the United States and may subject a violator to criminal sanctions in addition to any sanctions imposed by the college.

AMENDATORY SECTION (Amending WSR 04-19-062, filed 9/15/04, effective 10/16/04)

WAC 132L-133-020 Organization—Operation—Information. ~~((a))~~ (1) Organization. Centralia College is established in Title 28B RCW as a public institution of higher education. A five-member board of trustees, appointed by the governor, governs the institution. The board employs a president, who acts as the chief executive officer of the institution. The president establishes the structure of the administration.

~~((b))~~ (2) Operation. The administrative services office is located at the following address: Hanson Administration Building, Corner of Walnut and Rock Streets. The mailing address is 600 ~~((West Locust))~~ Centralia College Blvd., Centralia, WA 98531-4099.

~~((The operating hours are 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays for fall, winter and spring quarters (approximately September 1 through June~~

15) ~~Summer hours (approximately June 16 through August 31) are 7:30 a.m. to 5:00 p.m. Monday through Thursday, and 7:30 a.m. to 11:30 a.m. on Friday, except holidays.)~~ Educational operations are located at the following addresses: 600 ~~((West Loeust))~~ Centralia College Blvd., Centralia, WA 98531-4099 and Centralia College East, 701 Airport Way, Morton, WA 98356.

~~((e))~~ (3) Additional and detailed information concerning the educational offerings may be obtained from the catalog ~~(, copies of which are available at the following address: Admissions))~~ on the Centralia College web site at www.centralia.edu and in the Enrollment Services Office, 600 ~~((West Loeust))~~ Centralia College Blvd., Centralia, WA 98531-4099.

AMENDATORY SECTION (Amending Order 72-1, filed 1/19/72)

WAC 132L-136-010 Definition. ~~((Because of the fire hazard and as a courtesy to nonsmokers, smoking is prohibited in classrooms and laboratories during scheduled classes and in other areas where posted.))~~ "Smoke" or "smoking" means carrying or smoking of any kind of lighted pipe, cigar, cigarette, or any other lighted smoking equipment; the use of any tobacco or nicotine product; or the use of any facsimile of a tobacco or nicotine product, including electronic cigarettes. Nicotine gum, patches, or like products are permissible.

NEW SECTION

WAC 132L-136-012 Sound amplification devices. Sound amplification devices may only be used at a volume that does not disrupt or disturb the normal use of classrooms, offices, or laboratories, or any previously scheduled college event or activity.

NEW SECTION

WAC 132L-136-013 Kiser natural outdoor learning lab (KNOLL). The Kiser natural outdoor learning lab (KNOLL) is an outdoor classroom and is not a public forum.

AMENDATORY SECTION (Amending WSR 04-19-062, filed 9/15/04, effective 10/16/04)

WAC 132L-136-021 Smoking policy. Smoking is prohibited ~~((in all buildings and facilities and within twenty feet of all entry doors where posted))~~ on campus except in designated smoking areas.

AMENDATORY SECTION (Amending WSR 04-19-062, filed 9/15/04, effective 10/16/04)

WAC 132L-136-070 Limitations of use. (1) College facilities may not be used in ways which interfere with or are detrimental to the college's own instructional and educational programs.

(2) College facilities may not be used for commercial sales, advertising, or promotional activities except when such activities serve educational purposes of the college and are

conducted under the sponsorship of a college department of office.

(3) Each group or organization which uses college facilities must abide by the policies and procedures for use as determined by the board of trustees and/or the college president and shall be subject to revocation of their privilege to use the facilities for failing to do so.

(4) The administration reserves the right to deny or cancel the use of facilities ~~((when such use or meeting may in any way be prejudicial to the best interests))~~ anytime the administration determines that such use or meeting interferes with or disrupts the instructional, educational or business functions of the college.

AMENDATORY SECTION (Amending WSR 04-19-062, filed 9/15/04, effective 10/16/04)

WAC 132L-276-070 Office hours. Public records shall be available for inspection and copying during the ~~((customary))~~ open office hours of the college. ~~((For the purposes of this chapter, the customary office hours shall be from 9:00 a.m. to noon and from 1:00 p.m. to 4:00 p.m., Monday through Friday, excluding legal holidays. During summer operations, Friday hours shall be from 9:00 a.m. to 11:00 a.m.))~~

WSR 13-12-044

PERMANENT RULES

DEPARTMENT OF HEALTH

[Filed May 31, 2013, 9:58 a.m., effective July 1, 2013]

Effective Date of Rule: July 1, 2013.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: Chapter 137, Laws of 2012, requires the department to begin certifying reflexology applicants as of July 1, 2013. Adopting these rules is needed to being [begin] certifying applicants.

Purpose: Chapter 246-831 WAC, Reflexology, these new rules describe the credentialing requirements to practice reflexology in the state of Washington.

Statutory Authority for Adoption: ESSB 6103 (chapter 137, Laws of 2012).

Adopted under notice filed as WSR 13-08-069 on April 1, 2013.

Changes Other than Editing from Proposed to Adopted Version: The department deleted the following language from the waiver of examination, WAC 246-831-060 (3)(c) "Verification that the applicant holds a current reflexology credential in another state or a territory of the United States which the secretary determines has substantially equivalent credentialing standards to those of this state." Removing this language provides a clearer understanding that applicants credentialed in another state can apply at any time for certification without taking an exam and they are not limited to the one-year period in WAC 246-831-060. WAC 246-831-070 covers credentialing of applicants licensed in another state, making the language in WAC 246-831-060 (3)(c) unnecessary.

WAC 246-831-040 Educational requirements, the comma was removed between "reflexology and theory." The intent is to educate and test reflexologists on "reflexology theory." The comma changed the meaning of the requirement and the removal of the comma makes it clearer.

WAC 246-831-100 Approval of school, program, or apprenticeship program, subsection (3)(f) lists the requirements for samples of class exams. The language has been changed to clarify that "body systems" and "anatomy and physiology" are the same thing.

A final cost-benefit analysis is available by contacting Kris Waidely, Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4847, fax (360) 236-2901, e-mail Kris.waidely@doh.wa.gov.

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 10, Amended 0, Repealed 0.

Number of Sections Adopted at 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 10, Amended 0, Repealed 0.

Date Adopted: May 31, 2013.

John Wiesman, DrPH, MPH
Secretary

NEW SECTION

WAC 246-831-010 Credentialing requirements. (1) An applicant for a reflexologist certification must be eighteen years of age or older.

(2) An applicant for a reflexologist certification must submit to the department:

(a) A completed application on forms provided by the secretary;

(b) Fees as required in WAC 246-831-990;

(c) Evidence of completion of:

(i) A reflexology education program approved by the secretary;

(ii) An examination approved by the secretary;

(iii) A jurisprudence examination approved by the secretary;

(iv) Four hours of AIDS education and training as required in chapter 246-12 WAC, Part 8.

(d) Any additional documents or information requested by the secretary.

NEW SECTION

WAC 246-831-020 Documents in a foreign language. All application documents, as required in WAC 246-831-010, submitted in a foreign language must be accompanied

by an accurate translation of those documents into English. Translated documents must bear a notarized affidavit certifying that the translator is competent in both the language of the document and the English language and that the translation is a true and complete translation of the foreign language original. The applicant is responsible for all costs of translation of all documents.

NEW SECTION

WAC 246-831-030 Display of credential and advertising. (1) A certified reflexologist shall conspicuously display his or her credential in his or her principal place of business.

(2) If the certified reflexologist does not have a principal place of business, or conducts business in any other location, he or she shall have a copy of his or her credential available for inspection while performing services within his or her authorized scope of practice.

(3) A certified reflexologist's name and certification number must conspicuously appear on all of the reflexologist's advertisements.

NEW SECTION

WAC 246-831-040 Educational requirements. Training in reflexology must include a minimum of two hundred hours of instruction. One hour of instruction is defined as fifty minutes of actual instructional time. The two hundred hours shall consist of the following:

(1) Thirty hours of reflexology theory, history, zones, reflex points and relaxation response, and contraindications;

(2) Forty hours of study of body systems as related to reflexology:

(a) The study of the leg, feet, hands and outer ears as structures;

(b) Hands-on palpation of landmarks with sensory identification of palpated areas;

(c) A map of reflexes as they are anatomically reflected on the feet, hands and outer ears; and

(d) How the reflexes are affected by stimulation to the feet, hands and outer ears through hands-on experience.

(3) Thirty hours of anatomy and physiology;

(4) Five hours of business practice involving ethics, business standards and local/state laws and ordinances pertaining to the practice of reflexology;

(5) Twenty-five hours or more of supervised practicum or clinical work; and

(6) Seventy hours of additional homework hours that can include giving and documenting client sessions as well as other written work.

NEW SECTION

WAC 246-831-050 Examination. (1) All applicants must take and pass the American Reflexology Certification Board (ARCB) written examination or another examination approved by the secretary.

(2) The secretary will accept the passing score established by the testing company for examinations approved by the secretary.

(3) An applicant who fails an approved examination may take an approved examination up to two additional times.

(4) After three failed examinations, the secretary may invalidate the applicant's application and remedial education may be required before future examinations can be taken.

NEW SECTION

WAC 246-831-060 Waiver of examination. An applicant may obtain a waiver of the examination for certification as a reflexologist.

(1) The applicant must apply for certification between July 1, 2013 and July 1, 2014.

(2) In addition to the requirements in RCW 18.108.131, the applicant must provide to the department:

(a) A completed application on forms provided by the secretary;

(b) Fees as required in WAC 246-831-990;

(c) Verification of four clock hours of AIDS education and training as required in chapter 246-12 WAC, Part 8; and

(d) Evidence of completion of a jurisprudence examination approved by the secretary.

(3)(a) Verification that the applicant has practiced reflexology as a licensed massage practitioner for at least five years prior to July 1, 2013; or

(b) Evidence satisfactory to the secretary that the applicant has, prior to July 1, 2013, successfully completed a course of study in a reflexology program approved by the secretary.

NEW SECTION

WAC 246-831-070 Applicants licensed in another state. The secretary may issue a person credentialed as a reflexologist in another state or territory of the United States a reflexology certification. The applicant must provide to the department:

(1) Evidence of meeting substantially equivalent education requirements as defined in WAC 246-831-040; and

(2) Verification of a current active credential from any state or territory of the United States.

NEW SECTION

WAC 246-831-080 Equipment and sanitation. (1) The definitions in this subsection apply throughout this section unless the context clearly states otherwise.

(a) "Cleaning" means the removal of all visible dust, soil, and other foreign material, usually done using water with soaps, detergents, or enzymatic products along with physical action such as brushing. Cleaning precedes disinfection.

(b) "Disinfection" means a process that kills or destroys nearly all disease-producing microorganisms. Disinfectants are used on inanimate objects. Disinfectants can include those registered with the U.S. Environmental Protection Agency (EPA). Disinfectants must be used according to product instructions.

(2) The certified reflexologist shall ensure:

(a) All surfaces, instruments, and equipment including massage and hydrotherapy equipment that come in contact with the body are cleaned and disinfected. Any instrument or

equipment that is used on one person must be cleaned and disinfected before being used on another person.

(b) If impervious materials are used, they must cover, full length, all massage tables, pads or chairs, directly under fresh sheets and linens or disposable paper sheets.

(c) Soap, or waterless cleanser, and clean towels are provided for use by clients and employees.

(d) Linens used for one person are laundered or cleaned before they are used by any other person. Linens must be stored in a sanitary manner.

(e) All soiled linens are immediately placed in a covered receptacle.

(f) All instruments and equipment are clean, well maintained, and in good repair.

NEW SECTION

WAC 246-831-090 Health, sanitation, and facility standards. All schools, programs, and apprenticeship programs must have adequate facilities and equipment available for students learning reflexology. All facility equipment must be maintained in accordance with local rules and ordinances in addition to those imposed by this chapter. Instructional and practice equipment must be similar to that found in common occupational practice. Programs must make available an adequate reference library appropriate to the subjects being taught. Reference materials may be in electronic format.

NEW SECTION

WAC 246-831-100 Approval of school, program, or apprenticeship program. The secretary will consider for approval any school, program, or apprenticeship program which meets the requirements as outlined in this chapter.

(1) The authorized representative of the school or program, or the administrator of the apprenticeship program shall request approval of a school, program, or apprenticeship program on a form provided by the department.

