**Agency:** Washington State Patrol

- Original Notice
- Supplemental Notice to WSR
- Continuance of WSR

- Preproposal Statement of Inquiry was filed as WSR 18-11-026; or
- Expedited Rule Making--Proposed notice was filed as WSR; or
- Proposal is exempt under RCW 34.05.301(4) or 34.05.330(1); or
- Proposal is exempt under RCW.

**Title of rule and other identifying information:** (describe subject) Proposed new chapter 446-100 WAC Bump-Fire Stock Buy-Back Program:
- Authority – WAC 446-100-010
- Definitions – WAC 446-100-015
- Procedures – WAC 446-100-020

**Hearing location(s):**

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Location (be specific)</th>
<th>Comment</th>
</tr>
</thead>
<tbody>
<tr>
<td>August 23, 2018</td>
<td>10:30am – 11:30am</td>
<td>Washington State Patrol Helen Somers Building 106 11th Street SE; Room G015A Olympia, WA 98507</td>
<td></td>
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</tbody>
</table>

**Date of intended adoption:** August 27, 2018 (Note: This is NOT the effective date)

Submit written comments to:
Name: Kimberly Mathis, Agency Rules Coordinator
Address: 106 11th Street SE; Olympia WA 98507
Email: wsprules@wsp.wa.gov
Fax: Other:
By (date) August 22, 2018

**Assistance for persons with disabilities:**
Contact Kimberly Mathis
Phone: 360-596-4017
Fax: TTY:
Email: Other:
By (date) August 20, 2018

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** ESB 5992 requires WSP to adopt rules to implement the bump-fire stock buy-back program, allowing a person in possession of a bump-fire stock to relinquish the device to WSP in exchange for a monetary payment.
**Reasons supporting proposal:** To provide clarity of the procedures of the bump-fire stock buy-back program.

**Statutory authority for adoption:** Chapter 43.43 RCW

**Statute being implemented:** Chapter 43.43 RCW

<table>
<thead>
<tr>
<th>Is rule necessary because of a:</th>
<th>☐ Yes ☒ No</th>
<th>☐ Yes ☒ No</th>
<th>☐ Yes ☒ No</th>
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</thead>
<tbody>
<tr>
<td>Federal Law?</td>
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<td>Federal Court Decision?</td>
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<td>State Court Decision?</td>
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</table>

If yes, CITATION:

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

**Name of proponent:** (person or organization) Washington State Patrol

<table>
<thead>
<tr>
<th>Private</th>
<th>Public</th>
<th>Governmental</th>
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</table>

**Name of agency personnel responsible for:**

<table>
<thead>
<tr>
<th>Name</th>
<th>Office Location</th>
<th>Phone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Drafting: Kimberly Mathis</td>
<td>Olympia, WA</td>
<td>360-596-4017</td>
</tr>
<tr>
<td>Implementation: Washington State Patrol</td>
<td>Olympia, WA</td>
<td>360-596-4017</td>
</tr>
<tr>
<td>Enforcement: Washington State Patrol</td>
<td>Olympia, WA</td>
<td>360-596-4017</td>
</tr>
</tbody>
</table>

**Is a school district fiscal impact statement required under RCW 28A.305.135?**

☑ Yes ☐ No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

<table>
<thead>
<tr>
<th>Name:</th>
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**Is a cost-benefit analysis required under RCW 34.05.328?**

☐ Yes: A preliminary cost-benefit analysis may be obtained by contacting:

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<th>Name:</th>
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<td>Phone:</td>
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</tbody>
</table>

☒ No: Please explain: This rule is exempt pursuant to RCW 34.05.328(5)(b)(v)
Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:

This rule proposal, or portions of the proposal, may be exempt from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

☐ This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:
☐ This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.
☐ This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.
☒ This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

☐ RCW 34.05.310 (4)(b) (Internal government operations)
☐ RCW 34.05.310 (4)(c) (Incorporation by reference)
☐ RCW 34.05.310 (4)(d) (Correct or clarify language)
☒ RCW 34.05.310 (4)(e) (Dictated by statute)
☐ RCW 34.05.310 (4)(f) (Set or adjust fees)
☐ RCW 34.05.310 (4)(g) ((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)

☐ This rule proposal, or portions of the proposal, is exempt under RCW ______.

Explanation of exemptions, if necessary:

-------------------------------------------------------------

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

If the proposed rule is not exempt, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

☐ No Briefly summarize the agency’s analysis showing how costs were calculated. ______

☐ Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name: __________________________
Address: _______________________
Phone: _________________________
Fax: ___________________________
TTY: ___________________________
Email: _________________________
Other: _________________________

Date: July 12, 2018
Name: John R. Batiste
Title: Chief

Signature: _______________________

Page 3 of 3
NEW SECTION

WAC 446-100-010 Authority. The Washington state patrol will establish and administer a bump-fire stock buyback program in accordance with chapter 43.43 RCW.

NEW SECTION

WAC 446-100-015 Definitions. For the purpose of these rules, the following words and phrases will have the following meanings:
"Bump-fire stock" means a butt stock designed to be attached to a semiautomatic firearm with the effect of increasing the rate of fire achievable with the semiautomatic firearm to that of a fully automatic firearm by using the energy from the recoil of the firearm to generate reciprocating action that facilitates repeated activation of the trigger.

NEW SECTION

WAC 446-100-020 Procedures. The buyback program in which the Washington state patrol will pay one hundred fifty dollars to any Washington state resident, excluding gun dealers, who present a bump-fire stock that are in working condition, can be brought to a specified location.
(1) The Washington state patrol will hold events at its facilities throughout the state. These events will be announced on social media and the Washington state patrol web page at www.wsp.wa.gov.
(2) An individual must bring the bump-fire stock as defined in WAC 446-100-015 along with a valid driver's license or any other identification to a scheduled event.
   (a) An individual must complete a voucher form provided by the Washington state patrol, with the individual's name and a valid mailing address for payment.
   (b) The Washington state patrol will destroy the bump-fire stock and process the voucher form for payment.
   (c) The Washington state patrol will issue a check and mail to the name and address on the voucher form.