
SUBSTITUTE HOUSE BILL 1465

State of Washington

65th Legislature

2017 Regular Session

By House State Government, Elections & Information Technology
(originally sponsored by Representatives Short, Lytton, Kretz,
Koster, Schmick, and Fitzgibbon)

READ FIRST TIME 02/17/17.

1 AN ACT Relating to exempting from public disclosure certain
2 information regarding reports on wolf depredations; and amending RCW
3 42.56.430 and 77.12.885.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 42.56.430 and 2008 c 252 s 1 are each amended to
6 read as follows:

7 The following information relating to fish and wildlife is exempt
8 from disclosure under this chapter:

9 (1) Commercial fishing catch data from logbooks required to be
10 provided to the department of fish and wildlife under RCW 77.12.047,
11 when the data identifies specific catch location, timing, or
12 methodology and the release of which would result in unfair
13 competitive disadvantage to the commercial fisher providing the catch
14 data, however, this information may be released to government
15 agencies concerned with the management of fish and wildlife
16 resources;

17 (2) Sensitive fish and wildlife data. Sensitive fish and wildlife
18 data may be released to the following entities and their agents for
19 fish, wildlife, land management purposes, or scientific research
20 needs: Government agencies, public utilities, and accredited colleges
21 and universities. Sensitive fish and wildlife data may be released to

1 tribal governments. Sensitive fish and wildlife data may also be
2 released to the owner, lessee, or right-of-way or easement holder of
3 the private land to which the data pertains. The release of sensitive
4 fish and wildlife data may be subject to a confidentiality agreement,
5 except upon release of sensitive fish and wildlife data to the owner,
6 lessee, or right-of-way or easement holder of private land who
7 initially provided the data. Sensitive fish and wildlife data does
8 not include data related to reports of predatory wildlife as
9 specified in RCW 77.12.885. Sensitive fish and wildlife data must
10 meet at least one of the following criteria of this subsection as
11 applied by the department of fish and wildlife:

12 (a) The nesting sites or specific locations of endangered species
13 designated under RCW 77.12.020, or threatened or sensitive species
14 classified by rule of the department of fish and wildlife;

15 (b) Radio frequencies used in, or locational data generated by,
16 telemetry studies; or

17 (c) Other location data that could compromise the viability of a
18 specific fish or wildlife population, and where at least one of the
19 following criteria are met:

20 (i) The species has a known commercial or black market value;

21 (ii) There is a history of malicious take of that species and the
22 species behavior or ecology renders it especially vulnerable;

23 (iii) There is a known demand to visit, take, or disturb the
24 species; or

25 (iv) The species has an extremely limited distribution and
26 concentration;

27 (3) The following information regarding any damage prevention
28 cooperative agreement, or nonlethal preventative measures deployed to
29 minimize wolf interactions with pets and livestock:

30 (a) The name, telephone number, residential address, and other
31 personally identifying information, of any person, including a pet or
32 livestock owner, and his or her employees or immediate family
33 members, who agrees to deploy, or is responsible for the deployment
34 of nonlethal, preventative measures; and

35 (b) The legal description or name of any residential property,
36 ranch, or farm, that is owned, leased, or used by any person included
37 in (a) of this subsection;

38 (4) The following information regarding a reported depredation by
39 wolves on pets or livestock:

1 (a) The name, telephone number, residential address, and other
2 personally identifying information, of:

3 (i) Any person who reported the depredation;

4 (ii) Any pet or livestock owner, and his or her employees or
5 immediate family members, whose pet or livestock was the subject of a
6 reported depredation; and

7 (iii) Any department of fish and wildlife employee, range rider
8 contractor, or trapper contractor who directly:

9 (A) Responds to a depredation; or

10 (B) Assists in the lethal removal of a wolf;

11 (b) The legal description or name of any residential property,
12 ranch, or farm, that is owned, leased, or used by any person included
13 in (a) of this subsection; and

14 (c) Any information regarding the location of the depredation to
15 the extent that such information contains personally identifying
16 information or reasonably could be used to personally identify any
17 person or the address or location of any private residential
18 property;

19 (5) The personally identifying information of persons who acquire
20 recreational licenses under RCW 77.32.010 or commercial licenses
21 under chapter 77.65 or 77.70 RCW, except name, address of contact
22 used by the department, and type of license, endorsement, or tag;
23 however, the department of fish and wildlife may disclose personally
24 identifying information to:

25 (a) Government agencies concerned with the management of fish and
26 wildlife resources;

27 (b) The department of social and health services, child support
28 division, and to the department of licensing in order to implement
29 RCW 77.32.014 and 46.20.291; and

30 (c) Law enforcement agencies for the purpose of firearm
31 possession enforcement under RCW 9.41.040; and

32 ~~((4))~~ (6) Information that the department of fish and wildlife
33 has received or accessed but may not disclose due to confidentiality
34 requirements in the Magnuson-Stevens fishery conservation and
35 management reauthorization act of 2006 (16 U.S.C. Sec. 1861(h)(3) and
36 (i), and Sec. 1881a(b)).

37 **Sec. 2.** RCW 77.12.885 and 2007 c 293 s 2 are each amended to
38 read as follows:

1 Except for the personal information on reported depredations by
2 wolves that is exempted from disclosure as provided in RCW 42.56.430,
3 the department shall post on its internet web site all reported
4 predatory wildlife interactions, including reported human safety
5 confrontations or sightings as well as the known details of reported
6 depredations by predatory wildlife on humans, pets, or livestock,
7 within ten days of receiving the report. The posted material must
8 include, but is not limited to, the location and time, the known
9 details, and a running summary of such reported interactions by
10 identified specie and interaction type within each affected county.
11 For the purposes of this section and RCW 42.56.430, "predatory
12 wildlife" means grizzly bears, wolves, and cougars.

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