(2) The authorized representative of the school or program, or the administrator of the apprenticeship program may request approval of the school or program, as of the date of the application or retroactively to a specified date.

(3) The application for approval of a school, program, or apprenticeship program must include, but not be limited to, documentation required by the secretary pertaining to:

(a) Syllabus;

(b) Qualifications of instructors;

(c) Training locations, and facilities;

(d) Outline of curriculum plan specifying all subjects and length in hours such subjects are taught;

(e) Class objectives; and

(f) A sample copy of one of each of the following exams: Reflexology theory, history, zones, reflex points, relaxation response and contraindications; body systems as related to reflexology, anatomy, and physiology; and business standards and ethics.

(4) Any school, program, or apprenticeship program that is required to be licensed by private vocational education under chapter 28C.10 RCW or Title 28B RCW, or any other

statute, must complete these requirements before being considered by the secretary for approval.

(5) The secretary will evaluate the application and may conduct a site inspection of the school, program, or apprenticeship program, prior to granting approval.

(6) Upon completion of the evaluation of the application, the secretary may grant or deny approval or grant approval conditioned upon appropriate modification to the application.

(7) If the secretary notifies the school, program, or apprenticeship program of his or her intent to deny an application or grant conditional approval, the authorized representative of the school or program, or the administrator of the apprenticeship program, may request review of that decision. The request for review must be made in writing within thirty days of the date of the secretary's decision. The review process will be conducted in compliance with chapter 34.05 RCW. If review is not requested within thirty days of the date of the secretary's decision, the secretary's decision on that application is final. The authorized representative of the school or program, or the administrator of the apprenticeship program, may submit a new application for the secretary's consideration.

(8) The authorized representative of an approved school or program or the administrator of an apprenticeship program shall notify the secretary in writing of all significant changes with respect to information provided in the application within thirty days of such changes.

(9) The secretary may inspect or review an approved school, program, or apprenticeship program at reasonable intervals for compliance or to investigate a complaint. The secretary may withdraw approval if the secretary finds failure to comply with the requirements of law, administrative rules, or representations in the application.

(10) If the secretary notifies the school, program, or apprenticeship program of his or her intent to withdraw approval, the authorized representative of the school or program, or the administrator of the apprenticeship program, may request review of that decision. The request for review

must be made in writing within thirty days of the date of the secretary's decision. The review process will be conducted in compliance with chapter 34.05 RCW. If review is not requested within thirty days of the date of the secretary's decision, the secretary's decision on withdrawal of approval is final. The authorized representative of a school or program or the administrator of an apprenticeship agreement must correct the deficiencies which resulted in withdrawal of the secretary's approval before requesting reinstatement of approval.

WSR 13-12-045
PERMANENT RULES
DEPARTMENT OF HEALTH

[Filed May 31, 2013, 10:08 a.m., effective July 1, 2013]

Effective Date of Rule: July 1, 2013.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: Under RCW 18.360.080, on July 1, 2013, the department of health must cease issuing health care assistant credentials, and must begin issuing medical assistant credentials as provided in these rules.

Purpose: Chapter 246-827 WAC, Medical assistants (new) and amending WAC 246-826-990 Health care assistant fees and renewal cycle. Adopting new and amended rules to implement four new medical assistant credentials created by ESSB 6237 (2012), and to describe how individuals with an active health care assistant credential on July 1, 2013, will transition to three of the new medical assistants credentials.

Citation of Existing Rules Affected by this Order: Amending WAC 246-826-990.

Statutory Authority for Adoption: Chapter 18.360 RCW, RCW 43.70.280, chapter 153, Laws of 2012.

Adopted under notice filed as WSR 13-08-083 on April 3, 2013.

Changes Other than Editing from Proposed to Adopted Version:

Rule as proposed in WSR 13-08-083	Rule as adopted	Reason
<p>WAC 246-827-0110 (3)(f) Delegation and supervision.</p> <p>(3) A medical assistant may only accept delegated tasks when:</p> <p>... (f) The task, if performed improperly likely would not present life-threatening consequences or the danger of immediate and serious harm to the patient.</p>	<p>WAC 246-827-0110 (3)(f) Delegation and supervision.</p> <p>(3) A medical assistant may only accept delegated tasks when:</p> <p>... (f) The task, if performed improperly by:</p> <p>(i) A medical assistant-certified, medical assistant-registered, or a medical assistant- phlebotomist would likely not present life-threatening consequences or the danger of immediate and serious harm to the patient.</p> <p>(ii) A medical assistant-hemodialysis technician is not likely to present life-threatening consequences or the danger of immediate and serious harm to the patient.</p>	<p>The change makes the rule consistent with changes to RCW 18.360.060 made by EHB [ESHB] 1515 (2013). Commenters noted that the subsection as proposed was not consistent with the bill.</p>

Rule as proposed in WSR 13-08-083	Rule as adopted	Reason
<p>WAC 246-827-0200 (1)(b) Medical assistant-certified—Training and examination.</p> <p>... (1) Successful completion of one of the following medical assistant training programs:</p> <p>... (b) Postsecondary school or college accredited by a regional or national accrediting organization approved through the U.S. Department of Education, which includes a minimum of seven hundred twenty clock hours of training in medical assisting skills, including a clinical externship of no less than one hundred sixty hours;</p>	<p>WAC 246-827-0200 (1)(b) Medical assistant-certified—Training and examination.</p> <p>... (1) Successful completion of one of the following medical assistant training programs:</p> <p>... (b) Postsecondary school or college accredited by a regional or national accrediting organization recognized by the U.S. Department of Education, which includes a minimum of seven hundred twenty clock hours of training in medical assisting skills, including a clinical externship of no less than one hundred sixty hours;</p>	<p>The change clarifies that the United States Department of Education recognizes accrediting agencies, but does not approve them.</p>
<p>WAC 246-827-0200(2) Medical assistant-certified—Training and examination.</p> <p>Certification requirements - Applicants for a medical assistant-certified credential must meet the following requirements:</p> <p>... (2) Pass one of the following examinations within three years prior to submission of an initial application for this credential:</p>	<p>WAC 246-827-0200(2) Medical assistant-certified—Training and examination.</p> <p>Certification requirements - Applicants for a medical assistant-certified credential must meet the following requirements:</p> <p>... (2) Pass one of the following examinations within five years prior to submission of an initial application for this credential:</p>	<p>Setting a limit for when applicants may take an examination prior to application helps assure that the applicant is tested on the most current training standards.</p> <p>Changing the period that a medical assistant-certified applicant may take one of the available examination options from three to five years is more consistent with the national MA certification cycle for most applicants. The change will mean fewer applicants who have national MA certification will need to pay for the cost of retaking an exam prior to application, addressing concerns raised by some commenters.</p>
<p>WAC 246-827-0220 (1)(d) Medical assistant-certified—Application—Interim certification.</p> <p>(1) Application requirements - Applicants for a medical assistant-certified credential shall submit the following:</p> <p>... (d) Proof of successful completion of an approved examination under WAC 246-827-0200(2), completed within three years prior to submission of an initial application for this credential;</p>	<p>WAC 246-827-0220 (1)(d) Medical assistant-certified—Application—Interim certification.</p> <p>(1) Application requirements - Applicants for a medical assistant-certified credential shall submit the following:</p> <p>... (d) Proof of successful completion of an approved examination under WAC 246-827-0200(2), completed within five years prior to submission of an initial application for this credential;</p>	<p>The change in subsection (1)(d) makes it consistent with the change in WAC 246-827-0200(2), which pertains to the time limit for taking an examination. (See the row above.)</p>

Rule as proposed in WSR 13-08-083	Rule as adopted	Reason												
<p>WAC 246-827-0240(3) Medical assistant-certified—Administering medications and injections.</p> <p>(3) A medical assistant-certified is prohibited from administering schedule II controlled substances, chemotherapy agents or experimental drugs.</p>	<p>WAC 246-827-0240(3) Medical assistant-certified—Administering medications and injections.</p> <p>(3) A medical assistant-certified is prohibited from administering:</p> <p>(a) Schedule II controlled substances, chemotherapy agents or experimental drugs; or</p> <p>(b) Medications through a central intravenous line.</p>	<p>The change in subsection (3) helps clarify what routes are prohibited as well as what medication administration routes are permitted in subsection (5) for a medical assistant-certified. This addresses a concern raised by some commenters.</p>												
<p>WAC 246-827-0240(5) Medical assistant-certified—Administering medications and injections.</p> <p>(5) A medical assistant-certified may only administer medications by the following drug category, route and level of supervision:</p> <table border="1" data-bbox="183 772 592 1041"> <thead> <tr> <th>Drug Category</th> <th>Routes Permitted*</th> <th>Level of Supervision Required</th> </tr> </thead> <tbody> <tr> <td>...Other legend drugs</td> <td>Intravenous injections</td> <td>Direct visual supervision</td> </tr> </tbody> </table>	Drug Category	Routes Permitted*	Level of Supervision Required	...Other legend drugs	Intravenous injections	Direct visual supervision	<p>WAC 246-827-0240(5) Medical assistant-certified—Administering medications and injections.</p> <p>(5) A medical assistant-certified may only administer medications by the following drug category, route and level of supervision:</p> <table border="1" data-bbox="695 772 1086 1041"> <thead> <tr> <th>Drug Category</th> <th>Routes Permitted*</th> <th>Level of Supervision Required</th> </tr> </thead> <tbody> <tr> <td>...Other legend drugs</td> <td>Peripheral intravenous injections</td> <td>Direct visual supervision</td> </tr> </tbody> </table> <p>*A medication assistant-certified is prohibited from administering medications through a central intravenous line.</p>	Drug Category	Routes Permitted*	Level of Supervision Required	...Other legend drugs	Peripheral intravenous injections	Direct visual supervision	<p>Commenters noted that in the table in subsection (5) the row for "Other legend drugs: Intravenous injections" was missing the word "peripheral" consistent with other rows in this table. The asterisked wording after the table also clarifies the intended effect of subsection (5) that a MA-C cannot administer medications via a central intravenous line. We also reordered the rows for "Other legend drugs" for consistency within the table. These changes address a concern raised by some commenters.</p>
Drug Category	Routes Permitted*	Level of Supervision Required												
...Other legend drugs	Intravenous injections	Direct visual supervision												
Drug Category	Routes Permitted*	Level of Supervision Required												
...Other legend drugs	Peripheral intravenous injections	Direct visual supervision												
<p>WAC 246-827-0310(1) Medical assistant-registered—Endorsement.</p> <p>(1) A medical assistant-registered shall have a current attestation, signed by a health care practitioner, of his or her endorsement to perform specific tasks.</p>	<p>WAC 246-827-0310(1) Medical assistant-registered—Endorsement.</p> <p>(1) A medical assistant-registered shall have a current attestation, that is filed with the department and signed by a health care practitioner endorsing him or her to perform specific tasks authorized in RCW 18.360.050(4).</p>	<p>The rule was revised to clarify that the tasks a medical assistant-registered may perform (scope of practice) are contained in statute, RCW 18.360.050(4).</p>												
<p>WAC 246-827-0400(1) Medical assistant-phlebotomist—Certification and training. Certification requirements.</p> <p>Applicants for a medical assistant-phlebotomist credential must meet the following requirements:</p> <p>(1) Successful completion of an approved phlebotomy program through an accredited postsecondary school or college;</p>	<p>WAC 246-827-0400(1) Medical assistant-phlebotomist—Certification and training. Certification requirements.</p> <p>Applicants for a medical assistant-phlebotomist credential must meet the following requirements:</p> <p>(1) Successful completion of a phlebotomy program through a postsecondary school or college accredited by a regional or national accrediting organization recognized by the U.S. Department of Education;</p>	<p>The rule was revised to clarify that a phlebotomy program must be offered by an accredited school or college, consistent with WAC 246-827-0200. The department does not intend to approve programs offered in a postsecondary school or college.</p>												

Rule as proposed in WSR 13-08-083	Rule as adopted	Reason
<p>WAC 246-827-0410(3) Medical assistant-phlebotomist—Application. Application requirements.</p> <p>Applicants for a medical assistant-phlebotomist credential shall submit the following:</p> <p>... (3) Proof of successful completion of an accredited phlebotomy program or successful completion of a phlebotomy training program as attested by the phlebotomy training program's supervising health care practitioner;</p>	<p>WAC 246-827-0410(3) Medical assistant-phlebotomist—Application. Application requirements.</p> <p>Applicants for a medical assistant-phlebotomist credential shall submit the following:</p> <p>... (3) Proof of successful completion of a phlebotomy program through a postsecondary school or college accredited by a regional or national accrediting organization recognized by the U.S. Department of Education or successful completion of a phlebotomy training program as attested by the phlebotomy training program's supervising health care practitioner;</p>	<p>The rule was revised to clarify who recognizes the accreditation of postsecondary schools and college[s] and make it consistent with WAC 246-827-0200 and 246-827-0400(1).</p> <p>The department does not intend to approve programs offered in a postsecondary school or college.</p>

A final cost-benefit analysis is available by contacting Brett Cain, Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4766, fax (360) 236-2901, e-mail brett.cain@doh.wa.gov.

