



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: The department is considering rule amendments to provide guidelines for issuing geoduck dive licenses in response to statutory changes limiting the number of commercial geoduck dive licenses issued by WDFW to 77 each calendar year beginning January 1, 2015.

Statutes authorizing the agency to adopt rules on this subject: RCW 77.04.012, 77.04.055, and 77.12.047.

Reasons why rules on this subject may be needed and what they might accomplish: RCW 77.65.410 was amended to limit the number of commercial geoduck dive licenses issued by WDFW to no more than 77 per calendar year. The department must comply with Washington state law. The department is considering amending rules to provide an equitable process for the issuance of commercial geoduck dive licenses due to the changes to RCW 77.65.410.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

The Department of Natural Resources (DNR) and WDFW, in partnership with industry stakeholders, establish safety certification for all geoduck divers. A person must have a safety certificate for diving and be on a current DNR geoduck harvest plan agreement to obtain a geoduck dive license from WDFW. WDFW will coordinate with DNR throughout the rulemaking process where necessary.

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: Bill Joplin or Frank Hawley
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Contact by March 24th, 2014. Expected proposal filing on or after April 2, 2014

DATE February 5, 2014
NAME (TYPE OR PRINT) Joanna Eide
SIGNATURE
TITLE Rules Coordinator

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<div style="border: 1px solid black; padding: 10px;"> <p style="text-align: center;">OFFICE OF THE CODE REVISER STATE OF WASHINGTON FILED</p> <p>DATE: February 05, 2014 TIME: 11:32 AM</p> <p>WSR 14-04-132</p> </div>