

WSR 08-06-001

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed February 20, 2008, 2:47 p.m.]

Subject of Possible Rule Making: Funeral directors and embalmers, chapter 308-48 WAC, certificate of registration for licensees in retired status and clarifies the term "in its employ."

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.39.175 and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Creates a new section of WAC establishing a certificate of registration for retired licensees that clarifies the privileges and restrictions under the registration.

Amends WAC 308-48-010 by providing clarification of "in its employ," as used in RCW 18.39.148.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: WAC review by the board of funeral directors and embalmers.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dennis McPhee, Department of Licensing, Funerals, P.O. Box 9012, Olympia, WA 98507, (360) 664-1555, dmcphree@dol.wa.gov.

February 20, 2008

Joe Vincent Jr.

Administrator

WSR 08-06-010

**PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION**

[Filed February 21, 2008, 11:27 a.m.]

Subject of Possible Rule Making: Various rules in Title 230 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Housekeeping changes.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Mark Harris, Assistant Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3579; or Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] March 14 and April 11, 2008, at the Red Lion Hotel, 2300 Evergreen Park Drive, Olympia, WA 98502, (360) 943-4000; and on May 9, 2008, at the Red Lion

Hotel, 2325 North 20th Avenue, Pasco, WA 99301, (509) 547-0701.

February 21, 2008

Susan Arland

Rules Coordinator

WSR 08-06-011

**PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION**

[Filed February 21, 2008, 11:30 a.m.]

Subject of Possible Rule Making: Various rules in Title 230 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rules package is to incorporate definitions that were inadvertently left out during the plain talk rewrite of our rules manual. Additionally, several other changes will be proposed.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Mark Harris, Assistant Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3579; or Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] March 14 and April 11, 2008, at the Red Lion Hotel, 2300 Evergreen Park Drive, Olympia, WA 98502, (360) 943-4000; and on May 9, 2008, at the Red Lion Hotel, 2325 North 20th Avenue, Pasco, WA 99301, (509) 547-0701.

February 21, 2008

Susan Arland

Rules Coordinator

WSR 08-06-012

**PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION**

[Filed February 21, 2008, 11:31 a.m.]

Subject of Possible Rule Making: Licensing.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rules package would require licensure of "key" individuals involved in gambling.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Mark Harris, Assistant Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3579; or Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] March 14 and April 11, 2008, at the Red Lion Hotel, 2300 Evergreen Park Drive, Olympia, WA 98502, (360) 943-4000; and on May 9, 2008, at the Red Lion Hotel, 2325 North 20th Avenue, Pasco, WA 99301, (509) 547-0701.

February 21, 2008
Susan Arland
Rules Coordinator

WSR 08-06-028

PREPROPOSAL STATEMENT OF INQUIRY SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed February 25, 2008, 11:41 a.m.]

Subject of Possible Rule Making: Where a school resides in a county which was declared a state of emergency proclamation by the governor and a school closure exists, the superintendent may excuse more than two scheduled school days per incident or three scheduled school days per year.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.150.290.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In the past, individual schools in school districts were only allowed a waiver for two scheduled school days per incident or three scheduled school days per year. With the new addition of language, the office of superintendent of public instruction is offering some relief to schools in districts hit hard by this year's winter storms. We believe that this WAC will give schools in school districts, families, and teachers some relief from the extreme weather impacts they have experienced earlier this school year by allowing some flexibility in scheduling the minimum required instructional hours.

Process for Developing New Rule: Other [no further information supplied by agency].

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jennifer Priddy, Assistant Superintendent, Office of Superintendent of Public Instruction, P.O. Box 47200, Olympia, WA 98504-7200, (360) 725-6111, jennifer.priddy@k12.wa.us.

February 25, 2008
Dr. Terry Bergeson
State Superintendent

WSR 08-06-035

PREPROPOSAL STATEMENT OF INQUIRY GAMBLING COMMISSION

[Filed February 27, 2008, 8:32 a.m.]