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 23, Amended 1, Repealed 0.

Number of Sections Adopted at 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 23, Amended 1, Repealed 0.

Date Adopted: May 31, 2013.

John Wiesman, DrPH, MPH
Secretary

AMENDATORY SECTION (Amending WSR 11-20-092, filed 10/4/11, effective 12/1/11)

WAC 246-826-990 Health care assistant fees and renewal cycle. (1) Certificates must be renewed every two years as provided in WAC 246-826-050 and chapter 246-12 WAC, Part 2.

(2) ~~((If a health care assistant who holds a current active credential leaves employment with a facility or practitioner and returns to employment with a facility or practitioner that previously employed the health care assistant, and more than two years has passed since that health care assistant's employment with the previous facility or practitioner ended, the health care assistant must complete a new credential application and pay the application fee. However, that health care assistant is not required to pay the late renewal penalty and the expired credential reissuance fee.))~~ On July 1, 2013,

all active certified health care assistant credentials will expire and be renewed as medical assistant credentials pursuant to RCW 18.360.080 and 43.70.280. The department will issue a medical assistant credential to a person who had an active health care assistant credential as of June 30, 2013. No fee will be required of the credential holder for this transition.

(3) The following nonrefundable fees will be charged:

Title of Fee	Fee
Initial certification	\$113.00
Renewal	113.00
Expired credential reissuance	55.00
Recertification	108.00
Late renewal penalty	55.00
Duplicate certificate	30.00

NEW SECTION

WAC 246-827-0010 Definitions. The following definitions apply throughout this chapter unless the context clearly indicates otherwise:

(1) **"Direct visual supervision"** means the supervising health care practitioner is physically present and within visual range of the medical assistant.

(2) **"Health care practitioner"** means a physician licensed under chapter 18.71 RCW; an osteopathic physician and surgeon licensed under chapter 18.57 RCW; or acting within the scope of their respective licensure, a podiatric physician and surgeon licensed under chapter 18.22 RCW, a registered nurse or advanced registered nurse practitioner licensed under chapter 18.79 RCW, a naturopath licensed under chapter 18.36A RCW, a physician assistant licensed under chapter 18.71A RCW, an osteopathic physician assistant licensed under chapter 18.57A RCW, or an optometrist licensed under chapter 18.53 RCW.

(3) **"Hemodialysis"** is a procedure for removing metabolic waste products or toxic substances from the human body by dialysis.

(4) **"Immediate supervision"** means the supervising health care practitioner is on the premises and available for immediate response as needed.

(5) **"Legend drug"** means any drug which is required by any applicable federal or state law or regulation to be dispensed on prescription only or is restricted to use by practitioners only.

(6) **"Medical assistant"** without further qualification means a person credentialed under chapter 18.360 RCW as a:

- (a) Medical assistant-certified;
- (b) Medical assistant-registered;
- (c) Medical assistant-hemodialysis technician; and
- (d) Medical assistant-phlebotomist.

(7) **"Medical assistant-hemodialysis technician"** means a patient care dialysis technician trained in compliance with federal requirements for end stage renal dialysis facilities.

(8) **"Secretary"** means the secretary of the department of health or the secretary's designee.

GENERAL

NEW SECTION

WAC 246-827-0100 Applicability. A person shall obtain a medical assistant credential from the secretary in order to practice as a medical assistant. "Practice as a medical assistant" means the person assists a health care practitioner by providing direct patient health care including treatment, self-care instruction, patient education, and administration of medication. A person employed by a health care practitioner or facility is not practicing as a medical assistant as defined in this chapter if he or she only performs the following tasks:

- (1) Accounting;
- (2) Insurance reimbursement;
- (3) Maintaining medication and immunization records;
- (4) Obtaining and recording patient history;
- (5) Preparing and maintaining examination and treatment areas;
- (6) Reception;
- (7) Scheduling;
- (8) Telephone and in person screening limited to intake and gathering of information; or
- (9) Similar administrative tasks.

NEW SECTION

WAC 246-827-0110 Delegation and supervision. (1) The medical assistant functions in a dependent role when providing direct patient care under the delegation and supervision of a health care practitioner.

(2) "Delegation" means direct authorization granted by a health care practitioner to a medical assistant to perform the functions authorized in RCW 18.360.050 which fall within the scope of practice of the health care practitioner and the training and experience of the medical assistant.

(3) A medical assistant may only accept delegated tasks when:

(a) The health care practitioner follows the requirements of RCW 18.360.060;

(b) The task can be performed without requiring the exercise of judgment based on clinical knowledge;

(c) The results of the task are reasonably predictable;

(d) The task can be performed without a need for complex observations or critical decisions;

(e) The task can be performed without repeated clinical assessments; and

(f) The task, if performed improperly by:

(i) A medical assistant-certified, medical assistant-registered, or a medical assistant-phlebotomist would not present life-threatening consequences or the danger of immediate and serious harm to the patient.

(ii) A medical assistant-hemodialysis technician is not likely to present life-threatening consequences or the danger of immediate and serious harm to the patient.

(4) A medical assistant may not accept delegation of acts that are not within his or her scope of practice.

(5) A medical assistant is responsible and accountable for his or her practice based upon and limited to:

(a) Scope of his or her education or training;

(b) Scope of practice set forth in law and applicable sections of this chapter;

(c) Demonstration of competency to the delegating health care practitioner;

(d) Written documentation of competency as required by this rule and the health care employer's policies and procedures. The documentation will be maintained by the health care employer.

(6) A medical assistant who has transitioned from a health care assistant credential as of July 1, 2013, may not accept delegated tasks unless he or she has received the necessary education or training to safely and competently perform the task.

NEW SECTION

WAC 246-827-0120 General standards. (1) The medical assistant shall have the ability to read, write, and converse in the English language.

(2) The medical assistant shall have knowledge and understanding of the laws and rules regulating medical assistants, including chapter 18.130 RCW, Uniform Disciplinary Act.

(3) The medical assistant shall function within his or her scope of practice.

(4) The medical assistant shall obtain instruction from the delegating health care practitioner and demonstrate competency before performing new or unfamiliar duties which are in his or her scope of practice.

(5) The medical assistant shall demonstrate a basic understanding of the patient's rights and responsibilities.

(6) The medical assistant must respect the client's right to privacy by protecting confidential information and may not use confidential health care information for other than legitimate patient care purposes or as otherwise provided in chapter 70.02 RCW, the Uniform Health Care Information Act.

(7) The medical assistant shall comply with all federal and state laws and regulations regarding patient rights and privacy.

NEW SECTION**WAC 246-827-0130 U.S. armed forces equivalency.**

An applicant with relevant military training or experience satisfies the training or experience requirements of this chapter unless the secretary determines that the military training or experience is not substantially equivalent to the standards of this state.

MEDICAL ASSISTANT CREDENTIALSNEW SECTION

WAC 246-827-0200 Medical assistant-certified—Training and examination. Certification requirements - Applicants for a medical assistant-certified credential must meet the following requirements:

(1) Successful completion of one of the following medical assistant training programs:

(a) Postsecondary school or college program accredited by the Accrediting Bureau of Health Education Schools (ABHES) or the Commission of Accreditation of Allied Health Education Programs (CAAHEP);

(b) Postsecondary school or college accredited by a regional or national accrediting organization recognized by the U.S. Department of Education, which includes a minimum of seven hundred twenty clock hours of training in medical assisting skills, including a clinical externship of no less than one hundred sixty hours;

(c) A registered apprenticeship program administered by a department of the state of Washington unless the secretary determines that the apprenticeship program training or experience is not substantially equivalent to the standards of this state. The apprenticeship program shall ensure a participant who successfully completes the program is eligible to take one or more examinations identified in subsection (2) of this section; or

(d) The secretary may approve an applicant who submits documentation that he or she completed postsecondary education with a minimum of seven hundred twenty clock hours of training in medical assisting skills. The documentation must include proof of training in all of the duties identified in RCW 18.360.050(1) and a clinical externship of no less than one hundred sixty hours.

(2) Pass one of the following examinations within five years prior to submission of an initial application for this credential:

(a) Certified medical assistant examination through the American Association of Medical Assistants (AAMA);

(b) Registered medical assistant certification examination through the American Medical Technologists (AMT);

(c) Clinical medical assistant certification examination through the National Healthcareer Association (NHA); or

(d) National certified medical assistant examination through the National Center for Competency Testing (NCCT).

NEW SECTION

WAC 246-827-0220 Medical assistant-certified—Application—Interim certification. (1) Application

requirements - Applicants for a medical assistant-certified credential shall submit the following:

(a) Completed application on forms provided by the department;

(b) Proof of completion of high school education or its equivalent;

(c) Proof of successful completion of the required education or approved training program;

(d) Proof of successful completion of an approved examination under WAC 246-827-0200(2), completed within five years prior to submission of an initial application for this credential;

(e) Proof of completing seven clock hours of AIDS education as required by chapter 246-12 WAC, Part 8;

(f) Any fee required in WAC 246-827-990; and

(g) Fingerprint cards for national fingerprint based background check pursuant to RCW 18.130.064(2), if requested by the department.

(2) An applicant who has met all the requirements in subsection (1) of this section, except passage of the examination, may be issued an interim certification.

(a) A person who has an interim certification possesses the full scope of practice of a medical assistant-certified.

(b) A person who has an interim certification must notify their employer any time they fail any of the examinations listed in WAC 246-827-0200(2).

(c) A person's interim certification expires upon issuance of the medical assistant-certified credential or one year after issuance of the interim certification, whichever occurs first.

(d) A person cannot renew an interim certification.

(e) A person is only eligible for an interim certification upon initial application.

NEW SECTION

WAC 246-827-0230 Medical assistant-certified—Activities allowed or prohibited. A medical assistant-certified may perform functions authorized in RCW 18.360.050(1) under the delegation and supervision of a health care practitioner as described in WAC 246-827-0110. The delegation and direction must be for functions within the scope of the medical assistant-certified and the medical assistant-certified must be able to safely and competently perform the function.

NEW SECTION

WAC 246-827-0240 Medical assistant-certified—Administering medications and injections. A medical assistant-certified shall be deemed competent by the delegating health care practitioner prior to administering any drug authorized in this section. Drugs must be administered under a valid order from the delegating health care practitioner and shall be within the delegating health care practitioner's scope of practice. The order must be in written form or contained in the patient's electronic health care record.

(1) Drug administration shall not be delegated when:

(a) The drug may cause life-threatening consequences or the danger of immediate and serious harm to the patient;

(b) Complex observations or critical decisions are required;

(c) A patient is unable to physically ingest or safely apply a medication independently or with assistance; or

(d) A patient is unable to indicate awareness that he or she is taking a medication.

(2) To administer medications, the delegator shall ensure a medical assistant-certified receives training concerning: Dosage, technique, acceptable route(s) of administration, appropriate anatomic sites, expected reactions, possible adverse reactions, appropriate intervention for adverse reaction, and risk to the patient. The delegator must ensure a medical assistant-certified is competent to administer the medication.

(3) A medical assistant-certified is prohibited from administering:

(a) Schedule II controlled substances, chemotherapy agents, or experimental drugs; or

(b) Medications through a central intravenous line.

(4) Except as provided in subsection (1) of this section, a medical assistant-certified may administer controlled substances in schedules III, IV, and V or other legend drugs when authorized by the delegating health care practitioner. Drugs shall be administered only by unit or single dosage or by a dosage calculated and verified by a health care practitioner. A medical assistant-certified shall only administer drugs by the level of supervision based on the route as described in subsection (5) of this section.

