

SSB 5179 - H AMD 437

By Representative Buck

ADOPTED 04/23/2003

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 77.12 RCW  
4 to read as follows:

5 (1) The legislature finds that a professionally managed and  
6 regulated trapping program is not only vital to the health of  
7 Washington's wildlife populations, but is also consistent with the  
8 state's obligations to manage all natural resources in trust for the  
9 common good of all citizens.

10 (2) The legislature further finds that it is in the interest of all  
11 of the citizens of Washington to ensure that all trapping is done in  
12 accordance with sound scientific wildlife management principles using  
13 humane methods as set forth in this act. It is the legislature's  
14 intent to implement a sound furbearer management program, administered  
15 using sound science by the department of fish and wildlife, that  
16 addresses an animal problem as defined in RCW 77.08.010.

17 (3) The legislature further finds that humanely regulated trapping  
18 practices used to control animal problems contribute positively to the  
19 economic well-being of the state of Washington, to public health and  
20 welfare by assisting to control the spread of animal-borne disease, and  
21 to the protection of private and public property from damage resulting  
22 from uncontrolled animal populations.

23 (4) The legislature further finds that the sale, trade, or barter  
24 of wild animal pelts is consistent with the legislature's intent not to  
25 waste a valuable wildlife resource.

26 (5) The legislature recognizes that among the choices available for  
27 the trapping of animals, some may cause pain and suffering in the  
28 animals captured. The legislature further recognizes that some  
29 trapping methods can capture animals that are not targeted, including  
30 pets. It is the policy of the state of Washington to minimize the use

1 of indiscriminate or painful traps and to use all traps humanely. When  
2 lethal trapping methods are used, such methods must be used in the most  
3 humane way that accomplishes the goal of reducing animal problems. All  
4 trappers in the state should use all practicable means necessary to  
5 avoid the capture of a nontargeted animal.

6 **Sec. 2.** RCW 77.08.010 and 2002 c 281 s 2 are each amended to read  
7 as follows:

8 As used in this title or rules adopted under this title, unless the  
9 context clearly requires otherwise:

- 10 (1) "Director" means the director of fish and wildlife.
- 11 (2) "Department" means the department of fish and wildlife.
- 12 (3) "Commission" means the state fish and wildlife commission.
- 13 (4) "Person" means and includes an individual; a corporation; a  
14 public or private entity or organization; a local, state, or federal  
15 agency; all business organizations, including corporations and  
16 partnerships; or a group of two or more individuals acting with a  
17 common purpose whether acting in an individual, representative, or  
18 official capacity.
- 19 (5) "Fish and wildlife officer" means a person appointed and  
20 commissioned by the director, with authority to enforce this title and  
21 rules adopted pursuant to this title, and other statutes as prescribed  
22 by the legislature. Fish and wildlife officer includes a person  
23 commissioned before June 11, 1998, as a wildlife agent or a fisheries  
24 patrol officer.
- 25 (6) "Ex officio fish and wildlife officer" means a commissioned  
26 officer of a municipal, county, state, or federal agency having as its  
27 primary function the enforcement of criminal laws in general, while the  
28 officer is in the appropriate jurisdiction. The term "ex officio fish  
29 and wildlife officer" includes special agents of the national marine  
30 fisheries service, state parks commissioned officers, United States  
31 fish and wildlife special agents, department of natural resources  
32 enforcement officers, and United States forest service officers, while  
33 the agents and officers are within their respective jurisdictions.
- 34 (7) "To hunt" and its derivatives means an effort to kill, injure,  
35 capture, or harass a wild animal or wild bird.

