



RULE-MAKING ORDER EMERGENCY RULE ONLY

CR-103E (December 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: May 01, 2020

TIME: 12:05 PM

WSR 20-10-065

Agency: Washington Department of Fish and Wildlife (WDFW) 20-64

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) May 5, 2020

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: WDFW will reopen the spring bear hunting season on May 5, 2020. The spring bear hunting seasons were originally scheduled to end on May 31 for Game Management Units 627, 633, 681 and 684 and on June 15 for Game Management Units 101, 105, 108, 111, 117, 121, 154, 162, 166, 169, 172, 175, 178, 181, 186, 418, 642, 648, and 638. WDFW has extended the spring bear hunting season through June 30, 2020, to give hunters opportunity that they may have lost due to the COVID-19 closure.

WDFW is also waiving the pelt sealing requirement for spring black bear as part of the state's efforts to maintain social distancing and limit the spread of COVID-19. The requirement to submit the black bear premolar tooth remains in effect per the usual procedure described in the WDFW hunting pamphlet.

Citation of rules affected by this order:

- New:
- Repealed: WAC 220-415-08000B
- Amended: WAC 220-415-080
- Suspended:

Statutory authority for adoption: RCWs 77.04.012, 77.04.055, 77.12.047, and 77.12.240

Other authority: None

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: WDFW delayed the spring bear hunt as part of an effort to help slow the spread of the COVID-19 Coronavirus. This decision is necessary to comply with Governor Inslee's recent statewide proclamation to extend "Stay Home, Stay Healthy" for all Washingtonians through May 4, 2020.

WDFW is reopening the spring bear hunting season beginning May 5, 2020 due to the Governor's proclamation amendment 20-25.2 for the partial reopening of outdoor recreational activities.

WDFW is also extending the spring bear hunting season this year through June 30, 2020. With the WDFW offices remaining closed to the public during the COVID-19 situation, to protect the public and our staff, we are temporarily suspending the pelt sealing requirement. The requirement to submit the black bear premolar tooth remains in effect per the usual procedure described in the WDFW hunting pamphlet.

There is insufficient time to adopt permanent rules.

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New	___	Amended	___	Repealed	___
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The number of sections adopted on the agency's own initiative:

New	___	Amended	<u>1</u>	Repealed	<u>1</u>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	___	Repealed	___
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The number of sections adopted using:

Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

Date Adopted: 05/01/2020

Name: Kelly Susewind

Title: WDFW Director

Signature:



NEW SECTION

WAC 220-415-08000C 2020 Spring black bear special permits.

Effective immediately and until further notice, the following provisions of WAC 220-415-080 regarding harvest check, submitting biological samples and bear teeth, and hunt areas, permit levels, and season dates for each license year shall be as described below. All other provisions of WAC 220-415-080 not addressed herein remain in effect.

Harvest Check, Submitting Biological Samples and Bear Teeth: All successful bear hunters must validate (notch) their bear tag, notify the department within 72 hours of kill (excluding legal state holidays), provide the hunter's name, date and location of kill, and sex of animal. All permit hunters must comply with harvest reporting and submission of the black bear premolar tooth located behind the canine tooth of the upper jaw. Failure to comply with the submission of biological samples is a misdemeanor pursuant to RCW [77.15.280](#).

Hunt Areas, Permit Levels, and Season Dates for Each License Year:

Hunt Name	Hunt Area	Permits	Season Dates
Sherman	GMU 101 Note: Mandatory bear identification test required.	50	May 5 to June 30
Kelly Hill	GMU 105 Note: Mandatory bear identification test required.	50	May 5 to June 30
Douglas	GMU 108 Note: Mandatory bear identification test required.	40	May 5 to June 30
Aladdin	GMU 111 Note: Mandatory bear identification test required.	50	May 5 to June 30
49 Degrees North	GMU 117 Note: Mandatory bear identification test required.	100	May 5 to June 30
Huckleberry	GMU 121	100	May 5 to June 30
Blue Creek	GMU 154	18	May 5 to June 30
Dayton	GMU 162	18	May 5 to June 30
Tucannon	GMU 166	5	May 5 to June 30
Wenaha	GMU 169	60	May 5 to June 30
Mt. View	GMU 172	24	May 5 to June 30
Lick Creek	GMU 175	18	May 5 to June 30
Peola	GMU 178	5	May 5 to June 30
Couse	GMU 181	5	May 5 to June 30
Grande Ronde	GMU 186	5	May 5 to June 30
Kitsap	GMU 627	5	May 5 to June 30
Mason	GMU 633	5	May 5 to June 30
Bear River	GMU 681	20	May 5 to June 30

Long Beach	GMU 684	12	May 5 to June 30
North Skagit	That portion of GMU 418 that is designated as the hunt area by DNR, Sierra Pacific, Weyerhaeuser-Columbia Timber Lands, and Grandy Lake Timber company. Note: Mandatory bear identification test required.	30	May 5 to June 30
Copalis	GMU 642, 648, and 638 (excluding U.S. Forest Service lands).	50	May 5 to June 30

REPEALER

The following section of the Washington Administrative Code is repealed effective May 5, 2020:

WAC 220-415-08000B 2020 Spring black bear special permits. (20-56a)