(5) A medical assistant-certified may only administer medications by the following drug category, route and level of supervision:

Drug Category	Routes Permitted*	Level of Supervision Required
Controlled substances, schedule III, IV, and V	Oral, topical, rectal, otic, ophthalmic, or inhaled routes	Immediate supervision
	Subcutaneous, intradermal, intramuscular, or peripheral intravenous injections	Direct visual supervision
Other legend drugs	All other routes	Immediate supervision
	Peripheral intravenous injections	Direct visual supervision

* A medical assistant-certified is prohibited from administering medications through a central intravenous line.

(6) A medical assistant-certified may not start an intravenous line. A medical assistant-certified may interrupt an intravenous line, administer an injection, and restart at the same rate.

NEW SECTION

WAC 246-827-0300 Medical assistant-registered—Application. Registration requirements - Applicants for a

medical assistant-registered credential shall submit the following:

(1) A completed application on forms provided by the department;

(2) Proof of completion of high school education or its equivalent;

(3) An endorsement signed by a health care practitioner;

(4) Proof of completing seven clock hours of AIDS education as required by chapter 246-12 WAC, Part 8;

(5) Any fee required in WAC 246-827-990; and

(6) Fingerprint cards for national fingerprint based background check pursuant to RCW 18.130.064(2), if requested by the department.

NEW SECTION

WAC 246-827-0310 Medical assistant-registered—Endorsement. (1) A medical assistant-registered shall have a current attestation that is filed with the department and signed by a health care practitioner endorsing him or her to perform specific tasks authorized in RCW 18.360.050(4).

(2) The medical assistant-registered shall only perform the tasks listed in his or her current attestation of endorsement filed with the department.

(3) An endorsement is valid as long as the medical assistant-registered is continuously employed by the same health care practitioner, clinic or group practice.

(4) A medical assistant-registered shall submit a new attestation of endorsement to the department within thirty days if the tasks listed on the current attestation change.

NEW SECTION

WAC 246-827-0320 Medical assistant-registered—Credential termination. The medical assistant-registered credential terminates when the medical assistant-registered separates employment with the endorsing health care practitioner, clinic or group practice. The medical assistant-registered shall notify the department within thirty days of separation of employment. A person shall submit a new initial medical assistant-registered application as described in WAC 246-827-0300 upon new or additional employment.

NEW SECTION

WAC 246-827-0330 Medical assistant-registered—Collection of specimens. In order to collect a blood specimen, a medical assistant-registered may perform a finger or heel stick.

NEW SECTION

WAC 246-827-0400 Medical assistant-phlebotomist—Certification and training. Certification requirements - Applicants for a medical assistant-phlebotomist credential must meet the following requirements:

(1) Successful completion of a phlebotomy program through a postsecondary school or college accredited by a regional or national accrediting organization recognized by the U.S. Department of Education; or

(2) Successful completion of a phlebotomy training program. The phlebotomy training program must be approved by a health care practitioner who is responsible for determining the content of the training and for ascertaining the proficiency of the trainee. The phlebotomy training program must include the following:

(a) Training to include evaluation and assessment of knowledge and skills to determine entry level competency in the following areas:

(i) Responsibilities to be delegated which include ethical implications and patient confidentiality;

(ii) Patient identification process;

(iii) Procedure requesting process, including forms used, accessing process, and collection patterns;

(iv) Materials to be used;

(v) Anatomic considerations for performing such functions as venipuncture, capillary finger collection, and heel sticks;

(vi) Procedural standards and techniques for blood collection;

(vii) Common terminology and practices such as medical classifications, standard diagnoses, test synonyms, background information on procedures, and interferences;

(viii) Physical layout of the work place, including patient care areas; and

(ix) Safety requirements including infection prevention and control, dealing with a client who has an infectious disease, and the handling and disposal of biohazardous materials.

(b) Direct visual supervision by a health care practitioner or a delegated and certified medical assistant-phlebotomist to the trainee to ensure competency in the following:

(i) Practice technique in a simulated situation;

(ii) Observe and perform procedures on patients until the trainee demonstrates proficiency to be certified at the minimum entry level of competency. The trainee must have adequate physical ability, including sufficient manual dexterity to perform the requisite health care services. The number of specific procedures may vary with the skill of the trainee.

(c) Documentation of all phlebotomy training, duties, and responsibilities of the trainee must be completed, signed by the supervising health care practitioner and the trainee, and placed in the trainee's personnel file.

(d) A trainee must complete the training program and submit an application within ninety days of starting the phlebotomy training program to continue to perform procedures on patients.

(e) Training programs that meet the requirements described in this subsection are approved by the secretary.

NEW SECTION

WAC 246-827-0410 Medical assistant-phlebotomist—Application. Application requirements - Applicants for a medical assistant-phlebotomist credential shall submit the following:

(1) A completed application on forms provided by the department;

(2) Proof of completion of high school education or its equivalent;

(3) Proof of successful completion of a phlebotomy program through a postsecondary school or college accredited by a regional or national accrediting organization recognized by the U.S. Department of Education or successful completion of a phlebotomy training program as attested by the phlebotomy training program's supervising health care practitioner;

(4) Proof of completing seven clock hours of AIDS education as required by chapter 246-12 WAC, Part 8;

(5) Any fee required in WAC 246-827-990; and

(6) Fingerprint cards for national fingerprint based background check pursuant to RCW 18.130.064(2), if requested by the department.

NEW SECTION

WAC 246-827-0420 Medical assistant-phlebotomist—Supervision—Requirements for performing arterial invasive procedures and line draws. (1) The delegating health care practitioner does not need to be present when a medical assistant-phlebotomist is performing capillary or venous procedures to withdraw blood, but must be immediately available for consultation by phone or in person within a reasonable period of time.

(2) A medical assistant-phlebotomist may only perform arterial invasive procedures or line draws after the following education and training is completed and documented. A medical assistant-phlebotomist's training and education must be documented on a checklist, signed by the delegating health care practitioner and the medical assistant-phlebotomist, and placed in the medical assistant-phlebotomist's personnel file. The medical assistant-phlebotomist shall complete:

(a) Education to include anatomy, physiology, concepts of asepsis, and microbiology;

(b) Training to perform arterial invasive procedures for blood withdrawal and line draws, including theory, potential risks, and complications;

(c) Anatomic considerations for performing such functions as arterial puncture, line draws, and use of local anesthetic agents;

(d) Observation of the arterial invasive procedure and line draws; and

(e) Successful demonstration of the arterial invasive procedure and line draws under direct visual supervision of a health care practitioner.

(3) Upon successful completion of the training described in subsection (2) of this section, a medical assistant-phlebotomist may only perform:

(a) Arterial invasive procedures for blood withdrawal while under the immediate supervision of a supervising health care practitioner; and

(b) Line draws if the intravenous fluid is stopped and restarted by a health care practitioner under the immediate supervision of a supervising health care practitioner.

NEW SECTION

WAC 246-827-0500 Medical assistant-hemodialysis technician—Qualifications and training. (1) Applicants for a medical assistant-hemodialysis technician credential must complete the following requirements:

- (a) Proof of a high school diploma or equivalent;
- (b) Basic math skills including the use of fractions and decimal points;
- (c) Either:
 - (i) Complete a hemodialysis training program as described in subsection (2) of this section; or
 - (ii) Have a national credential as a hemodialysis technician which is substantially equivalent to the hemodialysis training program described in subsection (2) of this section.
- (2) The hemodialysis training program may be facility based or a state recognized training facility or institution of higher education specific to training hemodialysis technicians that meets the following requirements:
 - (a) The training program must:
 - (i) Be approved by the program or facility medical director and governing body;
 - (ii) Be under the direction of a registered nurse;
 - (iii) Be focused on the operation of kidney dialysis equipment and machines;
 - (iv) Include interpersonal skills, including patient sensitivity training and care of difficult patients; and
 - (v) Provide supervised clinical experience opportunities for the application of theory and for the achievement of stated objectives in a patient care setting. The training supervisor must be physically accessible to the hemodialysis technician when the hemodialysis technician is in the patient care area.
 - (b) The training program must cover the following subjects:
 - (i) Principles of dialysis and fluid management;
 - (ii) Care of patients with kidney failure, including interpersonal skills;
 - (iii) Dialysis procedures and documentation, including initiation, proper cannulation techniques, use of central catheters, monitoring, and termination of dialysis;
 - (iv) Use and care of hemodialysis accesses;
 - (v) Common laboratory testing procedures and critical alert values;
 - (vi) Possible complications of dialysis and dialysis emergencies;
 - (vii) Water treatment and dialysate preparation;
 - (viii) Infection control;
 - (ix) Use of hazardous chemicals;
 - (x) Safety;
 - (xi) Dialyzer reprocessing, if applicable; and
 - (xii) Use of medications used in dialysis and their side effects.
 - (c) The medical assistant-hemodialysis technician applicant, upon completion of the hemodialysis training program, must demonstrate competency of the following:
 - (i) Dialysis procedures and documentation, including initiation, proper cannulation techniques, central catheter techniques, monitoring, and termination of dialysis;
 - (ii) Operation of hemodialysis equipment;
 - (iii) Calculation of patient fluid removal and replacement needs;
 - (iv) Preparation and mixture of additives to hemodialysis concentrates as required by facility procedure based on patient prescription;
 - (v) Preparation and administration of heparin and sodium chloride solutions and intradermal, subcutaneous, or

- topical administration of local anesthetics during treatment in standard hemodialysis doses;
- (vi) Provide initial response to patient complications and emergencies prior to, during, and after treatment per facility procedures including, but not limited to, the administration of normal saline per facility protocol;
- (vii) Use and care of hemodialysis vascular accesses;
- (viii) Administration of oxygen; and
- (ix) Initiation of cardiopulmonary resuscitation.
- (d) Technicians who perform monitoring and testing of the water treatment system must complete a training program that has been approved by the facility medical director and governing body.
- (e) The training program may accept documentation of a medical assistant-hemodialysis technician's successful completion of training objectives in another dialysis facility or accredited academic institution if it is substantially equivalent to the core competencies described in this subsection. The dialysis facility that accepts the documentation assumes responsibility for confirming the core competency of the medical assistant-hemodialysis technician.
- (f) Upon successful completion of the hemodialysis training program, an authorized representative of the hemodialysis training program will sign an attestation of completion of the training described in this subsection. The attestation shall include documentation of the satisfactory completion of a skills competency checklist equivalent to, or exceeding the competencies required by these rules.
- (g) Training programs that meet the requirements described in this subsection are approved by the secretary.

NEW SECTION

WAC 246-827-0510 Medical assistant-hemodialysis technician—Application. Applicants for a medical assistant-hemodialysis technician credential shall submit the following:

- (1) A completed application on forms provided by the department;
- (2) Proof of high school education or equivalent;
- (3) Proof of successful completion of an approved training program or proof of national credential as a hemodialysis technician;
- (4) Proof of completing seven clock hours of AIDS education as required by chapter 246-12 WAC, Part 8;
- (5) Current cardiopulmonary resuscitation certification;
- (6) Any fee required in WAC 246-827-990; and
- (7) Fingerprint cards for national fingerprint based background check pursuant to RCW 18.130.064(2), if requested by the department.

NEW SECTION

WAC 246-827-0520 Conditions for performing hemodialysis. (1) A medical assistant-hemodialysis technician trained by a federally approved end-stage renal disease facility may perform the following dialysis tasks:

- (a) Venipuncture for blood withdrawal;
- (b) Administration of oxygen as necessary by cannula or mask;
- (c) Venipuncture for placement of fistula needles;

- (d) Connection to vascular catheter for hemodialysis;
 - (e) Intravenous administration of heparin and sodium chloride solutions as an integral part of dialysis treatment;
 - (f) Intradermal, subcutaneous or topical administration of local anesthetics in conjunction with placement of fistula needles; and
 - (g) Intraperitoneal administration of sterile electrolyte solutions and heparin for peritoneal dialysis.
- (2) A medical assistant-hemodialysis technician may perform the dialysis tasks described in subsection (1) of this section, under the following supervision:
- (a) In a renal dialysis center under immediate supervision of a registered nurse; or
 - (b) In the patient's home if a physician and a registered nurse are available for consultation during the dialysis.

CREDENTIAL STATUS

NEW SECTION

WAC 246-827-0600 Credential renewal. A medical assistant credential must be renewed every two years on the medical assistant's birthday as provided in WAC 246-12-030.