- 1           (8) "To trap" and its derivatives means a method of hunting using  
2 devices to capture wild animals or wild birds.
- 3           (9) "To fish," "to harvest," and "to take," and their derivatives  
4 means an effort to kill, injure, harass, or catch a fish or shellfish.
- 5           (10) "Open season" means those times, manners of taking, and places  
6 or waters established by rule of the commission for the lawful hunting,  
7 fishing, taking, or possession of game animals, game birds, game fish,  
8 food fish, or shellfish that conform to the special restrictions or  
9 physical descriptions established by rule of the commission or that  
10 have otherwise been deemed legal to hunt, fish, take, harvest, or  
11 possess by rule of the commission. "Open season" includes the first  
12 and last days of the established time.
- 13           (11) "Closed season" means all times, manners of taking, and places  
14 or waters other than those established by rule of the commission as an  
15 open season. "Closed season" also means all hunting, fishing, taking,  
16 or possession of game animals, game birds, game fish, food fish, or  
17 shellfish that do not conform to the special restrictions or physical  
18 descriptions established by rule of the commission as an open season or  
19 that have not otherwise been deemed legal to hunt, fish, take, harvest,  
20 or possess by rule of the commission as an open season.
- 21           (12) "Closed area" means a place where the hunting of some or all  
22 species of wild animals or wild birds is prohibited.
- 23           (13) "Closed waters" means all or part of a lake, river, stream, or  
24 other body of water, where fishing or harvesting is prohibited.
- 25           (14) "Game reserve" means a closed area where hunting for all wild  
26 animals and wild birds is prohibited.
- 27           (15) "Bag limit" means the maximum number of game animals, game  
28 birds, or game fish which may be taken, caught, killed, or possessed by  
29 a person, as specified by rule of the commission for a particular  
30 period of time, or as to size, sex, or species.
- 31           (16) "Wildlife" means all species of the animal kingdom whose  
32 members exist in Washington in a wild state. This includes but is not  
33 limited to mammals, birds, reptiles, amphibians, fish, and  
34 invertebrates. The term "wildlife" does not include feral domestic  
35 mammals, old world rats and mice of the family Muridae of the order  
36 Rodentia, or those fish, shellfish, and marine invertebrates classified

1 as food fish or shellfish by the director. The term "wildlife"  
2 includes all stages of development and the bodily parts of wildlife  
3 members.

4 (17) "Wild animals" means those species of the class Mammalia whose  
5 members exist in Washington in a wild state and the species *Rana*  
6 *catesbeiana* (bullfrog). The term "wild animal" does not include feral  
7 domestic mammals or old world rats and mice of the family Muridae of  
8 the order Rodentia.

9 (18) "Wild birds" means those species of the class Aves whose  
10 members exist in Washington in a wild state.

11 (19) "Protected wildlife" means wildlife designated by the  
12 commission that shall not be hunted or fished.

13 (20) "Endangered species" means wildlife designated by the  
14 commission as seriously threatened with extinction.

15 (21) "Game animals" means wild animals that shall not be hunted  
16 except as authorized by the commission.

17 (22) "Fur-bearing animals" means game animals that shall not be  
18 trapped except as authorized by the commission.

19 (23) "Game birds" means wild birds that shall not be hunted except  
20 as authorized by the commission.

21 (24) "Predatory birds" means wild birds that may be hunted  
22 throughout the year as authorized by the commission.

23 (25) "Deleterious exotic wildlife" means species of the animal  
24 kingdom not native to Washington and designated as dangerous to the  
25 environment or wildlife of the state.

26 (26) "Game farm" means property on which wildlife is held or raised  
27 for commercial purposes, trade, or gift. The term "game farm" does not  
28 include publicly owned facilities.

29 (27) "Person of disability" means a permanently disabled person who  
30 is not ambulatory without the assistance of a wheelchair, crutches, or  
31 similar devices.

32 (28) "Fish" includes all species classified as game fish or food  
33 fish by statute or rule, as well as all fin fish not currently  
34 classified as food fish or game fish if such species exist in state  
35 waters. The term "fish" includes all stages of development and the  
36 bodily parts of fish species.