Subject of Possible Rule Making: Administrative actions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rules package is the result of staff meeting with the Coalition for Responsible Gaming and Regulation. Changes were made to rules that relate to administrative actions taken against gambling licenses.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Mark Harris, Assistant Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3579; or Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] April 11, 2008, at the Red Lion Hotel, 2300 Evergreen Park Drive, Olympia, WA 98502, (360) 943-4000; on May 9, 2008, at the Red Lion Hotel, 2325 North 20th Avenue, Pasco, WA 99301, (509) 547-0701; and on July 10, 2008, at The Heathman Lodge, 7801 N.E. Greenwood Drive, Vancouver, WA 98662, (360) 254-3100.

February 27, 2008
Susan Arland
Rules Coordinator

WSR 08-06-040

PREPROPOSAL STATEMENT OF INQUIRY FOREST PRACTICES BOARD

[Filed February 27, 2008, 11:38 a.m.]

Subject of Possible Rule Making: Experimental research treatments.

Statutes Authorizing the Agency to Adopt Rules on this Subject: The forest practices board's authority to adopt forest practices rules is granted under RCW 76.09.040, [76.09].050, and [76.09].370. The pilot project process is authorized by RCW 34.05.313.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Washington state department of fish and wildlife, Washington state department of ecology, Weyerhaeuser Company and Washington State University are implementing headwater research led by the Washington state forest practices cooperative monitoring evaluation and research (CMER) adaptive management program. This CMER funded research, known as the Type N experimental buffer treatment study, is a harvest-unit level evaluation of

buffer effectiveness that will provide valuable information for the adaptive management of headwater streams.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The study has a peer-reviewed study design and work plan, involves the cooperation of multiple landowners (federal, state, and private), and has been highly supported by CMER and forests and fish policy. In particular, it represents CMER's flagship study on headwater streams and is designated high priority. There is consensus among the CMER committee and forests and fish policy that conducting this experiment (along with the associated harvest treatments) will inform the adaptive management for riparian buffers along nonfish bearing streams in western Washington. Both organizations include representatives of federal and state natural resource agencies including: United States Fish and Wildlife Service, National Oceanic and Atmospheric Administration - Fisheries, department of fish and wildlife, department of ecology, department of natural resources, tribes and tribal organizations. Coordination of the project will occur via regularly scheduled CMER meetings, and the forest practices board will be briefed on the progress and results of the study.

Process for Developing New Rule: Pilot rule making. The Type N experimental buffer treatment project tests the effectiveness of riparian management approaches that differ from the current rules in providing riparian functions along nonfish bearing streams in western Washington. The research could result in new rules developed through the adaptive management process. See RCW 76.09.370(7) and WAC 222-12-450. Pilot riparian management zone (RMZ) and sensitive site rules were previously granted on February 14, 2007, in order to apply the riparian treatments to four of the nonfish bearing streams included in this study. In addition to the previously granted pilot RMZ rule, a pilot even-aged harvest rule is required in order to apply the designated treatment at one site included in this study.

This project is a critically important step in determining whether performance goals are being met along Type N streams. This evaluation will be achieved by comparing the effectiveness of the forests and fish RMZ to alternative RMZs in maintaining important ecological functions provided by riparian forests. The ecological functions evaluated in this study include: Large woody debris recruitment, shade, temperature, sediment filtering/bank stability, litter fall and downstream exports (nutrients, litter, and invertebrates). The project will compare the currently required RMZ along nonfish bearing streams to RMZs of greater length (100% of the nonfish bearing stream reach) and lesser length (0% of the nonfish bearing stream reach). Eighteen nonfish bearing streams are included in the study. Of these, five are reference sites that will not be harvested; four will receive RMZs consistent with current forest practice rules; five will receive RMZs that exceed current forest practice rules; and four will receive RMZs that do not meet current forest practice rules. Application of treatments at the four latter sites was approved by the CR-101 signed on February 15, 2007.