NEW SECTION

WAC 246-827-0610 Expired credential—Return to active status. (1) A person holding an expired medical assistant credential may not practice until the credential is returned to active status.

(2) If the medical assistant credential has expired for less than three years, he or she shall meet the requirements of chapter 246-12 WAC, Part 2.

(3) If the medical assistant credential has been expired for three years or more, and he or she is currently practicing as a medical assistant in another state or U.S. jurisdiction, he or she shall (a) meet the requirements of chapter 246-12 WAC, Part 2, and (b) provide verification of a current unrestricted active medical assistant credential in another state or U.S. jurisdiction which is substantially equivalent to the qualifications for his or her credential in the state of Washington.

(4) If a medical assistant-certified, a medical assistant-hemodialysis technician, or a medical assistant-phlebotomist credential has been expired for three years or more and the person does not meet the requirements of subsection (3) of this section, he or she shall comply with chapter 246-12 WAC, Part 2, and demonstrate competence in one of the following ways:

(a) A medical assistant-certified must successfully pass an examination as identified in WAC 246-827-0200 within six months prior to reapplying for the credential.

(b) A medical assistant-phlebotomist must complete the training requirements of WAC 246-827-0400 within six months prior to reapplying for the credential.

(c) A medical assistant-hemodialysis technician must complete the training requirements of WAC 246-827-0500 within six months prior to reapplying for the credential.

(5) If the medical assistant-registered credential has expired, he or she must also submit a new application as provided for in WAC 246-827-0300.

NEW SECTION

WAC 246-827-0620 Inactive status. A medical assistant-certified, a medical assistant-hemodialysis technician, or a medical assistant-phlebotomist may obtain an inactive credential as described in chapter 246-12 WAC, Part 4.

NEW SECTION

WAC 246-827-0630 Retired volunteer medical worker credential. A medical assistant-certified, a medical assistant-hemodialysis technician, or a medical assistant-phlebotomist may obtain an initial retired volunteer medical worker credential as described in chapter 246-12 WAC, Part 12. To change a retired volunteer medical assistant credential to active status the person must follow the requirements of WAC 246-12-450.

WSR 13-12-047

PERMANENT RULES

DEPARTMENT OF REVENUE

[Filed May 31, 2013, 11:27 a.m., effective July 1, 2013]

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

Purpose: WAC 458-16A-120 describes how an assessor determines a claimant's combined disposable income. This rule has been amended to incorporate the following legislation, as well as to make nonsubstantive stylistic and grammatical changes.

- 2012 - SHB 2056. This legislation changed the term "boarding home" to "assisted living facility" throughout the Revised Code of Washington;
- 2010 - E2SHB 1597. This legislation extended the time period for exemption renewal under the senior property tax relief program from four to six years.

Citation of Existing Rules Affected by this Order: Amending WAC 458-16A-120 Senior citizen, disabled person, and one hundred percent disabled veteran exemption—Determining combined disposable income.

Statutory Authority for Adoption: RCW 84.36.389 and 84.36.865.

Adopted under notice filed as WSR 13-08-029 on March 27, 2013.

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 0, Repealed 0.

Number of Sections Adopted at 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 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: May 31, 2013.

Alan R. Lynn
Rules Coordinator

AMENDATORY SECTION (Amending WSR 08-16-078, filed 7/31/08, effective 8/31/08)

WAC 458-16A-120 Senior citizen, disabled person, and one hundred percent disabled veteran exemption—Determining combined disposable income. (1) **Introduction.** This rule describes how an assessor determines a claimant's combined disposable income.

(2) **Begin by calculating disposable income.** The assessor must determine the disposable income of the claimant, the claimant's spouse or domestic partner, and all cotenants. The assessor begins by obtaining a copy of the claimant's, the claimant's spouse's or domestic partner's, and any cotenant's federal income tax return. If the claimant, the claimant's spouse or domestic partner, or a cotenant does not provide a federal income tax return, the assessor must calculate disposable income from copies of other income documents (e.g., W-2, 1099-R, 1099-INT, etc.). The assessor may want to review the definitions of gross income, WAC 458-16A-110, and adjusted gross income, WAC 458-16A-115, to help calculate the combined disposable income for a claimant. These rules provide some guidance on how to determine adjusted gross income without copies of a federal income tax return. On the federal income tax return, the adjusted gross income is found on the front pages of Form 1040, Form 1040A, and Form 1040EZ. Even when a return is provided, an assessor may request copies of supporting documents to verify the amount of the claimant's combined disposable income.

(a) **Absent spouse or domestic partner.** When a spouse or domestic partner has been absent for over a year and the claimant has no knowledge of his/her spouse's or domestic partner's whereabouts or whether the spouse or domestic partner has any income or not, and the claimant has not received anything of value from the spouse or domestic partner or anyone acting on behalf of the spouse or domestic partner, the disposable income of the spouse or domestic partner is deemed to be zero for purposes of this exemption. The claimant must submit with the application a dated statement signed by the applicant under the penalty of perjury. This statement must state that more than one year prior to filing this application:

- (i) The claimant's spouse or domestic partner has been absent;
- (ii) The claimant has not and does not know the whereabouts of the claimant's spouse or domestic partner;
- (iii) The claimant has not had any communication with the claimant's spouse or domestic partner;
- (iv) The claimant has not received anything of value from the claimant's spouse or domestic partner or anyone acting on behalf of the claimant's spouse or domestic partner.

The statement must also agree to provide this income information if the claimant is able to obtain it anytime in the next ~~(four)~~ six years.

(b) **Form 1040EZ.** Generally, the adjusted gross income on Form 1040EZ represents the disposable income for the

person or couple filing the return. However, that person's or couple's adjusted gross income as shown on the Form 1040EZ must be increased by the following amounts that are excluded from their adjusted gross income.

(i) **Gain from a sold residence.** Under certain circumstances, gain from a sold residence is added onto the seller's adjusted gross income. Since there is no federal form used for reporting the exclusion of capital gains from the sale of a principal residence, the exemption application asks if a home has been sold, whether the sale proceeds were reinvested in new principal residence, and the amount of capital gain from the sale.

(A) If the proceeds were reinvested in a new principal residence, the excluded capital gain reinvested in the new residence is ignored. The adjusted gross income on Form 1040EZ is not adjusted for any part of the excluded capital gain reinvested in the new residence.

(B) If the proceeds were not reinvested in a new principal residence or only a part of the proceeds were reinvested in a new principal residence, the amount of excluded capital gain that is not reinvested in a new principal residence is added onto the seller's adjusted gross income to determine the seller's disposable income. The assessor may accept the excluded capital gain amount claimed upon the application or request a copy of documents demonstrating the seller's basis in the property and the capital gain earned upon the sale.

(ii) **Interest received on state and municipal bonds.** Interest received on state or local government bonds is generally not subject to federal income tax. This tax exempt interest is marked "TEI" and reported on the Form 1040EZ. The tax-exempt interest is added onto the bond owner's federal adjusted gross income to determine the bond owner's disposable income.

(A) The assessor may ask a claimant whether the claimant, the claimant's spouse or domestic partner, or any cotenants own state or local government bonds. If the return does not show the tax exempt amount from the bond, the assessor may ask to see a copy of the Form 1099-INT (Interest Income).

(B) If the claimant does not have this form, the bond issuer should be able to tell the owner whether the interest is taxable. The issuer should also give the owner a periodic (or year-end) statement showing the tax treatment of the bond. If the income recipient invested in the bond through a trust, a fund, or other organization, that organization should give the recipient this information.

(iii) **Excluded military pay and benefits.** Military pay and benefits excluded from federal adjusted gross income, other than attendant-care and medical-aid payments, are added onto the adjusted gross income of the military personnel receiving the excluded military pay or benefits to determine that person's disposable income. Excluded military pay and benefits are discussed in more detail (~~(below)~~) in (~~paragraph (e))~~) (d)(vii) of this subsection.

(iv) **Veterans benefits.** Veterans benefits are added onto the veteran's adjusted gross income to determine the veteran's disposable income, except for:

(A) Attendant-care payments and medical-aid payments, defined as any payments for medical care, home health care, health insurance coverage, hospital benefits, or nursing home

benefits provided by the Department of Veterans Affairs (VA);

(B) Disability compensation, defined as payments made by the Department of Veterans Affairs (VA) to a veteran because of service-connected disability. (RCW 84.36.383 (5)(f)(iii).)

(C) Dependency and indemnity compensation, defined as payments made by the Department of Veterans Affairs (VA) to a surviving spouse, child, or parent. (RCW 84.36.383 (5)(f)(iv).)

Veterans benefits are discussed in more detail (~~(below)~~) in (~~(paragraph (e))~~) (d)(viii) of this subsection.

(c) **Form 1040A.** If a claimant provides a copy of a Form 1040A, the assessor calculates the disposable income for the person or couple filing the return by adding onto the adjusted gross income reported the items described below to the extent these items were excluded or deducted from gross income:

(i) **Gain from a sold residence.** The excluded capital gain from selling a principal residence to the extent that excluded gain was not reinvested in a new principal residence is added onto the seller's adjusted gross income to determine the seller's disposable income. The amount is reported on the exemption application. Refer to (~~(paragraph (a))~~) (b)(i) (~~(above)~~) of this subsection for a more complete discussion of excluded capital gain upon a sold residence.

(ii) **Interest received on state and municipal bonds.** Interest received on state or local government bonds is generally not subject to federal income tax. The tax-exempt interest reported on Form 1040A is added back onto the bond owner's adjusted gross income to determine the bond owner's disposable income. Refer to (~~(paragraph (a))~~) (b)(ii) (~~(above)~~) of this subsection for a more complete discussion of tax-exempt interest on state and municipal bonds.

(iii) **Pension and annuity receipts.** Any nontaxable pension and annuity amounts are added onto the recipient's adjusted gross income amount to determine the recipient's disposable income. The nontaxable pension and annuity amounts are the difference in the total pension and annuity amounts reported from the taxable amounts reported. If the total amount of the pension and annuity amounts are not reported on the return, the assessor may use a copy of the Form 1099-R (Distributions from Pensions, Annuities, Retirement or Profit Sharing Plans, IRAs, Insurance Contracts, etc.) issued to the claimant, the claimant's spouse or domestic partner, or the cotenant to determine the total amount of pension and annuity amounts received. Pension and annuity amounts do not include distributions made from a traditional individual retirement account; and

(iv) **Federal Social Security Act and railroad retirement benefits.** Any nontaxable Social Security benefit or equivalent railroad retirement amount reported on Form 1040A is added onto the adjusted gross income of the person receiving these benefits to determine that person's disposable income. The nontaxable Social Security benefit or equivalent railroad retirement amount is the difference in the total Social Security benefits or equivalent railroad retirement amounts reported from the taxable amount reported. If the total amount of the Social Security benefit or equivalent railroad retirement amount is not reported on the return, the assessor

may use a copy of the Form SSA-1099 or Form RRB-1099 issued to the claimant, the claimant's spouse or domestic partner, or the cotenant to determine the Social Security benefits or the railroad retirement benefits received.

(v) **Excluded military pay and benefits.** Military pay and benefits excluded from federal adjusted gross income, other than attendant-care and medical-aid payments, are added onto adjusted gross income of the military personnel receiving the excluded military pay or benefits to determine that person's disposable income. Excluded military pay and benefits are discussed (~~(below)~~) in (~~(paragraph (e))~~) (d)(vii) of this subsection.

(vi) **Veterans benefits.** Veterans benefits are added back onto the veteran's adjusted gross income to determine the veteran's disposable income, except for:

(A) Attendant-care payments and medical-aid payments, defined as any payments for medical care, home health care, health insurance coverage, hospital benefits, or nursing home benefits provided by the Department of Veterans Affairs (VA);

(B) Disability compensation, defined as payments made by the Department of Veterans Affairs (VA) to a veteran because of service-connected disability. (RCW 84.36.383 (5)(f)(iii).)

(C) Dependency and indemnity compensation, defined as payments made by the Department of Veterans Affairs (VA) to a surviving spouse, child, or parent. (RCW 84.36.383 (5)(f)(iv).)

Veterans benefits are discussed (~~(below)~~) in (~~(paragraph (e))~~) (d)(viii) of this subsection.

