

**WSR 13-24-048**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**OLYMPIC COLLEGE**

[Filed November 26, 2013, 9:33 a.m.]

Subject of Possible Rule Making: Student conduct code, chapter 132C-120 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This is an update of the existing policy to bring it into alignment with the federal Violence Against Women Act (VAWA) and to bring language into alignment with current practice. Existing student disciplinary procedures will be repealed and replaced with procedures in compliance with VAWA and state law. Substantive provisions in the student conduct code will be updated, including but not limited to new prohibitions regarding sexual harassment, sexual violence, harassment, retaliation, academic dishonesty, weapons, and use of marijuana, tobacco, electronic cigarettes and related products.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: This policy will meet federal and state laws as follows: Titles VII and IX of the Civil Rights Act of 1964, the Age Discrimination and Employment Act, Section 504 of the Rehabilitation Act of 1974, the Americans with Disabilities Act of 1990, VAWA, and the state law against discrimination, chapter 49.60 RCW.

Process for Developing New Rule: Review by president's cabinet, college council and the board of trustees.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Thomas Oliver, Olympic College, Rules Coordinator, (360) 475-7502 or [toliver@olympic.edu](mailto:toliver@olympic.edu), to provide comments on this rule.

November 26, 2013  
 Thomas Oliver  
 Rules Coordinator

**WSR 13-24-054**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**GAMBLING COMMISSION**

[Filed November 26, 2013, 1:04 p.m.]

Subject of Possible Rule Making: Manufacturers.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070(4).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Staff is considering making changes to the requirements and restrictions related to the manufacturer's special sales permit.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting Susan Newer, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail [Susan.Newer@wsgc.wa.gov](mailto:Susan.Newer@wsgc.wa.gov), fax (360) 486-3625.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) about ten days before each meeting to confirm meeting location, date and start time.

[Meetings on] January 16 or 17, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on January 1 to confirm meeting location and start time; on February 13 or 14, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on February 1 to confirm meeting location and start; and on March 20 or 21, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on March 1 to confirm meeting location and start time.

November 26, 2013  
 Susan Newer  
 Rules Coordinator

**WSR 13-24-055**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**GAMBLING COMMISSION**

[Filed November 26, 2013, 1:13 p.m.]

Subject of Possible Rule Making: Administrative hearings.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070(14).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Staff is considering a rule change to increase the length of time to hold a stay hearing from seven to fourteen days.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting Susan Newer, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail [Susan.Newer@wsgc.wa.gov](mailto:Susan.Newer@wsgc.wa.gov), fax (360) 486-3625.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) about ten days before each meeting to confirm meeting location, date and start time.

[Meetings on] January 16 or 17, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on January 1 to confirm meeting location and start time; on February 13 or 14, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on February 1 to confirm meeting location and start; and on March 20 or 21, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on March 1 to confirm meeting location and start time.

November 26, 2013  
 Susan Newer  
 Rules Coordinator

**WSR 13-24-057****PREPROPOSAL STATEMENT OF INQUIRY  
GAMBLING COMMISSION**

[Filed November 26, 2013, 1:53 p.m.]

Subject of Possible Rule Making: Card games.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070, 9.46.0282.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Staff has been working with the industry to review our card game rules to evaluate our regulatory processes to ensure requirements add value and to streamline requirements.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting Susan Newer, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susan.Newer@wsgc.wa.gov, fax (360) 486-3625.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) about ten days before each meeting to confirm meeting location, date and start time.

[Meetings on] January 16 or 17, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on January 1 to confirm meeting location and start time; on February 13 or 14, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on February 1 to confirm meeting location and start; and on March 20 or 21, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on March 1 to confirm meeting location and start time.

November 26, 2013  
Susan Newer  
Rules Coordinator

**WSR 13-24-059****PREPROPOSAL STATEMENT OF INQUIRY  
SUPERINTENDENT OF  
PUBLIC INSTRUCTION**

[Filed November 26, 2013, 2:22 p.m.]

