



# EXPEDITED RULE MAKING

## CR-105 (December 2017) (Implements RCW 34.05.353)

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STATE OF WASHINGTON  
FILED

DATE: July 18, 2018

TIME: 7:51 AM

WSR 18-15-085

**Agency:** Washington Department of Fish and Wildlife

**Title of rule and other identifying information:** (describe subject) Creating WAC 220-220-250 to accommodate the request legislation passed in 2018 that established a donation program for resident disabled veterans.

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** Creating WAC 220-220-250 to define the license products available under the resident disabled veteran donation program, effective June 13, 2018.

**Reasons supporting proposal:** Creating WAC 220-220-250 to define the license products available under the resident disabled veteran donation program, effective June 13, 2018.

**Statutory authority for adoption:** RCW 77.32.590

**Statute being implemented:** RCW 77.12.320, RCW 77.32.590

**Is rule necessary because of a:**

- |                         |                              |  |
|-------------------------|------------------------------|--|
| Federal Law?            | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision?   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

If yes, CITATION:

**Name of proponent:** (person or organization) Washington Dept. of Fish & Wildlife

- Private  
 Public  
 Governmental

**Name of agency personnel responsible for:**

	Name	Office Location	Phone
Drafting:	Kristin Nielsen	1111 Washington Street, Olympia, WA 98501	(360) 902-2186
Implementation:	Peter Vernie	1111 Washington Street, Olympia WA 98501	(360) 902-2302
Enforcement:	Chief Steve Bear	1111 <u>Washington Street, Olympia WA 98501</u>	(360) 902-2936

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:** None

**Expedited Adoption - Which of the following criteria was used by the agency to file this notice:**

- Relates only to internal governmental operations that are not subject to violation by a person;
- Adopts or incorporates by reference without material change federal statutes or regulations, Washington state statutes, rules of other Washington state agencies, shoreline master programs other than those programs governing shorelines of statewide significance, or, as referenced by Washington state law, national consensus codes that generally establish industry standards, if the material adopted or incorporated regulates the same subject matter and conduct as the adopting or incorporating rule;
- Corrects typographical errors, make address or name changes, or clarify language of a rule without changing its effect;
- Content is explicitly and specifically dictated by statute;
- Have been the subject of negotiated rule making, pilot rule making, or some other process that involved substantial participation by interested parties before the development of the proposed rule; or
- Is being amended after a review under RCW 34.05.328.

**Expedited Repeal - Which of the following criteria was used by the agency to file notice:**

- The statute on which the rule is based has been repealed and has not been replaced by another statute providing statutory authority for the rule;
- The statute on which the rule is based has been declared unconstitutional by a court with jurisdiction, there is a final judgment, and no statute has been enacted to replace the unconstitutional statute;
- The rule is no longer necessary because of changed circumstances; or
- Other rules of the agency or of another agency govern the same activity as the rule, making the rule redundant.

**Explanation of the reason the agency believes the expedited rule-making process is appropriate pursuant to RCW 34.05.353(4):** This is to make the rule align with the new statute that was approved.

**NOTICE**

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO**

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Agency: Washington Department of Fish and Wildlife

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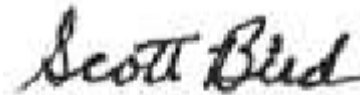
**AND RECEIVED BY** (date) September 18, 2018

**Date:** July 18, 2018

**Name:** Scott Bird

**Title:** Rules Coordinator

**Signature:**



NEW SECTION

**WAC 220-220-250 Donation program for resident disabled veterans.**

(1) The department is authorized to create a special donation program for resident disabled veterans who meet the eligibility criteria set forth in RCW 77.32.480 (1)(a) or (b).

(2) Funds donated by the public will be deposited into a disabled veterans donation fund account. On a first-come, first-served basis, qualifying resident disabled veteran will have the opportunity to purchase certain recreational hunting and fishing licenses at the prices set forth below using funds in the disabled veterans donation fund account, as available. Donation account funds may also be applied to dealer and transaction fees associated with each qualifying license purchase.

(3) Qualifying resident disabled veterans are eligible to purchase the following licenses using available funds from the disabled veterans donation fund account:

(a) **Hunting Licenses:**

(i) Deer;

(ii) Deer and elk;

(iii) Deer, elk, bear, cougar;

(iv) Elk;

(v) Small game;

(vi) Deer and elk with small game;

(vii) Deer with small game;

(viii) Deer, elk, bear, cougar with small game;

(ix) Elk with small game;

(x) Bear with small game;

(xi) Cougar with small game;

(xii) Bear;

(xiii) Cougar.

(b) **Fishing Licenses:**

(i) Annual combination fishing;

(ii) Three-day razor clam.

(4) Per RCW 77.32.480(1), qualifying resident disabled veterans will be issued hunting licenses at the reduced rate of a youth hunting license.

(5) Qualifying resident disabled veterans will be issued annual combination fishing licenses at the rate of eight dollars and fifty cents, which includes the reduced license rate of five dollars set forth in RCW 77.32.480(1) and the rockfish and biotoxin surcharges set forth in RCW 77.32.470 (2)(a) and 77.32.555(1).

(6) Qualifying resident disabled veterans will be issued three-day razor clam licenses at the rate of seven dollars, which includes the license rate of five dollars set forth in RCW 77.32.520(5) and the biotoxin surcharge set forth in RCW 77.32.555(1).