(d) **Form 1040.** If a claimant provides a copy of a Form 1040, the assessor calculates the disposable income for the person or couple filing the return by adding onto the reported adjusted gross income all the items described below to the extent these items were excluded or deducted from gross income:

(i) **Gain from a sold residence.** The excluded capital gain from selling a principal residence to the extent that excluded gain was not reinvested in a new principal residence is added onto the seller's adjusted gross income to determine the seller's disposable income. The excluded capital gain amount is reported on the exemption application.

(ii) **Capital gains.** If the return shows capital gains or losses, the assessor examines a copy of the following schedule or forms, if any, that were filed with the return. The assessor should examine the capital gains reported on Schedule D (Capital Gains and Losses) and on Forms 4684 (Casualty and Thefts), 4797 (Sales of Business Property), and 8829 (Business Use of Home).

The assessor adds onto the adjusted gross income any amount of capital gains reduced by losses or deductions on the schedules or forms listed above to determine the total capital gains. The amount of capital gains that were excluded or deducted from adjusted gross income must be added onto that adjusted gross income to determine disposable income.

(iii) **Losses.** Amounts deducted for loss are added onto the adjusted gross income to determine the disposable income. Most losses are reported on the return in parentheses to reflect that these loss amounts are to be deducted. The net losses are reported on Form 1040 as business losses, as capi-

tal losses, as other losses, as rental or partnership-type losses, and as farm losses. Add these amounts in parentheses onto the adjusted gross income. In addition, the assessor adds to adjusted gross income the amount reported as a penalty on early withdrawal of savings because the amount represents a loss under section 62 of the Internal Revenue Code.

(A) The taxpayer only reports the net amount of losses on the front page of the Form 1040 federal income tax return. A loss may be used on other schedules or forms to reduce income before being transferred to the front page of the return to calculate adjusted gross income. The assessor adds onto the adjusted gross income the amount of losses used to reduce income on these other schedules and forms. ~~((If the assessor has already added capital gains reduced by losses, the assessor does not add this amount onto adjusted gross income as it has already been accounted for.))~~ The amount of losses that were used to reduce adjusted gross income must be added onto that adjusted gross income to determine disposable income. For example, the claimant reports on the front page of the 1040 a capital loss of (five thousand dollars). The assessor examines the Schedule D. On the Schedule D, the claimant reports two thousand dollars in long-term capital gains from the sale of Company X stock and seven thousand dollars in long-term capital losses from the sale of an interest in the Y limited partnership. The assessor has already ~~((reduced the claimant's adjusted gross income by))~~ added the five thousand dollars from the net capital loss reported on the front page of the return. The assessor would add onto adjusted gross income only the additional two thousand dollars in losses from this Schedule D that was used to offset the capital gain the claimant earned from the sale of Company X stock.

(B) The assessor should examine losses reported on Schedules C (Profit or Loss from Business), D (Capital Gains and Losses), E (Supplemental Income and Loss), F (Profit or Loss from Farming), and K-1 (Shareholder's Share of Income, Credits, Deductions, etc.), and on Forms 4684 (Casualty and Thefts), 4797 (Sales of Business Property), 8582 (Passive Activity Loss Limitations), and 8829 (Business Use of Home) to determine the total amount of losses claimed.

(iv) **Depreciation.** Amounts deducted for the depreciation, depletion, or amortization of an asset's costs are added onto the adjusted gross income to determine the disposable income. This includes section 179 expenses, as an expense in lieu of depreciation. Amounts deducted for depreciation, depletion, amortization, and 179 expenses may be found on Schedules C, C-EZ, E, F, K and K-1, and on Form 4835 (Farm Rental Income and Expenses). If the schedule or form results in a loss transferred to the front of the Form 1040 federal income tax return, the depreciation deduction to the extent it is represented in that loss amount should not be added onto the adjusted gross income (as this would result in it being added back twice);

(v) **Pension and annuity receipts.** Any nontaxable pension and annuity amounts are added onto the recipient's adjusted gross income amount to determine the recipient's disposable income. The nontaxable pension and annuity amounts are the difference ~~((~~the~~))~~ between the total pension and annuity amounts reported ~~((~~from~~))~~ and the taxable

amounts reported. If the total ~~((~~amount of the~~))~~ pension and annuity amounts are not reported on the return, the assessor may use a copy of the Form 1099-R (Distributions from Pensions, Annuities, Retirement or Profit Sharing Plans, IRAs, Insurance Contracts, etc.) issued to the claimant, the claimant's spouse or domestic partner, or the cotenant to determine the total ~~((~~amount of~~))~~ pension and annuity amounts received. Pension and annuity amounts do not include distributions made from a traditional individual retirement account.

(vi) **Federal Social Security Act and railroad retirement benefits.** Any nontaxable Social Security benefit or equivalent railroad retirement amount reported on the Form 1040 federal income tax return is added onto the adjusted gross income of the person receiving these benefits to determine that person's disposable income. The nontaxable Social Security benefit or equivalent railroad retirement amount is the difference ~~((~~the~~))~~ between the total Social Security benefits or equivalent railroad retirement amounts reported ~~((~~from~~))~~ and the taxable amounts reported. If the total amount of the Social Security benefit or equivalent railroad retirement amount is not reported on the return, the assessor may use a copy of the Form SSA-1099 or Form RRB-1099 issued to the claimant, the claimant's spouse or domestic partner, or the cotenant to determine the Social Security benefits or the railroad retirement benefits received.

(vii) **Excluded military pay and benefits.** Military pay and benefits excluded from federal adjusted gross income, other than pay or benefits for attendant care or medical aid, are added onto the adjusted gross income of the military personnel receiving the military pay or benefits to determine that person's disposable income. Excluded military pay and benefits are not reported on the Form 1040. Excluded military pay and benefits such as pay earned in a combat zone, basic allowance for subsistence (BAS), basic allowance for housing (BAH), and certain in-kind allowances, are reported in box 12 of the Form W-2. The claimant should disclose when excluded military pay and benefits were received and provide copies of the Form W-2 or other documents that verify the amounts received.

(viii) **Veterans benefits.** Federal law excludes from gross income any veterans benefits payments, paid under any law, regulation, or administrative practice administered by the Department of Veterans Affairs (VA). To determine disposable income, allowances or payments made from the VA must be added on the veteran's adjusted gross income, except for:

(A) Attendant-care payments and medical-aid payments, defined as any payments for medical care, home health care, health insurance coverage, hospital benefits, or nursing home benefits provided by the Department of Veterans Affairs (VA);

(B) Disability compensation, defined as payments made by the Department of Veterans Affairs (VA) to a veteran because of service-connected disability. (RCW 84.36.383 (5)(f)(iii).)

(C) Dependency and indemnity compensation, defined as payments made by the Department of Veterans Affairs (VA) to a surviving spouse, child, or parent. (RCW 84.36.383 (5)(f)(iv).)

VA benefits are not reported on the Form 1040. The claimant should disclose when excluded veterans benefits were received and provide copies of documents that verify the amount received. (~~Attendant care and medical aid payments are any payments for medical care, home health care, health insurance coverage, hospital benefits, or nursing home benefits provided by the VA;~~)

(ix) **Dividend receipts.** Exempt-interest dividends received from a regulated investment company (mutual fund) are reported on the tax-exempt interest line of the Form 1040 and added onto the recipient's adjusted gross income to determine that recipient's disposable income.

(A) The assessor may ask a claimant whether the claimant, the claimant's spouse or domestic partner, or any cotenants have received exempt-interest dividends.

(B) Generally, the mutual fund owner will receive a notice from the mutual fund telling him or her the amount of the exempt-interest dividends received. These exempt-interest dividends are not shown on Form 1099-DIV or Form 1099-INT. Although exempt-interest dividends are not taxable, the owner must report them on the Form 1040 tax return if he or she has to file; and

(x) **Interest received on state and municipal bonds.** Interest received on state or local government bonds is generally not subject to federal income tax. This tax-exempt interest is reported on the Form 1040 and added onto the bond owner's adjusted gross income to determine the bond owner's disposable income.

(3) **Calculate the combined disposable income.** When the assessor has calculated the disposable income for the claimant, the claimant's spouse or domestic partner, and any cotenants, the assessor combines the disposable income of these people together. The assessor reduces this combined income by the amount paid by the claimant or the claimant's spouse or domestic partner during that calendar year for their legally prescribed drugs, home health care; nursing home, (~~boarding home~~) assisted living facility, or adult family home expenses; and health care insurance premiums for medicare under Title XVIII of the Social Security Act to calculate the claimant's combined disposable income.

WSR 13-12-050

PERMANENT RULES

DEPARTMENT OF REVENUE

[Filed May 31, 2013, 2:33 p.m., effective July 1, 2013]

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

Purpose: WAC 458-12-342 explains how new construction is assessed for property tax purposes. The department is amending this rule to correct two citations: WAC 458-19-005 (2)(q) is changed to WAC 458-19-005 (2)(p); and WAC 458-12-005(4) is changed to WAC 458-12- [458-12-005] (2)(d).

Citation of Existing Rules Affected by this Order: Amending WAC 458-12-342 New construction—Assessment.

Statutory Authority for Adoption: RCW 84.08.010 and 84.41.090.

Adopted under notice filed as WSR 13-06-001 on February 20, 2013.

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 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: May 31, 2013.

Alan R. Lynn

Rules Coordinator

AMENDATORY SECTION (Amending WSR 05-14-106, filed 6/30/05, effective 7/31/05)

WAC 458-12-342 New construction—Assessment.

(1) New construction covered under the provisions of RCW 36.21.070 and 36.21.080, and defined in WAC 458-19-005 (2)(~~(q)~~)(p), shall be assessed at its true and fair value as of July 31st each year regardless of its percentage of completion. In instances when new construction continues after July 31 of any year, the increase in value of the property due to the new construction that occurs between August 1 of that year through July 31 of the following year is added to the assessment roll as "new construction" in the following year. New construction as used in this section refers only to real property, as defined in RCW 84.04.090 and further defined in WAC 458-12-010, and also to improvements, as described in WAC 458-12-005(~~(4)~~) (2)(d), located on leased public land, for which a building permit was issued or should have been issued pursuant to chapter 19.27, 19.27A, or 19.28 RCW or other laws providing for building permits.

(2) The assessor is authorized to place new construction on the assessment rolls up to August 31st each year and shall notify the owner, or person responsible for payment of taxes, of the value of any new construction that has been assessed. The notice shall advise the owner, or person responsible for payment of taxes, that such owner or person has thirty days from the date of mailing of the notice, or up to sixty days when the county legislative authority has adopted a longer time period, whichever is later, to appeal the valuation to the county board of equalization as provided in WAC 458-14-056.

WSR 13-12-053**PERMANENT RULES****DEPARTMENT OF****SOCIAL AND HEALTH SERVICES**

(Behavioral Health and Service Integration Administration)

[Filed May 31, 2013, 3:28 p.m., effective July 1, 2013]

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

Purpose: The new rules in chapters 388-877A, 388-877B, and 388-877C WAC establish program-specific rules for mental health, chemical dependency, and problem and pathological gambling services and replace the current rules in chapters 388-865, 388-816, and 388-805 WAC. The new rules support the department's chapter 388-877 WAC, which establish general administrative standards for agencies that provide behavioral health services. The department requires all agencies and providers affected by this rule to fully comply with the applicable requirements in chapters 388-877, 388-877A, 388-877B, and 388-877C WAC no later than September 1, 2013.

Citation of Existing Rules Affected by this Order: See Reviser's note below.

Statutory Authority for Adoption: Chapters 70.02, 70.96A, 71.05, 71.24, 71.34, 74.50 RCW; RCW 74.08.090, 43.20A.890.

Other Authority: 42 C.F.R. Part 8.

Adopted under notice filed as WSR 13-02-028 on December 20, 2012.

Changes Other than Editing from Proposed to Adopted Version: See Reviser's note below.

A final cost-benefit analysis is available by contacting Kathy Sayre, 4500 10th Avenue S.E., Lacey, WA 98503, phone (360) 725-1342, fax (360) 725-2280, e-mail kathy.sayre@dshs.wa.gov.

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 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 72, Amended 0, Repealed 129.

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 72, Amended 0, Repealed 129.

Date Adopted: May 30, 2013.

Kevin Quigley
Secretary

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 13-14 issue of the Register.