1 (29) "Raffle" means an activity in which tickets bearing an  
2 individual number are sold for not more than twenty-five dollars each  
3 and in which a permit or permits are awarded to hunt or for access to  
4 hunt big game animals or wild turkeys on the basis of a drawing from  
5 the tickets by the person or persons conducting the raffle.

6 (30) "Youth" means a person fifteen years old for fishing and under  
7 sixteen years old for hunting.

8 (31) "Senior" means a person seventy years old or older.

9 (32) "License year" means the period of time for which a  
10 recreational license is valid. The license year begins April 1st, and  
11 ends March 31st.

12 (33) "Saltwater" means those marine waters seaward of river mouths.

13 (34) "Freshwater" means all waters not defined as saltwater  
14 including, but not limited to, rivers upstream of the river mouth,  
15 lakes, ponds, and reservoirs.

16 (35) "State waters" means all marine waters and fresh waters within  
17 ordinary high water lines and within the territorial boundaries of the  
18 state.

19 (36) "Offshore waters" means marine waters of the Pacific Ocean  
20 outside the territorial boundaries of the state, including the marine  
21 waters of other states and countries.

22 (37) "Concurrent waters of the Columbia river" means those waters  
23 of the Columbia river that coincide with the Washington-Oregon state  
24 boundary.

25 (38) "Resident" means a person who has maintained a permanent place  
26 of abode within the state for at least ninety days immediately  
27 preceding an application for a license, has established by formal  
28 evidence an intent to continue residing within the state, and who is  
29 not licensed to hunt or fish as a resident in another state.

30 (39) "Nonresident" means a person who has not fulfilled the  
31 qualifications of a resident.

32 (40) "Shellfish" means those species of marine and freshwater  
33 invertebrates that have been classified and that shall not be taken  
34 except as authorized by rule of the commission. The term "shellfish"  
35 includes all stages of development and the bodily parts of shellfish  
36 species.

1 (41) "Commercial" means related to or connected with buying,  
2 selling, or bartering.

3 (42) "To process" and its derivatives mean preparing or preserving  
4 fish, wildlife, or shellfish.

5 (43) "Personal use" means for the private use of the individual  
6 taking the fish or shellfish and not for sale or barter.

7 (44) "Angling gear" means a line attached to a rod and reel capable  
8 of being held in hand while landing the fish or a hand-held line  
9 operated without rod or reel.

10 (45) "Fishery" means the taking of one or more particular species  
11 of fish or shellfish with particular gear in a particular geographical  
12 area.

13 (46) "Limited-entry license" means a license subject to a license  
14 limitation program established in chapter 77.70 RCW.

15 (47) "Seaweed" means marine aquatic plant species that are  
16 dependent upon the marine aquatic or tidal environment, and exist in  
17 either an attached or free floating form, and includes but is not  
18 limited to marine aquatic plants in the classes Chlorophyta,  
19 Phaeophyta, and Rhodophyta.

20 (48) "Trafficking" means offering, attempting to engage, or  
21 engaging in sale, barter, or purchase of fish, shellfish, wildlife, or  
22 deleterious exotic wildlife.

23 (49) "Invasive species" means a plant species or a nonnative animal  
24 species that either:

25 (a) Causes or may cause displacement of, or otherwise threatens,  
26 native species in their natural communities;

27 (b) Threatens or may threaten natural resources or their use in the  
28 state;

29 (c) Causes or may cause economic damage to commercial or  
30 recreational activities that are dependent upon state waters; or

31 (d) Threatens or harms human health.

32 (50) "Prohibited aquatic animal species" means an invasive species  
33 of the animal kingdom that has been classified as a prohibited aquatic  
34 animal species by the commission.

35 (51) "Regulated aquatic animal species" means a potentially  
36 invasive species of the animal kingdom that has been classified as a  
37 regulated aquatic animal species by the commission.

1 (52) "Unregulated aquatic animal species" means a nonnative animal  
2 species that has been classified as an unregulated aquatic animal  
3 species by the commission.