In addition to the previously approved pilot RMZ rule, one study site requires a pilot even-aged harvest rule (WAC 222-30-025(4)). This study basin is located in Olympic

region, Section 19, T21N, R8W. Timber harvest within the treatment basin will result in an area greater than two hundred forty acres harvested within the last five years by even-aged harvest methods on land owned by one landowner. Current contiguous even-aged harvest adjacent to the study basin equals two hundred thirty-four acres. All tributaries contained within the existing two hundred thirty-four acre harvest drain to the Wishkah River. The study basin is forty-seven acres and drains to the Humptulips River. Once harvested, the total contiguous even-aged harvest would equal two hundred eighty-one acres (forty-one acres over that allowed under current forest practices). Harvest within the treatment basin would meet existing rule requirements if done after January 2009. However, project treatments need to be completed at this site in the spring/summer of 2008 to be consistent with the study plan, and meet other landowner objectives. All other applicable forest practices rules will be adhered to at all treatment sites.

Forest practices applications for study sites identified by CMER will only be approved for treatments consistent with the study plan, both pilot CR-101s, and applicable HCP variances. The forest practices applications will be designated as Class III for processing, and be approved or disapproved within thirty days of submittal of a complete application. The study has been designed to minimize the potential for damage to public resources while maintaining the quality of design and implementation necessary to address the study objectives. Study sites do not include riparian areas adjacent to any 303d listed waters, nor any areas that are subject to the Class IV-Special provisions of WAC 222-16-050(1). Care will be taken not to damage public resources with the application of treatments, and resources such as water quality and temperature will be regularly monitored. If damage to public resources occurs from the harvest treatments, the project lead will be immediately informed and consult with the forest practices program, the adaptive management administrator, the department of ecology and cooperating landowner about resource mitigation that supports the research needs while limiting damage. Study sites included in the study will be closely monitored by CMER for at least two years after the application of treatments. Landowner participants in this study include: Gifford Pinchot National Forest, Green Crow, Longview Timberlands LLC, Olympic National Forest, Rayonier, Washington state department of natural resources, and the Weyerhaeuser Company.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Patricia Anderson, Rules Coordinator, Forest Practices Board, Department of Natural Resources, Forest Practices Division, 1111 Washington Street S.E., P.O. Box 47012, Olympia, WA 98504-7012, fax (360) 902-1428, e-mail forest.practicesboard@dnr.wa.gov.

February 25, 2008

Vicki Christiansen
Chair

WSR 08-06-044
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Health and Recovery Services Administration)

[Filed February 27, 2008, 3:15 p.m.]

Subject of Possible Rule Making: The department is amending WAC 388-416-0020 Certification periods for non-institutionalized medically needy (MN) program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.057, 74.08.090, and 74.09.-500.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: DSHS is removing references to hospital expenses to comply with federal regulations.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Catherine Fisher, Office of Medicare, Medicaid, Eligibility and Policy, Division of Eligibility and Service Delivery, Health and Recovery Services Administration, P.O. Box 45534, Olympia, WA 98504-5534, phone (360) 725-1357, fax (360) 664-0910, TTY 1-800-848-5429, e-mail fish ecl@dshs.wa.gov.

February 27, 2008
 Stephanie E. Schiller
 Rules Coordinator

WSR 08-06-063
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE

[Filed March 3, 2008, 9:46 a.m.]

Subject of Possible Rule Making: Ocean spot shrimp fishing rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.12.047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Reduces administrative review of catch history and reduces the burden on fishers to pursue a fishery requirement that is no longer functional to the original need.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lew Atkins, Fish Program Assistant Director, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2651. Contact by April 21, 2008. Expected proposal filing on or after April 23, 2008.

March 3, 2008
 Loreva M. Preuss
 Rules Coordinator

WSR 08-06-068
PREPROPOSAL STATEMENT OF INQUIRY
BOARD FOR VOLUNTEER
FIREFIGHTERS AND RESERVE OFFICERS

[Filed March 3, 2008, 2:59 p.m.]