WSR 13-12-054**PERMANENT RULES****DEPARTMENT OF****SOCIAL AND HEALTH SERVICES**

(Behavioral Health and Service Integration Administration)

[Filed May 31, 2013, 3:36 p.m., effective July 1, 2013]

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

Purpose: The new rules in chapter 388-877 WAC allow for a single set of agency administrative, personnel, and clinical policies and procedures that address specific treatment populations and levels of care. The rules will provide standardization to all behavioral health services programs, provide an agency with a streamlined certification and/or licensure process for mental health, chemical dependency, and/or problem and pathological gambling treatment programs, and eliminate the need for multiple audits when the agency provides more than one behavioral health service. The rules support the program-specific rules the department is adopting, at the same time, for a new chapter 388-877A WAC for mental health, chapter 388-877B WAC for chemical dependency, and chapter 388-877C WAC for problem and pathological gambling. The department requires all agencies and providers affected by this rule to fully comply with the applicable requirements in chapters 388-877, 388-877A, 388-877B, and 388-877C WAC no later than September 1, 2013.

Statutory Authority for Adoption: Chapters 70.02, 70.96A, 71.05, 71.24, 71.34, 74.50 RCW; RCW 74.08.090, 43.20A.890.

Other Authority: 42 C.F.R. Part 8.

Adopted under notice filed as WSR 13-02-027 on December 20, 2012.

Changes Other than Editing from Proposed to Adopted Version: See Reviser's note below.

A final cost-benefit analysis is available by contacting Kathy Sayre, 4500 10th Avenue S.E., Lacey, WA 98503, phone (360) 725-1342, fax (360) 725-2280, e-mail kathy.sayre@dshs.wa.gov.

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 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 31, 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 31, Amended 0, Repealed 0.

Date Adopted: May 30, 2013.

Kevin Quigley
Secretary

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 13-14 issue of the Register.

WSR 13-12-055
PERMANENT RULES
STATE BOARD OF EDUCATION

[Filed June 1, 2013, 3:34 p.m., effective July 2, 2013]

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

Purpose: RCW 28A.710.110 requires the state board of education (SBE) to establish a statewide formula for a charter authorizer oversight fee, calculated as a percentage of the state operating funding allocated to each charter school under the jurisdiction of the authorizer. RCW 28A.710.140(1) requires the SBE to establish an annual statewide timeline for charter application submission and approval or denial, which must be followed by all authorizers. The timeline includes the annual date by which each authorizer must issue and publicize requests for proposals for charter applications under RCW 28A.710.130, and the last date by which each authorizer must submit a report of an action to approve or deny a charter application to the applicant and the SBE. RCW 28A.710.150(3) requires the SBE to implement a lottery process for certification and implementation of approved charters when the number exceeds the annual allowable limits established [in] subsection (1) of this section.

Statutory Authority for Adoption: Chapter 28A.710 RCW, Charter schools.

Adopted under notice filed as WSR 13-18-085 [13-08-085] on April 3, 2013.

Changes Other than Editing from Proposed to Adopted Version: In proposed WAC 180-19-080(1), add requirement that an applicant must submit a nonbinding notice of intent to be approved as a charter school not less than thirty days before the last date for submission of an application to an authorizer.

In proposed WAC 180-19-080(2), change "January 22" to "February 24."

In proposed WAC 180-19 [180-19-080](3), change "February 1" to "March 6."

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 5, Amended 0, Repealed 0.

Number of Sections Adopted at 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: May 9, 2013.

Ben Rarick
Executive Director

Chapter 180-19 WAC

CHARTER SCHOOLS

NEW SECTION

WAC 180-19-060 Authorizer oversight fee. (1) The statewide formula for the authorizer oversight fee transmitted to an authorizer by the superintendent of public instruction, as provided for in RCW 28A.710.110, shall be calculated at four percent of the state operating funding allocated under RCW 28A.710.220, with the fee decreasing to three percent of the state operating funding after an authorizer has authorized ten charter schools.

(2) The board shall periodically review the adequacy and efficiency of the authorizer oversight fee for the purpose of determining whether the formula should be adjusted in order to ensure fulfilling the purposes of chapter 28A.710 RCW. In conducting the review, the board shall utilize the information on authorizers' operating costs and expenses included in the annual report submitted to the board by each authorizer as set forth in RCW 28A.710.100(4).

NEW SECTION

WAC 180-19-070 Charter school—Request for proposals. Each authorizer shall annually issue requests for proposals for charter schools. For the year 2013, a request for proposal must be issued by no later than September 22, 2013. Requests for proposals in all subsequent years must be issued no later than April 15th.

NEW SECTION

WAC 180-19-080 Charter school applications—Submission, approval, or denial. (1) An applicant, as defined in RCW 28A.710.010, seeking approval must:

(a) Submit a nonbinding notice of intent to be approved as a proposed charter school not less than thirty days before the last date for submission of an application to an authorizer as provided in this section. An applicant may not file a charter school application in a calendar year unless it has filed timely notice of intent as provided herein; and

(b) Submit an application for a proposed charter school to an authorizer by no later than July 15th of the year in which the applicant seeks approval. Provided, however, that an applicant seeking approval to operate a charter school in 2014 must submit an application to an authorizer by no later than November 22, 2013.

(2) An authorizer receiving an application for a proposed charter school must either approve or deny the proposal by no later than October 15th of the year in which the application is received; Provided, however, that for applications received in 2013, the authorizer must approve or deny the proposal by no later than February 24, 2014.

(3) The authorizer must provide the state board of education with a written report of the approval or denial of an applicant's proposal for a charter school within ten days of such action, but no later than October 25th, whichever is sooner. Provided, however, that for proposals for charter schools received in 2013, the report must be received within ten days

of the action, but no later than March 6, 2014, whichever is sooner. The notice must comply with the requirements set forth in RCW 28A.710.150(2). The report shall be sent to the board via electronic mail to sbe@k-12.wa.us.

NEW SECTION

WAC 180-19-090 Board certification of charter schools—Lottery. (1) Upon receipt of notice from an authorizer that a charter school has been approved, the chair of the state board of education shall certify whether the approval is in compliance with the limits on the maximum number of charters in RCW 28A.710.150. Certification from the state board of education must be obtained before final authorization of a charter school. The certification of a charter school shall be posted on the board's web site.

(2) If the board receives notification of charter approvals under this section on the same day, and the total number of approvals exceeds the limits in RCW 28A.710.150(1), the board will select approved charters for certification through a lottery process as follows:

(a) The board shall notify the authorizer that the approved charter school has not been certified by the board for operation and must be selected for certification through a lottery.

(b) Within thirty days after determining that the limit for charter schools has been exceeded, the board shall conduct a lottery, as required by RCW 28A.710.150(3), at a publicly noticed meeting to select and certify approved charters for implementation. The board shall randomly draw the names of charter schools from the available pool of approved charter schools that have not been certified until the maximum allowable total number of charter schools has been selected.

(i) A charter school shall be certified by the board for operation commencing in the following school year so long as the total number of charter schools that may be established in any single year under RCW 28A.710.150 is not exceeded.

(ii) Once the total number of charter schools that may be established in any single year under RCW 28A.710.150 is exceeded, the board shall certify a charter school for operation in a subsequent year based upon the charter's selection in the lottery.

NEW SECTION

WAC 180-19-200 Computation of time. (1) "Days" means calendar day whenever used in this chapter, unless otherwise specified. The period of time for performing an act governed by this chapter is determined by excluding the first day and including the last day, unless the last day is an official state holiday, Saturday, or Sunday, in which event the period runs until the end of the next business day.

(2) If a specific due date is established under this chapter, and that date falls on a Saturday, Sunday, or official state holiday, such period is automatically extended to the end of the next business day.

WSR 13-12-061
PERMANENT RULES
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed June 4, 2013, 11:44 a.m., effective July 5, 2013]

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

Purpose: Amends WAC 181-79A-223, corrects language to reflect prior rule changes that deregulated school social worker preparation.

Citation of Existing Rules Affected by this Order: Amending x.

Statutory Authority for Adoption: RCW 28A.410.210.

Adopted under notice filed as WSR 13-08-043 on March 28, 2013.

A final cost-benefit analysis is available by contacting David Brenna, 600 Washington Street South, Room 400, Olympia, WA 98504-7236, phone (360) 725-6238, fax (360) 586-4548, e-mail david.brenna@k12.wa.us.

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 1, Repealed 0.

Number of Sections Adopted at 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 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: June 4, 2013.

David Brenna
Senior Policy Analyst

AMENDATORY SECTION (Amending WSR 12-20-072, filed 10/3/12, effective 11/3/12)

WAC 181-79A-223 Academic and experience requirements for certification—School nurse, school occupational therapist, school physical therapist and school speech-language pathologist or audiologist, and school social worker. Candidates for school nurse, school occupational therapist, school physical therapist and school speech-language pathologist or audiologist and school social worker certification shall apply directly to the professional education and certification office. Such candidates shall complete the following requirements, in addition to those set forth in WAC 181-79A-150, except state approved college/university professional preparation program. Provided, that it shall not be necessary for any candidate who holds a master's or doctorate degree to obtain the specified master's degree if the candidate provides satisfactory evidence to the superintendent of public instruction that he or she has completed all course work requirements relevant to the required master's degree and has satisfactorily completed a comprehensive examination required in such master's degree program: Pro-

vided. That if any candidate has been awarded a master's degree without a comprehensive examination, the candidate, as a condition for certification, shall successfully complete the Praxis II exam in the appropriate role.

(1) School nurse.

(a) Initial.

(i) The candidate shall hold a valid license as a registered nurse (RN) in Washington state.

(ii) The candidate shall hold a baccalaureate degree or higher in nursing from a program accredited by the National League for Nursing Accrediting Commission or the Commission on Collegiate Nursing Education.

(iii) The candidate shall successfully complete thirty clock hours or three quarter hours (two semester hours) of course work approved by the professional educator standards board which will include the following course outcomes in which candidates will:

(A) Demonstrate an understanding of school and special education law;

(B) Understand and demonstrate knowledge of working within the culture of the schools, creating an environment that fosters safety, health, and learning for the students;

(C) Demonstrate knowledge of appropriate resources in the school setting;

(D) Demonstrate knowledge of collaboration with team members which may include parents, teachers, administrators, and others to support learning outcomes for all students;

(E) Demonstrate knowledge of how to support the outcomes for all students through strategies such as scientifically based practices, collaborative teaming, and ethical decision making;

(F) Use national, state, and local policies, as well as professional standards, to support decision making in educational settings and inform professional growth planning;

(G) Demonstrate an understanding of the use of human, community, and technological resources. Provided, that an individual who meets all other requirements but who has not completed the required course work shall be issued a temporary permit valid for one hundred eighty calendar days which will allow the individual to practice in the role. The candidate shall verify to OSPI the completion of the required course work during the one hundred eighty-day period.

(b) Continuing.

(i) The candidate shall have completed the requirements for the initial certificate as a school nurse and have completed forty-five quarter hours (thirty semester hours) of postbaccalaureate course work in education, nursing, or other health sciences.

(ii) The candidate shall provide documentation of one hundred eighty days of full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(2) School occupational therapist.

(a) Initial.

(i) The candidate shall hold a valid license as an occupational therapist in Washington state.

(ii) The candidate shall hold a baccalaureate (or higher) degree from an American Occupational Therapy Association approved program in occupational therapy.

(iii) The candidate shall successfully complete thirty clock hours or three quarter hours (two semester hours) of course work approved by the professional educator standards board which will include the following course outcomes in which candidates will:

(A) Demonstrate an understanding of school and special education law;

(B) Understand and demonstrate knowledge of working within the culture of the schools, creating an environment that fosters safety, health, and learning for the students;

(C) Demonstrate knowledge of appropriate resources in the school setting;

(D) Demonstrate knowledge of collaboration with team members which may include parents, teachers, administrators, and others to support learning outcomes for all students;

(E) Demonstrate knowledge of how to support the outcomes for all students through strategies such as scientifically based practices, collaborative teaming, and ethical decision making;

(F) Use national, state, and local policies, as well as professional standards, to support decision making in educational settings and inform professional growth planning;

(G) Demonstrate an understanding of the use of human, community, and technological resources. Provided, that an individual who meets all other requirements but who has not completed the required course work shall be issued a temporary permit valid for one hundred eighty calendar days which will allow the individual to practice in the role. The candidate shall verify to OSPI the completion of the required course work during the one hundred eighty-day period.

(b) Continuing.