4 (53) "Unlisted aquatic animal species" means a nonnative animal  
5 species that has not been classified as a prohibited aquatic animal  
6 species, a regulated aquatic animal species, or an unregulated aquatic  
7 animal species by the commission.

8 (54) "Aquatic plant species" means an emergent, submersed,  
9 partially submersed, free-floating, or floating-leaving plant species  
10 that grows in or near a body of water or wetland.

11 (55) "Body-gripping trap" means a steel trap that grips an animal's  
12 body or body part, including steel-jawed foothold trap, neck snare, or  
13 foot snare.

14 (56) "Raw fur" means a pelt that has not been processed for  
15 purposes of retail sale.

16 (57) "Animal problem" means damage, injury, or reasonable threat of  
17 damage or injury, caused by furbearing mammals, unclassified wildlife,  
18 or deleterious exotic wildlife to: Public or private property or  
19 resources; livestock or other domestic animals; or human health or  
20 safety.

21 (58) "Nuisance wildlife" means moles, mice, rats, mountain beavers,  
22 gophers, nutria, and other wildlife so designated by the commission by  
23 rule.

24 (59) "Nuisance bird problem" means damage, injury, or reasonable  
25 threat of damage or injury, caused by avian species to: Public or  
26 private property or resources; human health; or public safety.

27 (60) "Programmatic trapping permit" means a permit issued by the  
28 director for the following purposes: (a) For furbearer management unit  
29 purposes; (b) to prevent damage or injury, or a reasonable threat of  
30 damage or injury, to (i) public or private property or resources; (ii)  
31 livestock or other domestic animals; (iii) agricultural, timber, and  
32 horticultural resources; (iv) human health or safety; or (v) other  
33 purposes so designated by the commission by rule.

34 (61) "Conditional use trapping permit" means an emergency permit,  
35 limited to specific times, purposes, and areas, issued by the director  
36 to address unanticipated and immediate damage or injury to public or

1 private property or resources or other purposes designated by the  
2 commission by rule.

3 (62) "Restricted use trapping permit" means a permit issued by the  
4 director to protect either sensitive or endangered species and habitat,  
5 or both, or other purposes designated by the commission by rule.

6 **Sec. 3.** RCW 77.15.194 and 2001 c 1 s 3 are each amended to read as  
7 follows:

8 It is the duty of every trapper to ensure that all trapping is done  
9 humanely. To ensure that this goal is met, all trappers must abide by  
10 the following:

11 (1) It is unlawful to use or authorize the use of any (~~steel-jawed~~  
12 ~~leghold trap, neck snare, or other~~) body-gripping trap to capture any  
13 mammal (~~for recreation or commerce in fur~~) without a permit issued by  
14 the director, except no trap with teeth or serrated edges may be  
15 permitted. The director may only issue a permit under this section for  
16 the purposes of addressing an animal problem, nuisance bird problem,  
17 capturing live raptors for falconry, for furbearer management program  
18 needs, or for conducting scientific research.

19 (2) It is unlawful to knowingly buy, sell, barter, or otherwise  
20 exchange, or offer to buy, sell, barter, or otherwise exchange the raw  
21 fur of a mammal or a mammal that has been trapped in (~~this state with~~  
22 ~~a steel-jawed leghold trap or any other body-gripping trap, whether or~~  
23 ~~not pursuant to permit.~~

24 ~~(3) It is unlawful to use or authorize the use of any steel-jawed~~  
25 ~~leghold trap or any other body-gripping trap to capture any animal,~~  
26 ~~except as provided in subsections (4) and (5) of this section.~~

27 ~~(4) Nothing in this section prohibits the use of a Conibear trap in~~  
28 ~~water, a padded leghold trap, or a nonstrangling type foot snare with~~  
29 ~~a special permit granted by [the] director under (a) through (d) of~~  
30 ~~this subsection. Issuance of the special permits shall be governed by~~  
31 ~~rules adopted by the department and in accordance with the requirements~~  
32 ~~of this section. Every person granted a special permit to use a trap~~  
33 ~~or device listed in this subsection shall check the trap or device at~~  
34 ~~least every twenty four hours.~~