Subject of Possible Rule Making: Adding a new chapter to Title 491 WAC to clarify the definitions of "fire fighter," "emergency worker," and "reserve officer" used in RCW 41.24.010 and adding a WAC to clarify "active member" used in RCW 41.24.170.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.24.290(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To clarify who is eligible to participate under the relief and pension provisions of chapter 41.24 RCW. In recent years, the board has seen an escalation of court cases attempting to define the above terms with only the statutory language to serve as a guide. It is clear from this recent case law that future legal interpretations of RCW chapter by the courts would best be served by clear definitions of the above terms.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: There are no other state or federal agencies that regulate this subject.

Process for Developing New Rule: The board for volunteer firefighters and reserve officers has already taken a lot of input from state associations, fire departments, police departments, and individual members. It will take these opinions into consideration along with the guidance received from the courts and advice from the attorney general's office when developing the WACs.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Brigette K. Smith, Executive Secretary, P.O. Box 114, Olympia, WA 98507, (877) 753-7318, e-mail bridgetted@bvff.wa.gov. Meeting notifications will be posted on our web site at <http://www.bvff.wa.gov>. A comment period is built into the beginning and the end of all of our board meetings, the date of which are published both with the code reviser's office and at our web site at <http://www.bvff.wa.gov>.

March 4 [3], 2008
 Brigette K. Smith
 Executive Secretary

WSR 08-06-069
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE

[Filed March 3, 2008, 4:28 p.m.]

Subject of Possible Rule Making: Fish species that can be legally landed by an Oregon-licensed vessel on the Columbia River and its tributaries.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.12.047 and 77.04.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Oregon and Washington have established license reciprocity for Oregon outfitters and guides and Washington professional salmon and game-fish guides on the Columbia River. There may be opportunities to include other species and/or tributaries of the Columbia River in the reciprocity agreements.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Oregon department of fish and wildlife (ODFW): The Washington department of fish and wildlife and ODFW work closely together to develop reciprocity where appropriate, to increase economic and recreational opportunities for residents of both states.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lori Preuss, WDFW Enforcement, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2930, fax (360) 902-2155, e-mail preuslmp@dfw.wa.gov. Contact by April 21, 2008. Expected proposal filing on or after April 23, 2008.

March 3, 2008
 Loreva M. Preuss
 Rules Coordinator

WSR 08-06-077
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF TRANSPORTATION

[Filed March 4, 2008, 3:13 p.m.]

Subject of Possible Rule Making: Amending the rules governing the conduct and use within state highway safety rest areas.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.38.010 authorizes the department of transportation and the Washington state patrol (WSP) to jointly adopt rules governing the conduct and use at safety rest areas.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: At safety rest areas throughout the state, people are parking their vehicles and leaving for the day, returning at night to pick up their cars, or they park at the safety rest area each night, spending multiple nights, living in their vehicle on state property. This activity ties up space for weary travelers in need of a place to stop and rest, and it effectively reduces the capacity of the facility. A change in the WAC is necessary to provide WSP a better tool

to enforce parking time restrictions, especially at those rest areas being used as a park and ride.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The WSP and the Federal Highway Administration also regulate this subject, and have been included in the rule discussions.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Judy M. Hockett, Safety Rest Area Operations Coordinator, Transportation Building, P.O. Box 47358, Olympia, WA 98504-7358, phone (360) 705-7849, fax (360) 705-6823.

February 27, 2008
 Stephen T. Reinmuth
 Chief of Staff

WSR 08-06-086
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

(Children's Administration)

[Filed March 5, 2008, 8:39 a.m.]

Subject of Possible Rule Making: The department is amending chapter 388-61A WAC, Shelters for victims of domestic violence.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.123.030(1) and 70.123.040(1).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revisions to chapter 388-61A WAC are intended to update or delete outdated sections, and develop new sections specifically covering nonresidential services provided by emergency shelter contractors.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: We will consult with the department of health, the attorney general's office, and other individuals and organizations having experience and knowledge of the problems affecting victims of domestic violence in the review and revision of these rules.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Susan Hannibal, DSHS Program Manager, DSHS/Children's Administration, 4045 Delridge Way S.W., Room 200, Seattle, WA 98106, phone (206) 923-4910, fax (206) 923-4899, e-mail hsus300@dshs.wa.gov. Interested individuals and organizations will have an opportunity to review and comment on the proposed rules in writing, by

electronic mail, telephone, and to offer testimony in the public hearing process.