(i) The candidate shall have completed the requirements for the initial certificate as a school occupational therapist and have completed at least fifteen quarter hours (ten semester hours) of course work beyond the baccalaureate degree in occupational therapy, other health sciences or education.

(ii) The candidate shall provide documentation of one hundred eighty days of full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(3) School physical therapist.

(a) Initial.

(i) The candidate shall hold a valid license as a physical therapist in Washington state.

(ii) The candidate shall hold a baccalaureate (or higher) degree from an American Physical Therapy Association accredited program in physical therapy.

(iii) The candidate shall successfully complete thirty clock hours or three quarter hours (two semester hours) of course work approved by the professional educator standards board which will include the following course outcomes in which candidates will:

(A) Demonstrate an understanding of school and special education law;

(B) Understand and demonstrate knowledge of working within the culture of the schools, creating an environment that fosters safety, health, and learning for the students;

(C) Demonstrate knowledge of appropriate resources in the school setting;

(D) Demonstrate knowledge of collaboration with team members which may include parents, teachers, administrators, and others to support learning outcomes for all students;

(E) Demonstrate knowledge of how to support the outcomes for all students through strategies such as scientifically based practices, collaborative teaming, and ethical decision making;

(F) Use national, state, and local policies, as well as professional standards, to support decision making in educational settings and inform professional growth planning;

(G) Demonstrate an understanding of the use of human, community, and technological resources. Provided, that an individual who meets all other requirements but who has not completed the required course work shall be issued a temporary permit valid for one hundred eighty calendar days which will allow the individual to practice in the role. The candidate shall verify to OSPI the completion of the required course work during the one hundred eighty-day period.

(b) Continuing.

(i) The candidate shall have completed the requirements for the initial certificate as a school physical therapist and have completed fifteen quarter hours (ten semester hours) of course work beyond the baccalaureate degree in physical therapy, other health sciences or education.

(ii) The candidate shall provide documentation of one hundred eighty days of full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(4) School speech-language pathologist or audiologist.

(a) Initial.

(i) The candidate shall have completed all course work (except special project or thesis) for a master's degree from a college or university program accredited by the American Speech and Hearing Association (ASHA) with a major in speech pathology or audiology. Such program shall include satisfactory completion of a written comprehensive examination: Provided, That if any candidate has not completed a written comprehensive examination, the candidate may present verification from ASHA of a passing score on the National Teacher's Examination in speech pathology or audiology as a condition for certification.

(ii) The candidate shall successfully complete thirty clock hours or three quarter hours (two semester hours) of course work approved by the professional educator standards board which will include the following outcomes in which candidates will:

(A) Demonstrate an understanding of school and special education law;

(B) Understand and demonstrate knowledge of working within the culture of the schools, creating an environment that fosters safety, health, and learning for the students;

(C) Demonstrate knowledge of appropriate resources in the school setting;

(D) Demonstrate knowledge of collaboration with team members which may include parents, teachers, administrators, and others to support learning outcomes for all students;

(E) Demonstrate knowledge of how to support the outcomes for all students through strategies such as scientifically based practices, collaborative teaming, and ethical decision making;

(F) Use national, state, and local policies, as well as professional standards, to support decision making in educational settings and inform professional growth planning;

(G) Demonstrate an understanding of the use of human, community, and technological resources. Provided, that an individual who meets all other requirements but who has not completed the required course work shall be issued a temporary permit valid for one hundred eighty calendar days which will allow the individual to practice in the role. The candidate shall verify to OSPI the completion of the required course work during the one hundred eighty-day period.

(b) Continuing.

(i) The candidate shall hold a master's degree with a major in speech pathology or audiology.

(ii) The candidate shall provide documentation of one hundred eighty days of full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(5) School social worker.

(a) Initial.

(i) The candidate shall hold an MSW from a regionally accredited institution of higher learning.

(ii) The candidate shall successfully complete thirty clock hours or three quarter hours (two semester hours) of course work approved by the professional educator standards board which will include the following outcomes in which candidates will:

(A) Demonstrate an understanding of school and special education law;

(B) Understand and demonstrate knowledge of working within the culture of the schools, creating an environment that fosters safety, health, and learning for the students;

(C) Demonstrate knowledge of appropriate resources in the school setting;

(D) Demonstrate knowledge of collaboration with team members which may include parents, teachers, administrators, and others to support learning outcomes for all students;

(E) Demonstrate knowledge of how to support the outcomes for all students through strategies such as scientifically based practices, collaborative teaming, and ethical decision making;

(F) Use national, state, and local policies, as well as professional standards, to support decision making in educational settings and inform professional growth planning;

(G) Demonstrate an understanding of the use of human, community, and technological resources. Provided, that an individual who meets all other requirements but who has not completed the required course work shall be issued a tempo-

rary permit valid for one hundred eighty calendar days which will allow the individual to practice in the role. The candidate shall verify to OSPI the completion of the required course work during the one hundred eighty-day period.

(iii) The candidate shall have a passing score on the Praxis II school social worker examination.

(b) Continuing.

(i) The candidate shall have completed the requirements for the initial certificate as a school social worker and have completed an annual professional growth plan or fifteen quarter hours or one hundred fifty clock hours specific to the role of the school social worker.

(ii) The candidate shall provide documentation of one hundred eighty days of full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

WSR 13-12-070

PERMANENT RULES

DEPARTMENT OF TRANSPORTATION

[Filed June 5, 2013, 7:24 a.m., effective July 6, 2013]

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

Purpose: New rules, chapter 468-601 WAC, Leases with private entities for retail services at park and ride lots—Accommodations for local business.

Statutory Authority for Adoption: RCW 47.04.295.

Adopted under notice filed as WSR 13-08-004 on March 21, 2013.

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 0, Repealed 0.

Number of Sections Adopted at 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: May 8, 2013.

Kathryn W. Taylor
Chief of Staff

Chapter 468-601 WAC

LEASES WITH PRIVATE ENTITIES FOR RETAIL SERVICES AT PARK AND RIDE LOTS—ACCOMMODATIONS FOR LOCAL BUSINESS

NEW SECTION

WAC 468-601-010 Leases with private entities.

Washington state department of transportation (WSDOT) may enter into lease agreements with private entities allowing them to operate franchises for food or beverage services, restaurants, grocery and convenience stores, or other services that are of benefit to the traveling public at park and ride lots owned by the department if the following conditions are met:

- The leased property is not presently needed for highway purposes.
- The agreement contains such terms and conditions as will ensure that the leased property will be used in a manner that is not inconsistent with the functions and operations of the applicable park and ride lot.
- The agreement protects the state and the local transit agency from commercial harm or other type of harm.
- The department ensures it receives best value for use of the property by using a competitive procurement process or other reasonable manner to solicit proposals.
- The agreement provides that the state is compensated in legally sufficient amounts for the use of the underlying right of way; that oversight and management of the agreement is provided for; and that any remaining compensation is distributed as required by law including, but not limited to, RCW 47.04.295 and 47.66.070.
- The term of a concession contract will generally not exceed ten years, unless WSDOT determines that necessary construction or other capital improvements to be undertaken at the site warrant a longer term.

NEW SECTION

WAC 468-601-020 Competitive selection process.

When entering into lease agreements with private vendors for retail concessionaire or franchise services at its park and ride lots, WSDOT shall conduct a competitive and transparent procurement process. The selection process shall comply with all applicable state laws and policies that govern WSDOT. All solicitation documents shall clearly indicate the process to be followed including, but not limited to, the following:

- Notification of solicitation via the Washington electronic business solution (WEBS) web site;
- Appointment of a procurement coordinator;
- A schedule of procurement activities;
- Proposer/submitter question and answer period;
- Public notification of apparently successful proposer/submitter;
- An optional proposer/submitter debrief; and
- Complaint and protest procedures.

NEW SECTION**WAC 468-601-030 Notification to local businesses.**

WSDOT shall make reasonable efforts to contact similar retail businesses within a one-fourth mile radius of the park and ride entrance, and shall provide a notice of proposed action for park and ride locations that are under consideration for retail operations. WSDOT shall give local businesses the opportunity and a meaningful amount of time to prepare and submit a compliant proposal through the competitive process.

NEW SECTION**WAC 468-601-040 Local business preference.**

Preference in competing for lease agreements shall be given to established local businesses. To be eligible for the preference, an established local business must be offering a similar product or service at a retail outlet that is located within a one-fourth mile radius of the entrance of the park and ride facility; and the retail outlet must have been in operation for at least one hundred twenty days prior to the scheduled solicitation date. A competitive procurement preference shall be granted in each of the following ways:

- The procurement process must allow for the established local retailer to be notified that WSDOT has received one or more letters from potential retailers indicating their intent to compete for a lease at the subject park and ride lot. Upon notification, the established local retailer shall be granted an opportunity to submit a proposal. The period of time allowed for the local retailer's submission of a compliant proposal shall not be less than the time allowed for other proposers to respond; and

- Eligible local businesses shall receive local preference scoring during the evaluation phase of the selection process. WSDOT shall add five percent of total possible points to the final scoring of the site proposal.

WSR 13-12-079**PERMANENT RULES****OFFICE OF****INSURANCE COMMISSIONER**

[Insurance Commissioner Matter No. R 2013-05—Filed June 5, 2013, 11:23 a.m., effective January 1, 2014]

Effective Date of Rule: January 1, 2014.

Purpose: WAC 284-30-360 and 284-30-650 require insurers, health care service contractors, and health maintenance organizations to respond in writing to the insurance commissioner regarding consumer complaints. The commissioner is amending these WAC sections to require that the response be submitted in an electronic format. This will allow these entities to transmit private information electronically in a secure method rather than by the use of "snail mail."

Citation of Existing Rules Affected by this Order: Amending WAC 284-30-360 and 284-30-650.

Statutory Authority for Adoption: RCW 48.02.060, 48.44.050, and 48.46.200.

Other Authority: RCW 48.30.010, 48.44.050, and 48.46.200.

Adopted under notice filed as WSR 13-10-078 on May 1, 2013.

A final cost-benefit analysis is available by contacting Jim Tompkins, P.O. Box 40258, Olympia, WA 98504-0258, phone (360) 725-7036, fax (360) 586-3109, e-mail rules coordinator@oic.wa.gov.

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 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 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 2, Repealed 0.

Date Adopted: June 5, 2013.

Mike Kreidler
Insurance Commissioner

AMENDATORY SECTION (Amending Matter No. R 2007-08, filed 5/20/09, effective 8/21/09)

WAC 284-30-360 Standards for the insurer to acknowledge pertinent communications. (1) Within ten working days after receiving notification of a claim under an individual insurance policy, or within fifteen working days with respect to claims arising under group insurance contracts, the insurer must acknowledge its receipt of the notice of claim.

(a) If payment is made within that period of time, ~~((acknowledgement))~~ acknowledgment by payment constitutes a satisfactory response.

(b) If an ~~((acknowledgement))~~ acknowledgment is made by means other than writing, an appropriate notation of the ~~((acknowledgement))~~ acknowledgment must be made in the claim file of the insurer describing how, when, and to whom the notice was made.

(c) Notification given to an agent of the insurer is notification to the insurer.

(2) Upon receipt of any inquiry from the commissioner concerning a complaint, every insurer must furnish the commissioner with an adequate response to the inquiry within fifteen working days after receipt of the commissioner's inquiry using the commissioner's electronic company complaint system.

(3) For all other pertinent communications from a claimant reasonably suggesting that a response is expected, an appropriate reply must be provided within ten working days for individual insurance policies, or fifteen working days with respect to communications arising under group insurance contracts.

(4) Upon receiving notification of a claim, every insurer must promptly provide necessary claim forms, instructions,

and reasonable assistance so that first party claimants can comply with the policy conditions and the insurer's reasonable requirements. Compliance with this paragraph within the time limits specified in subsection (1) of this section constitutes compliance with that subsection.

AMENDATORY SECTION (Amending Order R 87-5, filed 4/21/87)

WAC 284-30-650 Prompt responses required. It is an unfair practice for an insurer, and a prohibited practice for a health care service contractor or a health maintenance organization, to fail to respond promptly to any inquiry from the insurance commissioner relative to the business of insurance. A lack of response within fifteen business days from receipt of an inquiry will be considered untimely. A response must be in writing (~~(, unless otherwise indicated in the inquiry)~~) and submitted using the commissioner's electronic company complaint system.