

FORM OF ORDER AND TRANSMITTAL BY BOARD, COMMISSION, OR COUNCIL

State of Washington

WASHINGTON STATE COMMISSION FOR THE BLIND

(name of governing body)

(agency name, if applicable)

Resolution No. _____

Administrative Order No. 82-07

(1) Be it resolved by the Washington State Commission for the Blind, acting at 921 Lakeridge Drive, Olympia Washington 98502, (place)

that it does adopt the annexed rules relating to: Adopt Chapter 67-40 WAC: 010, Purpose--Description; 015, Prevention-- Staff Ophthalmologist; 016, Prevention -- Eye Physicians Advisory Committee.

Adopt Chapter 67-40 WAC: 021 Cooperative Agreement with Department of Social and Health Services. REPEAL: WAC 67-40-020, WAC 67-40-025, WAC 67-40-050, WAC 67-40-060 WAC 67-40-070, WAC 67-40-440

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. _____ filed with the code reviser on _____. These rules shall take effect: thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2). at a later date, such date being _____.

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

We, Commission for the Blind, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is: WSR 82-22-067 filed 3 November 2, 1982 will expire before the Adopting Chapter ~~67-40-010, 67-40-015, 67-40-016, 67-40-021~~ permanent rules will be in effect. These rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026¹ that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" fill in statement (a), (b), or (c) as appropriate:

- (a) This rule is promulgated pursuant to RCW _____ and is intended to administratively implement that statute.
 (b) This rule is promulgated pursuant to RCW _____ which directs that the

_____ (agency) has authority to implement the provisions of _____ (name of act or RCW citation)

XX (c) This rule is promulgated under the general rule-making authority of the Commission for the Blind _____ (agency)

as authorized in RCW 74.16.450

(4) The undersigned hereby declares that the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

(5) This order, after being first recorded in the order register of this governing body, is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED 11 December, 19 82

DEC 15 1982

By Paul Dzedzic Paul Dzedzic Director

CODE REVISER'S OFFICE WSR 83-01-068

Title

AMENDATORY SECTION (Amending Order 82-06, filed 8/4/82)

WAC 67-40-010 PURPOSE--DESCRIPTION. The prevention of blindness program is established in RCW 74.16.170. Its purpose is to ~~((provide medical services to persons in order to prevent blindness and to restore sight.--Responsibility for the prevention of blindness program is shared with the department of social and health services which delegates the authority to make medical need decisions to the commission for the blind.--The commission authorizes assistance with costs of care when necessary))~~ assure establishment and maintenance of such services as may prevent blindness; to assist in determining the causes of blindness; and to inaugurate and cooperate in any preventative measures as may appear practicable. The commission shall arrange for the examination and necessary treatment for blind or partially blind persons who are unable to pay for such services.

AMENDATORY SECTION (Amending Order 82-06, filed 8/4/82)

WAC 67-40-015 PREVENTION--STAFF OPHTHALMOLOGIST. The commission for the blind shall employ an ophthalmological consultant on a part-time basis. His appointment shall be recommended to the commission by the eye physicians advisory committee for a one year term subject to renewal. He shall be responsible for reviewing recommendations made by participating ophthalmologists to determine if the proposed services ~~((fall within the scope of the prevention of blindness program))~~ will provide a medical benefit in preventing blindness.

AMENDATORY SECTION (Amending Order 82-06, filed 8/4/82)

WAC 67-40-016 PREVENTION--EYE PHYSICIANS ADVISORY COMMITTEE.

(1) The eye physicians advisory committee shall be appointed by the director of the commission for the blind.

(2) It shall consist of up to eight members who have staggered four year terms.

(3) The committee shall select a chair from among its members.

(4) The ~~((eye-advisory))~~ committee does the following:

(a) Recommends ~~((to-the-commission))~~ the criteria to be used in making decisions regarding medical services to be provided;

(b) Recommends ~~((to-the-commission))~~ the person to serve as staff ophthalmologist;

(c) Reviews and certifies credentials of physicians who render services under the prevention of blindness program.

NEW SECTION

WAC 67-40-021 COOPERATIVE AGREEMENT WITH DEPARTMENT OF SOCIAL AND HEALTH SERVICES. The prevention of blindness program will be provided cooperatively with the department of social and health services. An agreement which specifies the respective duties and responsibilities of each agency will be controlling. The director shall have the authority to negotiate and sign the agreement, subject to ratification by the commission board within ninety days of signing.

This agreement may include a description of services which are provided to blind and partially blind persons, provide for medical reviews, payment of costs of administration and services, and provide for coordination of the prevention of blindness program with other programs serving the needs of blind individuals.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 67-40-020 PREVENTION--ELIGIBILITY.
- (2) WAC 67-40-025 PREVENTION--MEDICAL ELIGIBILITY.
- (3) WAC 67-40-050 PREVENTION--SERVICES PROVIDED.
- (4) WAC 67-40-060 PREVENTION--SERVICES NOT PROVIDED.
- (5) WAC 67-40-070 PREVENTION--AUTHORIZATIONS AND BILLING.
- (6) WAC 67-40-440 PREVENTION OF BLINDNESS.