March 5, 2008
Stephanie E. Schiller
Rules Coordinator

WSR 08-06-087
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed March 5, 2008, 8:45 a.m.]

Subject of Possible Rule Making: The division of employment and assistance programs proposes to amend WAC 388-406-0065 Can I still get benefits even after my application is denied?

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, and 74.08.-090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule change is needed in order to remove subsection (1)(c)(ii). The expansion of categorical eligibility to applicants with income at or below 130% of the federal poverty level has made this reference obsolete. This change clarifies existing policy and does not adversely impact an applicant's eligibility for Basic Food.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Bill Callahan, Program Manager, Division of Employment and Assistance Programs, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4619, fax (360) 493-3493, e-mail callalw@dshs.wa.gov.

March 5, 2008
Stephanie E. Schiller
Rules Coordinator

WSR 08-06-088
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed March 5, 2008, 8:46 a.m.]

Subject of Possible Rule Making: The division of employment and assistance programs will amend WAC 388-

454-0015 Temporary absence from the home, 388-418-0007 When do I have to report changes in my circumstances?, and other related WACs.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, and 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule change is needed to extend the definition of "temporary absence" from ninety to one hundred eighty days for the temporary assistance for needy families (TANF) and state family assistance (SFA) programs. The department is also proposing to provide concurrent TANF/SFA payments for up to one hundred eighty days to the parent and a relative or other adult serving *in loco parentis* when a TANF/SFA child has been temporarily placed by the children's administration in the care of a relative or an *in loco parentis* adult.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jenny Grayum, Program Manager, Division of Employment and Assistance Programs, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4583, fax (360) 413-3293, e-mail grayuje@dshs.wa.gov.

March 5, 2008
Stephanie E. Schiller
Rules Coordinator

WSR 08-06-089
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed March 5, 2008, 8:47 a.m.]

Subject of Possible Rule Making: The division of child support (DCS) is amending and creating new sections in chapter 388-14A WAC. DCS is adopting new and amended sections to implement state legislation which implements the federal Deficit Reduction Act of 2005. The state law was signed by the governor on April 20, 2007, as chapter 143, Laws of 2007, with an effective date of July 22, 2007.

Certain changes to the public assistance assignment and to the distribution of child support collections will take effect October 1, 2008.

Statutes Authorizing the Agency to Adopt Rules on this Subject: DCS rule-making authority is in sections 1, 2, 3, 4, 5, 7, 8 and 9, chapter 143, Laws of 2007.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The federal Deficit Reduction Act of 2005 (DRA) made changes in the child support enforcement program under Title IV-D of the Social Security Act, in particular changing the nature of the public assistance assignment, and changing how child support collections are distributed. DCS must adopt and amend rules to comply with the state law changes under the DRA.

Process for Developing New Rule: DCS engages in modified collaborative rule making. Those persons wishing to participate in developing the new rules are encouraged to contact Nancy Koptur at the DSHS DCS headquarters as soon as possible. DCS will post information regarding this rule development project and others on its web site, which can be found at www.wa.gov/dshs/dcs or on the DSHS economic services administration's policy review web site, which can be found at <http://www1.dshs.wa.gov/esa/extpolicy/>. DSHS/DCS encourages the public to take part in developing the rules. After the rules are drafted, DSHS will file a copy with the office of the code reviser with a notice of proposed rule making, and will send a copy to everyone currently on the mailing list and to anyone else who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nancy Koptur, DCS Rules Coordinator, Division of Child Support, P.O. Box 9162, Mailstop 45860, Olympia, WA 98507-9162, phone (360) 664-5065, e-mail nkoptur@dshs.wa.gov, toll-free 1-800-457-6202, fax (360) 664-5342, TTY/TDD (360) 664-5011.

