



# PREPROPOSAL STATEMENT OF INQUIRY

## CR-101 (October 2017) (Implements RCW 34.05.310)

Do NOT use for expedited rule making

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STATE OF WASHINGTON  
FILED

DATE: February 28, 2025

TIME: 9:50 AM

WSR 25-06-051

**Agency:** Washington Department of Fish and Wildlife (WDFW) P2025-07

**Subject of possible rule making:** The department is considering amendments to rules in WAC chapter 220-660 (Hydraulic Code) that may include the impacts of sea-level rise and climate change.

**Statutes authorizing the agency to adopt rules on this subject:** RCWs 77.04.012, 77.12.047, 77.55.021.

**Reasons why rules on this subject may be needed and what they might accomplish:** The department wishes to incorporate emerging environmental issues, such as climate change, in the continued development of the hydraulic code.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:** WDFW is the sole authority regulating hydraulic projects under Chapter 77.55 RCW, and the only state agency that regulates hydraulic projects solely for the protection of all fish life. The U.S. Army Corps of Engineers, Washington Department of Ecology, Washington Department of Natural Resources, Washington State Parks, and local governments also regulate certain aspects of hydraulic projects under their own authorities. National Marine Fisheries Service and U.S. Fish and Wildlife Service regulate the "take" of threatened or endangered species listed under the federal Endangered Species Act. Tribes regulate fisheries and certain aspects of construction projects on tribal lands. State, federal, and local government entities will be invited to comment on draft rules during the rulemaking process. WDFW will conduct government-to-government consultation with tribes.

**Process for developing new rule (check all that apply):**

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe)

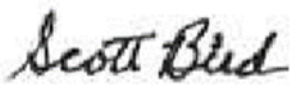
**Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:**

Name: Rules Coordinator	(If necessary)
Address: PO BOX 43200 Olympia, WA 98504-3200	Name:
Phone: 855-925-2801 Project Code #11166	Address:
Fax: (360) 902-2162	Phone:
TTY:	Fax:
Email: [hydrauliccoderulesupdatecr101@publicinput.com	TTY:
Web site:	Email:
<a href="https://publicinput.com/hydrauliccoderulesupdatecr101">https://publicinput.com/hydrauliccoderulesupdatecr101</a>	Web site:
Other: <a href="https://wdfw.wa.gov/about/regulations/development">https://wdfw.wa.gov/about/regulations/development</a>	Other:

Additional comments: Assistance for language translation, alternate format or reasonable accommodation:

Contact Title VI/ADA Compliance Coordinator

Phone: (360) 902-2349, TTY 1-800-833-6388 OR (711)

Email: Title6@dfw.wa.gov For more information, see <a href="https://wdfw.wa.gov/accessibility/requests-accommodation">https://wdfw.wa.gov/accessibility/requests-accommodation</a>	
<b>Date:</b> February 28, 2025	<b>Signature:</b> 
<b>Name:</b> Scott Bird	
<b>Title:</b> WDFW Agency Rules Coordinator	