



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do **NOT** use for expedited rule making

Agency: Washington Department of Fish and Wildlife

Subject of possible rule making: WAC 232-12-051, Muzzleloading firearms; and WAC 232-12-054, Archery requirements – Archery special use permits.

Statutes authorizing the agency to adopt rules on this subject: RCW 77.12.047.

Reasons why rules on this subject may be needed and what they might accomplish: RCW 9.41.060(8) allows people to carry pistols without a concealed-pistol license (CPL) if they are engaged in a lawful outdoor recreational activity such as hunting or fishing. Currently, WAC 232-12-051 requires hunters to have a CPL if they want to carry a modern handgun for personal protection during muzzleloader season. WAC 232-12-054 requires the same if hunters want to carry a modern handgun for personal protection during archery season. In light of RCW 9.41.060(8), the Department recognizes the need to narrowly tailor its firearms-related hunting regulations so as to not infringe on hunters' rights to carry weapons for personal protection.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:
The U.S. Department of the Interior. Once we have new rules in place, we will share them with the National Park Service and the U.S. Fish and Wildlife Service, since these agencies will model firearms regulations in National Parks on the regulations of the state(s) in which a park is located.

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe)

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Contact Lori Preuss, WDFW Enforcement, 600 Capitol Way, N., Olympia, WA 98501-1091.
Phone (360) 902-2930; fax (360) 902-2155; e-mail at Lori.preuss@dfw.wa.gov.

Contact by October 15, 2009. Expected proposal filing on or after October 21, 2009.

DATE
August 26, 2009

NAME (TYPE OR PRINT)
Lori Preuss

SIGNATURE

TITLE
Rules Coordinator

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