March 5, 2008
Stephanie E. Schiller
Rules Coordinator

WSR 08-06-091

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF REVENUE

[Filed March 5, 2008, 9:25 a.m.]

Subject of Possible Rule Making: WAC 458-40-660 Timber excise tax—Stumpage value tables.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 84.33.096, 82.32.300, and 82.01.060(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 84.33.091 requires the department to revise the stumpage value tables every six months. The department establishes stumpage value tables to apprise timber harvesters of the timber values on which the timber excise tax is calculated. The department anticipates amending WAC 458-40-660 to provide valuations for the second half of 2008.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Although the United States Forest Service and Washington state department of natural resources both regulate forest practices, neither is involved in valuation for taxation purposes. The nontax processes and definitions are coordinated with these agencies to avoid conflict, but there should

be no need to involve them in the valuation revisions provided in this rule.

Process for Developing New Rule: Parties interested in this rule making may contact the individual listed below. The public may also participate by providing written comments throughout this rule making or giving oral testimony at the public meeting or public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Written comments may be submitted by mail, fax, or at the public meeting. Oral comments will be accepted at the public meeting. A preliminary draft of the proposed changes will be available upon request shortly before the public meeting. Written comments on and/or requests for copies of the rule may be directed to Mark Bohe, Interpretations and Technical Advice Unit, P.O. Box 47453, Olympia, WA 98504-47453 [98504-7453], phone (360) 570-6133, fax (360) 586-5543.

Public Meeting Location: Capital Plaza Building, 4th Floor L&P Large Conference Room, 1025 Union Avenue S.E., Olympia, WA, on April 15, 2008, at 1:00 p.m.

Alan R. Lynn
Rules Coordinator

WSR 08-06-103

PREPROPOSAL STATEMENT OF INQUIRY LIQUOR CONTROL BOARD

[Filed March 5, 2008, 11:26 a.m.]

Subject of Possible Rule Making: The liquor control board has adopted rules regarding the transportation of liquor through Washington state. As part of the liquor control board's on-going rules review process, chapter 314-48 WAC, the transportation of liquor through Washington state is under review for clarity, relevance and accuracy.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 66.08.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: As part of the liquor control board's on-going rules review process, chapter 314-48 WAC is being reviewed for relevance, clarity, and accuracy.

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Pamela Madson, Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, (360) 664-1648, fax (360) 704-4921, e-mail rules@liq.wa.gov.

March 5, 2008
Lorraine Lee
Chairman

WSR 08-06-105
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR CONTROL BOARD

[Filed March 5, 2008, 11:28 a.m.]

P.O. Box 43080, Olympia, WA 98504-3080, (360) 664-1648,
 fax (360) 704-4921, e-mail rules@liq.wa.gov.

March 5, 2008
 Lorraine Lee
 Chairman

Subject of Possible Rule Making: The liquor control board has adopted rules regarding special orders of liquor from the liquor control board. These products are not regularly available in state liquor stores.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 66.08.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: As part of the liquor control board's on-going rules review process, chapter 314-76 WAC is being reviewed for relevance, clarity, and accuracy.

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Pamela Madson, Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, (360) 664-1648, fax (360) 704-4921, e-mail rules@liq.wa.gov.

March 5, 2008
 Lorraine Lee
 Chairman

WSR 08-06-106
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR CONTROL BOARD

[Filed March 5, 2008, 11:33 a.m.]

Subject of Possible Rule Making: State law authorizes the liquor control board to summarily suspend a liquor license in certain circumstances. The board wants to clarify the process used for an emergency suspension of a liquor license without a prior hearing and the process used by a licensee to challenge the board's action.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 66.08.030 and 66.08.150.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: There are no liquor control board rules clearly outlining the process by which a liquor licensee may challenge the summary suspension of his or her liquor license prior to a hearing. To help guide licensees and board staff in circumstances when a prehearing emergency suspension is appropriate, the board is developing rules for that process that a licensee would use to appeal the prehearing license suspension.

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Pamela Madson, Rules Coordinator,