Subject of Possible Rule Making: In 2013-15 Biennial Appropriations Act, the legislature funded K-1 high poverty class size for the 2014-15 school year only up to the school's demonstrated class size with a minimum class size of 20.3. These rules address the details and methodology of the K-1 high poverty staffing compliance calculation as required by the legislature.

Statutes Authorizing the Agency to Adopt Rules on this Subject: This is necessary to ensure that school districts funding aligns with the legislative intent per the Appropriations Act.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Without these rules, we will have no clear definition of compliance, nor method for deter-

mining which schools should actually receive the funding based on the smaller class size.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting T. J. Kelly, Director of School Apportionment and Financial Services, Office of Superintendent of Public Instruction, phone (360) 725-6301, fax (360) 664-3683, [thomas.kelly@k12.wa.us](mailto:thomas.kelly@k12.wa.us).

November 26, 2013  
Randy Dorn  
State Superintendent  
of Public Instruction

**WSR 13-24-061****PREPROPOSAL STATEMENT OF INQUIRY  
SUPERINTENDENT OF  
PUBLIC INSTRUCTION**

[Filed November 26, 2013, 2:24 p.m.]

Subject of Possible Rule Making: WAC 392-343-035(3) Space allocations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.525.020 Duties of superintendent of public instruction.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In accordance with the proviso language in ESSB 5035, the small high school space allocation calculation changed from 0-100 student headcount to 0-200 student headcount.

Process for Developing New Rule: The office of superintendent of public instruction welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified [below].

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Scott Black, Program Development Manager, P.O. Box 47200, 600 Washington Street S.E., Olympia, WA 98504-7200, fax (360) 586-3946, e-mail [scott.black@k12.wa.us](mailto:scott.black@k12.wa.us), phone (360) 725-6268.

November 26, 2013  
Randy Dorn  
Superintendent of  
Public Instruction

**WSR 13-24-062**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**SUPERINTENDENT OF**  
**PUBLIC INSTRUCTION**

[Filed November 26, 2013, 2:25 p.m.]

Subject of Possible Rule Making: WAC 392-340-210 Adjustment of assets and liabilities—Time considerations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.525.020 Duties of superintendent of public instruction.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amend WAC 392-340-210 to be consistent with county deadline for establishing taxing rates in the event of a school district boundary change. The deadline for establishing taxing rates for the following year is August 1, WAC 392-340-210 currently states March 1.

Process for Developing New Rule: The office of superintendent of public instruction welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified [below].

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Scott Black, Program Development Manager, P.O. Box 47200, 600 Washington Street S.E., Olympia, WA 98504-7200, fax (360) 586-3946, e-mail scott.black@k12.wa.us, phone (360) 725-6268.

November 26, 2013  
 Randy Dorn  
 Superintendent of  
 Public Instruction

**WSR 13-24-063**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**OFFICE OF THE**  
**STATE TREASURER**

[Filed November 26, 2013, 3:21 p.m.]

Subject of Possible Rule Making: Chapter 210-02 WAC, School bond guarantee program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 39.98.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed amendments to the school bond guarantee administrative rules clarify certain aspects of the current program and update other areas. These administrative rules have not been modified since their original adoption in 2000. Several rules were outdated and in need of modernization.

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

Process for Developing New Rule: The agency has consulted stakeholders in the development of these rules and will continue to do so.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties can participate in this rule-making

process by contacting Kate Manley, P.O. Box 40200, Olympia, WA 98504, phone (360) 902-9028, e-mail Kate.manley@tre.wa.gov, providing written comments, or by providing oral testimony at the public hearing.

November 26, 2013  
 Ellen Evans  
 Deputy Treasurer  
 for Debt Management

**WSR 13-24-081**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**GAMBLING COMMISSION**

[Filed December 3, 2013, 8:09 a.m.]