35 ~~(a) Nothing in this section prohibits the director, in consultation~~  
36 ~~with the department of social and health services or the United States~~

1 ~~department of health and human services from granting a permit to use~~  
2 ~~traps listed in this subsection for the purpose of protecting people~~  
3 ~~from threats to their health and safety.~~

4 ~~(b) Nothing in this section prohibits the director from granting a~~  
5 ~~special permit to use traps listed in this subsection to a person who~~  
6 ~~applies for such a permit in writing, and who establishes that there~~  
7 ~~exists on a property an animal problem that has not been and cannot be~~  
8 ~~reasonably abated by the use of nonlethal control tools, including but~~  
9 ~~not limited to guard animals, electric fencing, or box and cage traps,~~  
10 ~~or if such nonlethal means cannot be reasonably applied. Upon making~~  
11 ~~a finding in writing that the animal problem has not been and cannot be~~  
12 ~~reasonably abated by nonlethal control tools or if the tools cannot be~~  
13 ~~reasonably applied, the director may authorize the use, setting,~~  
14 ~~placing, or maintenance of the traps for a period not to exceed thirty~~  
15 ~~days.~~

16 ~~(c) Nothing in this section prohibits the director from granting a~~  
17 ~~special permit to department employees or agents to use traps listed in~~  
18 ~~this subsection where the use of the traps is the only practical means~~  
19 ~~of protecting threatened or endangered species as designated under RCW~~  
20 ~~77.08.010.~~

21 ~~(d) Nothing in this section prohibits the director from issuing a~~  
22 ~~permit to use traps listed in this subsection, excluding Conibear~~  
23 ~~traps, for the conduct of legitimate wildlife research.~~

24 ~~(5) Nothing in this section prohibits the United States fish and~~  
25 ~~wildlife service, its employees or agents, from using a trap listed in~~  
26 ~~subsection (4) of this section where the fish and wildlife service~~  
27 ~~determines, in consultation with the director, that the use of such~~  
28 ~~traps is necessary to protect species listed as threatened or~~  
29 ~~endangered under the federal endangered species act (16 U.S.C. Sec.~~  
30 ~~1531 et seq.)) violation of subsection (1) of this section. To~~  
31 ~~prevent wastage, nothing in this section prohibits the sale, barter, or~~  
32 ~~trade of an animal carcass or pelt, or the donation of an animal~~  
33 ~~carcass or pelt for scientific research or public health training~~  
34 ~~lawfully taken under this title.~~

35 ~~(3)(a) All trapping of wild animals using body-gripping traps must~~  
36 ~~be conducted by trappers licensed by the department under RCW~~  
37 ~~77.65.450, under a permit from the director, and in accordance with the~~

1 rules developed by the commission as they relate to wildlife trapping.  
2 However, nothing in this section prohibits the use of commonly used  
3 traps by public or private property owners or their agents operating on  
4 their property to control the following nuisance wildlife: Moles,  
5 mice, rats, mountain beavers, gophers, and nutria.

6 (b) Furbearing mammals may not be taken from the wild and held  
7 alive for sale or personal use. All trapping of furbearing mammals  
8 must be conducted in furtherance of a wildlife trapping program being  
9 implemented by the department for an animal problem, for scientific  
10 research, or for mammal population management as defined by the  
11 commission by rule.

12 (c) Wildlife unintentionally trapped while trapping to manage an  
13 animal problem, or while conducting scientific research, must, if  
14 possible, be released unharmed immediately upon discovery. The  
15 commission may adopt by rule or guideline procedures for the handling  
16 of any animal that is unable to be released unharmed.

17 (d) Lawfully trapped wild animals, if not intended for release,  
18 must be humanely dispatched, or if intended for release, must be either  
19 immediately released or immediately taken to a rehabilitation center,  
20 if necessary. The commission may adopt by rule or guideline procedures  
21 for the humane dispatch of captured animals.

