



# 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:** Chapter 220-72 WAC, Oyster diseases and pests, and specifically oyster drills.

**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:** The department must amend the rules designating tideland areas infested with Japanese oyster drills in order to protect currently uninfested tidelands from the transfer of shellfish harboring oyster drills or their eggs. Surveys indicate that in some areas, Japanese oyster drills have expanded their range to include previously uninfested tidelands.

The department also seeks to correct several errors in the latitude/longitude descriptions of current drill-infested areas. These corrections will help perpetuate shellfish resources by minimizing the chances that Japanese oyster drills are spread through shellfish transfers.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**  
None.

**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 Rules Coordinator  
600 Capitol Way North  
Olympia, WA 98501-1091

Phone: (360) 902-2930; fax (360) 902-2155; e-mail [Lori.Preuss@dfw.wa.gov](mailto:Lori.Preuss@dfw.wa.gov).

Contact by September 20, 2013. Expected proposal filing on or after October 2, 2013.

**DATE**  
August 6, 2013

**NAME (TYPE OR PRINT)**  
Lori Preuss

**SIGNATURE**

**TITLE**  
Rules Coordinator

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: August 06, 2013**

**TIME: 8:29 AM**

**WSR 13-16-074**