Subject of Possible Rule Making: Punch boards and pull-tabs.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070, 9.46.110.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: We have received a petition for rule change from Mr. Beruen requesting to change requirements for when punch board/pull-tab licensed operators must record winners. Currently, operators must obtain and verify a winner's identity for prizes over \$20. The petitioner is asking that the \$20 threshold for recording winners be increased to \$150.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting Susan Newer, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susan.Newer@wsgc.wa.gov, fax (360) 486-3625.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) about ten days before each meeting to confirm meeting location, date and start time.

[Meetings on] January 16 or 17, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on January 10 to confirm meeting location and start time; on February 13 or 14, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on February 7 to confirm meeting location and start [time]; and on March 20 or 21, 2014, at the Comfort Inn Conference Center, 1620 74th Avenue S.W., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on March 14 to confirm meeting location and start time.

December 2, 2013  
 Susan Newer  
 Rules Coordinator

**WSR 13-24-083**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**CLARK COLLEGE**

[Filed December 3, 2013, 8:42 a.m.]

Subject of Possible Rule Making: Revise chapter 132N-121 WAC, Code of student conduct.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed revision is necessary to bring the code into alignment with the federal Violence Against Women Act, reflect online, virtual environments and relevant issues (cyber-stalking, cyber-bullying and online harassment), and create a consistent process for ensuring due process.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Department of Education, Office of Civil Rights (Titles VII and IX of the Civil Rights Act of 1964), the Violence Against Women Act, and Washington state human rights commission, chapter 49.60 RCW.

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 Bill Belden, Vice-President of Student Affairs, Clark College, 1933 Ft. Vancouver Way, GH1 215, Vancouver, WA 98663, wbelden@clark.edu, phone (360) 992-2102, fax (360) 92-2878 [992-2878].

December 2, 2013  
 Bob Williamson  
 Vice-President of  
 Administrative Services

**WSR 13-24-098**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Filed December 3, 2013, 12:32 p.m.]

Subject of Possible Rule Making: The department is considering rule making for the following: Deer and elk seasons and permits; cougar seasons and regulations; black bear seasons and regulations; mountain goat, bighorn sheep, and moose seasons, permits, and regulations; bighorn sheep marking requirements; game bird regulations; small game seasons; landowner hunting permit program; deer and elk area boundaries; game management units, special closures and firearm restriction areas; unlawful methods for hunting; hunting equipment rules; special hunting season permits, hunters with disabilities, and other hunting regulations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.055, 77.12.047, 77.12.150, 77.12.240, 77.32.007, and 77.32.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amendments are needed to provide clarification, expand recreational opportunity, and mitigate wildlife conflicts, while maintaining sustainable game populations.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Migratory birds are also regulated by the United States Fish and Wildlife Service (USFWS) and coordination is managed through the Pacific Flyway. State regulations are designed to fit within the parameters of the USFWS regulation guidelines.

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 Nate Pamplin, Wildlife Program Assistant Director, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2515, fax (360) 902-2162, e-mail Wildthing@dfw.wa.gov. Contact by January 17, 2014. Expected proposal filing on or after January 22, 2014.

December 3, 2013  
 Joanna M. Eide  
 Rules Coordinator

**WSR 13-24-103**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF HEALTH**

[Filed December 3, 2013, 1:48 p.m.]

Subject of Possible Rule Making: Chapter 246-790 WAC proposed amendments to the special supplemental nutrition program for women, infants and children (WIC) requirements for authorizing retailers to reflect changes in federal requirements and agency policy.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.70.120 Federal programs—Rules.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In order to continue to receive federal funding, Washington state rules may need to be updated to be in compliance with federal recontracting regulations, to align state and federal rules for vendor compliance, and to maximize agency options for determining participant access. These updates and changes are intended to provide a solid foundation for upcoming WIC modernization, including fulfilling federal directives to implement an electronic benefit transfer system for WIC.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department of health is the only Washington state agency that regulates the WIC nutrition program. Rules currently in place need to be updated to reflect revised federal and program requirements.