22 (4)(a) It is unlawful for a licensed trapper to fail to complete  
23 and submit to the department a report of catch postmarked on or before  
24 April 20th of each year. The report must be submitted to the  
25 department regardless of trapping success, and indicate the number,  
26 general location, and species of all animals captured, including those  
27 animals captured that were not part of an animal problem. The report  
28 must also include details for domestic pets captured in traps, the  
29 circumstances for each specific incident, and if the domestic pet was  
30 injured or released unharmed. Trappers who fail to submit an accurate  
31 report of catch shall have their trapping privileges suspended for one  
32 year. False reports are considered failure to report. It is the  
33 responsibility of each licensed trapper to obtain and submit a report  
34 of catch on forms provided by the department.

35 (b) The department shall maintain and analyze all catch reports  
36 received pursuant to (a) of this subsection. Data collected on catch

1 reports must be presented to the appropriate legislative committees by  
2 November 30th of each year.

3 (5) Federal wildlife management agencies and their employees and  
4 agents, while acting lawfully within the scope of their authority, are  
5 not subject to the provisions of this section.

6 NEW SECTION. Sec. 4. A new section is added to chapter 77.12 RCW  
7 to read as follows:

8 The commission shall adopt appropriate rules regarding the types of  
9 traps and bait for use in capturing wildlife to ensure the humane  
10 treatment of captured animals. In adopting these rules, the commission  
11 may take into consideration the effectiveness of various trap sizes,  
12 approved best management practices, and the habitats in which the traps  
13 may be used. These rules must address the time intervals during which  
14 specific traps must be checked and animals removed. These rules may  
15 not allow for the use of traps with teeth or serrated edges or a neck  
16 or body snare attached to a spring pole or any spring pole type device.  
17 The commission must also adopt rules for the appropriate disposal of  
18 carcasses.

19 NEW SECTION. Sec. 5. A new section is added to chapter 77.12 RCW  
20 to read as follows:

21 The department shall institute a furbearer management program that  
22 addresses animal problems and shall only issue programmatic trapping,  
23 conditional use, or restricted use trapping permits, as those terms are  
24 defined in RCW 77.08.010, and trapping licenses or propose rules  
25 consistent with this program.

26 **Sec. 6.** RCW 77.65.450 and 1991 sp.s. c 7 s 3 are each amended to  
27 read as follows:

28 A state trapping license in combination with a programmatic  
29 trapping permit, conditional use trapping permit, or restricted use  
30 trapping permit from the director allows the holder to trap fur-bearing  
31 animals throughout the state in accordance with the rules adopted by  
32 the commission under section 4 of this act; however, a trapper may not  
33 place traps on public or private property without permission of the  
34 owner, lessee, or tenant where the land is improved and apparently

1 used, or where the land is fenced or enclosed in a manner designed to  
2 exclude intruders or to indicate a property boundary line, or where  
3 notice is given by posting in a conspicuous manner. A state trapping  
4 license is void on April 1st following the date of issuance. The fee  
5 for this license is thirty-six dollars for residents sixteen years of  
6 age or older, (~~fifteen~~) twenty dollars for residents under sixteen  
7 years of age, and (~~one~~) two hundred (~~eighty~~) dollars for  
8 nonresidents. Licensed trappers age fifteen years and younger must be  
9 under the direct supervision of a licensed adult trapper when engaged  
10 in trapping activities. The fee for a programmatic trapping permit for  
11 residents sixteen years of age or older and nonresidents, for animal  
12 problems as that term is defined in RCW 77.08.010, is twelve dollars  
13 and fifty cents. A trapping license is valid for using body-gripping  
14 traps in combination with a permit for the control of animal problems,  
15 as that term is defined in RCW 77.08.010, or for scientific research.  
16 The live capture of raptors for falconry, or scientific research, by  
17 use of a foot snare or other body-gripping trap may also be authorized  
18 by rule of the commission.

