
28 July 2018 WAC Notes – WRAC Meeting Notes

Attending Jenny Schlieps, Kelley Ward, Suzanne West, Jasmine Fletcher, Jennifer Convy, Hailie Christenson, Jan White, Rachel Rivera, Alicia Bye, Alysha Evans; staff - Mick Cope (facilitator), Patricia Thompson, Jason Capelli, Wendy Connally (notes)

Excused Crystal Buckley, Jade Shaw; staff - Severin Ericson, Kristin Mansfield

Meeting Kickoff

Introductions, Agenda Review, Meeting Purpose Review

No changes to agenda, but need clarity/path for milestones

Timeline

As staff starts to convert some of your comments to actual edits, there may be questions we'll need to clarify via email. We're aiming to finish WAC edits next meeting and do a full review of all WAC edits in September.

August – last WACs and start overview – notes following this meeting need to be out QUICKLY with the full edited packet of WACs for this team to review before September meeting

September – full review of edited WACs

October – staff finalize WACs for rule-making process and send to state Office of Code Reviser

This [rule-making process](#) takes months and runs through the Office of Code Reviser. This includes the OCR internal review and processing, Attorneys' General Office review, public participation, staff review and consideration of public comments, rule amendments if needed after all reviews/comments, Fish and Wildlife Commission (FWC) review, staff response, and FWC adoption of proposed rules. This timeline puts rules in front of the Commission in January and February 2019, which would put active rules in place by March 2019.

During the FWC process, staff will need to work with the Washington Wildlife Rehabilitation Association and the wildlife rehabilitation community to communicate coming changes as we know them, educate inspectors and enforcement, and communicate a "grace period" for certain elements if appropriate/allowable.

ACTION Staff keep up with edits to date and crosswalk notes and comments into edits for a complete package ASAP after the August meeting. Committee needs maximum review time between August and September meeting to see the full package and come prepared for September final edits.

June 2 and June 29 Meeting Notes

Approved with changes discussed in the meeting; noted:

*June 2 notes, page 3 – "Consider making rehabilitation records consistent with veterinary record rules, but specialized for wildlife" – clarify the review or edit actions for this committee **related to record retention timeline***

ACTION Post approved notes-to-date to WDFW WRAC website for public viewing

Discussion/Topics Outside of WAC Reviews Today

Issue – offsite subpermittee

This element was discussed intensively in June 29th meeting and the committee decided to remove *offsite* subpermittee status. We all acknowledged a few offsite subpermittees who are currently important to primary permittee operations, and also that the offsite status presents many challenges. Discussion today revisited

enabling subpermittees who are doing great work offsite to transition primary permittee status for single taxa and/or with endorsements, subauthorizations for specific taxa and experience, or seasonal department approval (i.e., annual seasonal sub-authorizations for just a certain number of squirrels based on pre-season inspections and approvals).

The discussion led to the same conclusion previously agreed to – consistently monitored quality animal care, pre- and during-season inspections, supervision and liability of permittee, and enforcement for exceptions and offsite irregular care is incredibly difficult and also places a responsibility on the primary permittee that many cannot consistently perform (busy season does not allow time for primary to oversee sub operations).

The Department can more easily work with permittees and their current subpermittees to provide training for testing and inspections for subpermittee conversion to primary permits; this will lead to a more stable, durable, and feasible solution.

Members of the committee were not in total agreement to eliminate off-site subpermittee status and feel that this issue/change will likely bring public comments and additional discussion. Subpermittee status is different in the public connection and response, record-keeping, paperwork, and coordination/processes; some subpermittees will not be able to or inclined to apply for primary permittee. We acknowledged that subpermittees with appropriate experience will have a pathway to permittee status, even with taxa- or species-specific focus. More discussion will occur in future meeting(s) and public comment periods (30-day likely in late autumn or December, and during Commission evaluation).

Issue – education animals

This issue was discussed in depth during the education animal discussion and resulted in some WAC edits.

ACTION – staff needs to review our internal processing for educational animal approvals (is it appropriate to attach to Scientific Research Permit, Wildlife Rehabilitation Permit, or other permit) and our obligation to inspect and follow up on animal care and well-being post-transfer to education animal status. This may be separate from this committee work but is related.

WAC Edits

Edits were made on-screen in this meeting with discussion to the following WACs:

- 220-450-090 Revised text was sent ahead of the meeting, based on previous meeting edits and notes; additional edits were made today. **ACTION** send third version to the committee with full packet ahead of September review.
- 220-450-070 Wildlife Rehabilitation Permits Requirements and Restrictions
- 220-450-170 Wildlife Rehabilitation Disposition of Nonreleasable
- 220-450-200 Wildlife Rehabilitation Prohibition on Commercial Uses
- 220-450-210 Oiled Bird Rehabilitation Facility Requirements
- 220-450-220 Reporting receipt, death, carcass retention and release of oiled birds

Next meeting

- 220-450-120 Clarifications re veterinary sections – what is WDFW authority and appropriate review or process to refer to veterinary review board? **ACTION** need AG to advise?
- 220-450-060 Definitions – **ACTION** Wendy send Heather the 060-relevant past meeting notes in one document for committee August prep

- 220-450-140 Falconers – do next time
- 220-450-070 Oiled wildlife and all endorsements – ACTION staff need to finish proposed language for WRAC review; ACTION Brian will convene a work group with Ecology to crosswalk existing rules and plan requirements to be sure our proposals are consistent
- 220-450-090 ACTION staff need to finish review with AG, proposed language options for WRAC review (review board)