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. A communication plan will be developed. Working closely with the WIC retailer advisory committee, statewide opportunities for stakeholder input will be identified. WIC will also seek stakeholder input using existing, regularly scheduled electronic communications including the agency WIC E-Bulletin, the Q-WIC communication bulletin, and the clinic services advisory committee newsletter and other rele-

vant communication sources. Contact Margaret Hansen, Washington State Department of Health, P.O. Box 47886, Olympia, WA 98504-7886, e-mail [margaret.hansen@doh.wa.gov](mailto:margaret.hansen@doh.wa.gov), phone (360) 236-3763, fax (360) 236-2345.

November 27, 2013  
John Wiesman, DrPh, MPH  
Secretary

#### WSR 13-24-104

##### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

[Filed December 3, 2013, 1:52 p.m.]

Subject of Possible Rule Making: Chapter 246-849 WAC, Ocularist, the department will open chapter 246-849 WAC to update and correct obsolete wording and references and will also consider the request by the Washington state apprenticeship and training council to create an alternate apprenticeship pathway to licensure.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.55.095.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Chapter 246-849 WAC has outdated wording and references and would benefit from a general housekeeping. The Washington state apprenticeship and training council recently approved an ocular prosthetic apprenticeship program. This program provides an opportunity to develop a qualified workforce in a relatively small and unique profession. Acceptance of this program as a pathway to ocularist licensure would help to ensure that persons who complete the council's ocularist [ocularist] apprenticeship are able to utilize their training. Other programs administered through the department recognize completion of apprenticeship programs approved and facilitated through the council.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Labor and industries, Washington state apprenticeship and training council.

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Stakeholders will be notified and invited to participate in an open public rules workshop and may submit written comments for consideration. Stakeholders will be notified through listserv and posting to the web site. Contact Judy Haenke, Program Manager, Department of Health, Ocularist Program, P.O. Box 47852, Olympia, WA 98504-7852, [judy.haenke@doh.wa.gov](mailto:judy.haenke@doh.wa.gov), phone (360) 236-4947, fax (360) 236-2901.

November 27, 2013  
John Wiesman, DrPH, MPH  
Secretary

#### WSR 13-24-105

##### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

[Filed December 3, 2013, 1:54 p.m.]

Subject of Possible Rule Making: WAC 246-824-070 Examination appeal procedures, the department will consider whether the formal hearing process for an applicant to appeal the results of his or her dispensing optician licensing examination should be retained or whether other existing department appeal processes are sufficient.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.130.040(4).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The current rule includes the process for an informal review and formal hearing to appeal the results of the dispensing optician licensing examination. The informal review process has been a worthwhile tool in allowing candidates to express their concerns about the examination. The process for a formal hearing may cause delay due to additional administrative steps which often results in additional costs. There may be other more efficient appeal processes in place when an applicant does not meet the credentialing requirements.

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

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Stakeholders will be notified and invited to participate in an open public rules workshop and may submit written comments for consideration. Stakeholders will be notified through listserv and posting to the web site. Contact Judy Haenke, Program Manager, Department of Health, Dispensing Optician Program, P.O. Box 47852, Olympia, WA 98504-7852, [judy.haenke@doh.wa.gov](mailto:judy.haenke@doh.wa.gov), phone (360) 236-4947, fax (360) 236-2901.

November 27, 2013  
John Wiesman, DrPH, MPH  
Secretary

#### WSR 13-24-106

##### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

[Filed December 3, 2013, 2:14 p.m.]

Subject of Possible Rule Making: WAC 246-976-420 Trauma registry's department responsibilities and 246-976-430 Trauma registry—Provider responsibilities, the department of health (department) is opening the trauma registry rules to consider amending and updating requirements.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.168.060 and 70.168.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The statewide trauma data registry was established to collect and analyze data on the incidence, severity and causes of trauma, including traumatic

brain injury. The registry is used to improve the availability and delivery of prehospital and hospital trauma care services. The rules establish the data elements that must be reported by trauma agencies. The current registry rules were revised in December 2009. In order to collect the most relevant data and to improve the quality, quantity, efficiency and effectiveness of the trauma system, the trauma registry rules need to be reviewed and amendments proposed as appropriate.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other agencies regulate this subject.