19 **Sec. 7.** RCW 77.65.460 and 1987 c 506 s 82 are each amended to read  
20 as follows:

21 All persons purchasing a state trapping license (~~for the first~~  
22 time) after April 1, 2003, shall (~~present certification of completion~~  
23 of) complete a course of instruction in safe, humane, and proper  
24 trapping techniques or pass an examination to establish that the  
25 applicant has the requisite knowledge. Licensed trappers who have been  
26 active in state-regulated trapping since November 2000 are exempt from  
27 this provision.

28 The director shall establish a program for training persons in  
29 trapping techniques and responsibilities in urban, suburban, and rural  
30 settings, including the use of trapping devices designed to painlessly  
31 capture or instantly kill. The director shall cooperate with  
32 (~~national and state animal, humane~~) recognized Washington state based  
33 animal shelters, wildlife rehabilitation centers, and similar entities  
34 providing animal care and rehabilitation services, hunter education,  
35 and Washington state based trapping organizations in the development  
36 and instruction of (~~a curriculum~~) trapper training. Upon successful

1 completion of the course, trainees shall receive a trapper's training  
2 certificate signed by an authorized instructor. This certificate is  
3 evidence of compliance with this section.

4 **Sec. 8.** RCW 77.32.545 and 1998 c 190 s 121 are each amended to  
5 read as follows:

6 A property owner, lessee, or tenant may remove a trap placed on the  
7 owner's, lessee's, or tenant's posted or fenced property by a trapper.  
8 A property owner, lessee, or tenant who discovers a trap placed on any  
9 portion of his or her property that is not authorized by the owner,  
10 lessee, or tenant, may report the finding to the department, including  
11 whether a live animal is captured in the trap. The commission may  
12 adopt by rule or guideline procedures for the handling of live animals  
13 discovered in such traps.

14 Trappers shall attach to the chain of their traps or devices a  
15 legible metal tag with either the department identification number of  
16 the trapper or the name and address of the trapper in English letters  
17 not less than one-eighth inch in height.

18 When a property owner, lessee, or tenant presents a trapper  
19 identification number to the department for a trap found upon the  
20 property of the owner, lessee, or tenant and requests identification of  
21 the trapper, the department shall provide the requestor with the name  
22 and address of the trapper. Prior to disclosure of the trapper's name  
23 and address, the department shall obtain the name and address of the  
24 requesting individual in writing and after disclosing the trapper's  
25 name and address to the requesting individual, the requesting  
26 individual's name and address shall be disclosed in writing to the  
27 trapper whose name and address was disclosed.

28 **Sec. 9.** RCW 77.15.198 and 2001 c 1 s 5 are each amended to read as  
29 follows:

30 Any person who violates RCW 77.15.194 or 77.15.196 is guilty of a  
31 gross misdemeanor. In addition to appropriate criminal penalties, the  
32 director shall revoke the trapping license of any person convicted of  
33 a repeat violation of RCW 77.15.194 or 77.15.196. The director shall  
34 not issue the violator a trapping license for a period of five years  
35 following the revocation. (~~Following a subsequent conviction for a~~

1 ~~violation of RCW 77.15.194 or 77.15.196 by the same person, the~~  
2 ~~director shall not issue a trapping license to the person at any time))~~  
3 A person may not be granted a new trapping license following a  
4 revocation under this section unless that person completes the  
5 education program outlined in RCW 77.65.460 not more than one year  
6 before a new license is granted.

7 NEW SECTION. Sec. 10. RCW 77.15.192 (Definitions) and 2001 c 1 s  
8 2 are each repealed.

9 NEW SECTION. Sec. 11. This act is necessary for the immediate  
10 preservation of the public peace, health, or safety, or support of the  
11 state government and its existing public institutions, and takes effect  
12 immediately."

13 Correct the title.

--- END ---