

Summary Sheet

Meeting dates: December 13, 2019

Agenda item: 5. Amendment to Dealer Fee WAC for CRSSE and License Package—
Briefing, Public Comment, and Decision

Presenter(s): Nate Pamplin, Director of Budget and Government Affairs

Background summary:

RCW 77.32.050 provides authority for the Commission to sell recreational licenses, permits, tags, stamps, and raffle items. The statute also provides authority for the Commission to adopt rules regarding license transactions, to collect at least \$2 for the issuance of a standard recreational license, and it provides authority to establish a lower fee for tags. Finally, the statute requires that dealer fees must be uniform throughout the state.

WAC 220-220-320 is the rule that establishes dealer fees.

The Department proposes two edits to WAC 220-220-320. The first is to clarify the current practice that bundled license packages include dealer fees for both the standard license (not to exceed \$2) and tags and endorsements. It also applies in scenarios when a customer is purchasing multiple items in a single transaction so that the dealer fees for tags or other endorsements is additive to the \$2 license issuance dealer fee; consistent with current practice. The second proposed edit is to strike the reference to the Columbia River Salmon and Steelhead Endorsement that sunset on July 1, 2019.

Staff recommendation: Adopt the WAC as presented.

Policy issue(s) and expected outcome: These are housekeeping changes that will add clarity for the retail dealer community and customers and it provides an administrative clean-up based on the expiration of the Columbia River Salmon and Steelhead Endorsement.

Fiscal impacts of agency implementation: There is no new revenue generated in this proposal; the rule provides clarity regarding how dealer fees are currently assessed.

Public involvement process used and what you learned: The Department's CR-101 was filed August 27, 2019. The CR-102 was filed October 18, 2019.

There was a post made to a personal Facebook page that created some confusion about the scope and intent of this rule. The post referenced this rulemaking, erroneously claiming that it was Governor Inslee's proposal to increase recreational license fees to fund Southern Resident Killer Whale recovery. The Department received four comments in opposition of increased fees and referenced this rule. The Department was able to clarify via email the housekeeping nature of the rule by directly responding to constituents who had contacted the Department.

No further comments were received that directly pertained to this rule as of December 3, 2019 when this document was submitted to the F&W Commission office.

Action requested and/or proposed next steps: Staff briefing, public hearing, and rule adoption.

Draft motion language: “I move to amend WAC 220-220-320, as presented by staff.”

Post decision communications plan: This is primarily an internal administrative issue; no external communications are needed.