Process for Developing New Rule: The department will meet with the trauma registry data quality workgroup, the hospital technical advisory committee and the outcomes technical advisory committee to review the current standards and seek input on necessary changes to the existing rule.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Constituents and the public will be able to participate in the review and any necessary drafting of proposed language through open public meetings, mailings, and e-mail. The proposed rule language will be sent out to all affected and interested parties before the formal public hearing is held. For questions regarding these rules, contact Susan Reynolds, Trauma Registry Administrator, Office of Community Health Systems, P.O. Box 47853, Olympia, WA 98504-7853, e-mail [susan.reynolds@doh.wa.gov](mailto:susan.reynolds@doh.wa.gov), phone (360) 236-2872, fax (360) 236-2830.

November 27, 2013  
John Wiesman, DrPH, MPH  
Secretary

### WSR 13-24-109

#### PREPROPOSAL STATEMENT OF INQUIRY OFFICE OF INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2013-27—Filed December 4, 2013,  
7:28 a.m.]

Subject of Possible Rule Making: Plan management requirements for individual, small group and large group health coverage markets.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060, 48.18.100, 48.43.340, 48.43.515, 48.43.715, 48.44.050, 48.46.200.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Form and rate review standards for nongrandfathered and grandfathered plans changed beginning with the 2014 benefit year. Current state administrative regulations in Title 284 WAC do not reflect these standards. In addition, the office of the insurance commissioner's business process requirements necessitated by the new rating standards are not explained in regulation. The commissioner proposes rule making to document the business process requirements for issuers filing forms and rates for review, and the standards for review and approval related to the reformed health coverage marketplaces.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Health and Human Services (HHS) regulates the subject, and the state's health benefit exchange certifies qualified health plans to HHS. During the development of the proposed rules, agency staff will communicate with staff of both entities, and provide the opportunity for comment and recommendations.

Process for Developing New Rule: Submit written comments by January 10, 2014, to [rulescoordinator@oic.wa.gov](mailto:rulescoordinator@oic.wa.gov), fax (360) 586-3109.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Meg Jones, P.O. Box 40258, Olympia, WA 98504, [rulescoordinator@oic.wa.gov](mailto:rulescoordinator@oic.wa.gov), fax (360) 586-3109.

December 4, 2013  
Mike Kreidler  
Insurance Commissioner

### WSR 13-24-110

#### PREPROPOSAL STATEMENT OF INQUIRY OFFICE OF INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2013-28—Filed December 4, 2013,  
7:35 a.m.]

Subject of Possible Rule Making: Substitution of essential health benefits in individual and small group health benefit plans.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060 and 48.43.715.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: When the essential health benefits were established by regulation in 2013, the commissioner included a requirement that issuers not substitute benefits that differ from a benefit or benefits in the benchmark plan within a category for the 2014 benefit year. Due to the complexity of the new rating and filing requirements, and because the United States Department of Health and Human Services' Center for Medicaid and Medicare Services is expected to alter both the templates for filing, and the filing instructions for the 2015 benefit year, extending the nonsubstitution requirement to the 2015 benefit year filings facilitates the review of plans for approval.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Health and Human Services provides states with flexibility to establish requirements such as nonsubstitution of benefits. Coordination is not necessary.

Process for Developing New Rule: Submit written comments by January 10, 2013 [2014], to Meg Jones, [rulescoordinator@oic.wa.gov](mailto:rulescoordinator@oic.wa.gov), fax (360) 586-3109.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Meg Jones, P.O. Box 40258, Olympia,

WA 98504, rulescoordinator@oic.wa.gov, fax (360) 586-3109.

December 4, 2013  
Mike Kreidler  
Insurance Commissioner

**WSR 13-24-117**  
**WITHDRAWL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**CRIMINAL JUSTICE**  
**TRAINING COMMISSION**

[Filed December 4, 2013, 9:26 a.m.]

The Washington state criminal justice training commission would like to withdraw WSR 13-21-134 filed on October 22, 2013.

Please call Sonja Hirsch at (206) 835-7372 if you have any questions.

Sonja Hirsch  
Rules Coordinator