

**WSR 14-15-009**  
**NOTICE OF PUBLIC MEETINGS**  
**OILSEEDS COMMISSION**

[Filed July 3, 2014, 10:25 a.m.]

The Washington oilseeds commission will be holding the following regular meetings in 2015:

- Tuesday January 20 Three Rivers Convention Center  
Kennewick, Washington  
Annual Meeting
- Tuesday April 21 Conference call 9:00 a.m.
- Tuesday July 7 Conference call 9:00 a.m.
- Tuesday November 3 Washington Potato Commission Office  
Moses Lake  
9:00 a.m.

If you need further information contact Shane Johnson, 100 North Fruitland Street, Suite B, Kennewick, WA 99336, (509) 585-5460, shanej@agmgt.com.

**WSR 14-15-016**  
**HEALTH CARE AUTHORITY**

[Filed July 7, 2014, 6:51 a.m.]

**NOTICE**

Title or Subject: Apple Health Foster Care Managed Care Program.

Effective Date: January 1, 2015.

Description: Medicaid 1915(b) waiver.

Beginning on or about January 1, 2015, the health care authority (the agency) intends to mandatorily enroll children in foster care and adoption support programs into a new managed care program called "Apple Health Foster Care" (AHFC). This managed care program will provide comprehensive and coordinated primary care and ancillary services for children and youth in foster care and adoption support programs and to young adults who are "alumni" of the foster care system.

The agency intends to contract with a single managed care organization (MCO) to provide this program. The single MCO will be selected through a competitive process which will be limited to the five currently contracted apple health MCOs. The apparent successful bidder must have the ability to provide a program of coordinated health care services for children and youth in foster care, who may move from one area of the state to another as their placements change. The current system makes continuity of care difficult and results in poor health outcomes for foster children in particular. The goals of this program include cost containment, but more importantly, better coordination and continuity of care, and improved health outcomes for program enrollees.

To allow mandatory enrollment of clients into this program, the agency intends to submit a 1915(b) waiver to the Centers for Medicare and Medicaid Services.

For additional information, contact Alison Robbins, Division of Health Care Services, Quality and Care Management Section, 626 8th Avenue, P.O. Box 45530, Olympia, WA 98504, phone (360) 725-1634, TDD/TTY 1-800-848-5429, fax (360) 753-7315, e-mail Alison.Robbins@hca.wa.gov.

**WSR 14-15-018**  
**NOTICE OF PUBLIC MEETINGS**  
**TACOMA COMMUNITY COLLEGE**

[Filed July 8, 2014, 10:00 a.m.]

Pursuant to RCW 42.30.075, the following is the schedule for District 22 Tacoma Community College board of trustees meetings for 2015:

Month	Time	Comments
January 14, 2015	4:00	Regular meeting
February 6, 2015	8:00-5:00	Winter board retreat
February 18, 2015	4:00	Regular meeting
March 11, 2015	4:00	Regular meeting
March 19, 2015	1:00-5:15	Tenure interviews (13)
April 8, 2015	4:00	Regular meeting
May 7, 2015	3:30-5:00	Ellen Pinto interviews
May 20, 2015	4:00	Regular meeting
June 10, 2015	4:00	Regular meeting
June 25, 2015	1 day	Summer board retreat
July 2015		No meeting
August 2015		No meeting
September 9, 2015	4:00	Regular meeting
October 21, 2015	4:00	Regular meeting
November 18, 2015	4:00	Regular meeting, Gig Harbor Campus
December 9, 2015	4:00	Regular meeting

All meetings of the board of trustees except June 25 and November 18 will be held at Tacoma Community College, 6501 South 19th Street, Tacoma, WA, and will begin at 4:00 p.m. unless otherwise noted.

If you need any other information, you may call Cathie Bitz at (253) 566-5101 or e-mail cbitz@tacomacc.edu.

**WSR 14-15-019**  
**HEALTH CARE AUTHORITY**

[Filed July 8, 2014, 10:12 a.m.]

**NOTICE**

Title or Subject: Medicaid State Plan Amendment (SPA) 14-0029.

Effective Date: August 6, 2014.

Description: The health care authority intends to submit SPA 14-0029 to request a twelve month exception period to the federal requirement for a recovery audit contractor (RAC). This is to allow the agency time for reprocurement of a RAC to replace the contractor that was terminated in June 2014. Because this SPA is requesting an exception, there will be no effect on annual aggregate expenditures.

For additional information, contact Martin Thies, Section Manager, Office of Program Integrity, 626 8th Avenue S.E., Olympia, WA 98501, phone (360) 725-1043, TDD/TTY (800) 848-5429, fax (360) 586-0212, e-mail martin.thies@hca.wa.gov.

**WSR 14-15-021**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF HEALTH**

(Board of Denturists)

[Filed July 8, 2014, 12:54 p.m.]

In accordance with the Open Public Meeting[s] Act (chapter 42.30 RCW) and the Administrative Procedure Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health, board of denturists, for the year 2014. The board of denturists meetings are open to the public and access for persons with disabilities may be arranged with advance notice, please contact the staff person below for more information.

Agendas for the meetings listed below are made available in advance via listserv and the department of health web site (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the board of denturists reserves the right to change or amend agendas at the meeting.

Date	Time	Location
August 8, 2014 - CAN-CELLED	10:00 a.m.	Spokane
September 26, 2014	9:00 a.m.	Tri-Cities
November 7, 2014	10:00 a.m.	Department of Health Tumwater

If you need further information, please contact Vicki Brown, Program Manager, Board of Denturists, Washington Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4865, fax (360) 236-2901, vicki.brown@doh.wa.gov, www.doh.wa.gov.

Please be advised the board of denturists is required to comply with the Public Disclosure Act, chapter 42.56 RCW. This act establishes a strong state mandate in favor of disclosure of public records. As such, the information you submit to the board, including personal information, may ultimately be subject to disclosure as a public record.

**WSR 14-15-022**  
**NOTICE OF PUBLIC MEETINGS**  
**HUMAN RIGHTS COMMISSION**

[Filed July 8, 2014, 12:55 p.m.]

The following has an address correction for the public forum: Revised - Washington State Human Rights Commission, Public Forum, July 23, 2014, from 6 p.m. to 9 p.m., Gonzaga University, Barbieri Courtroom, 721 North Cincinnati, Spokane, WA 99202.

**WSR 14-15-024**  
**AGENDA**  
**UNIVERSITY OF WASHINGTON**

[Filed July 8, 2014, 2:32 p.m.]

**Semi-Annual Agenda for Rules Under Development**  
**(Per RCW 34.05.314)**  
**July 2014**

Rule-making activity not now anticipated may also be added as conditions warrant between semi-annual agendas.

1. Expedited rule making for various Title 478 WAC housekeeping changes continues during the second half of 2014 (CR-105 filed on June 2, 2014).

2. Rule making is anticipated for chapter 478-120 WAC, Student conduct code for the University of Washington, during the second half of 2014.

For more information concerning the above rules, please contact Rebecca Goodwin Deardorff, Director of Rules Coordination, University of Washington, Box 351210, Seattle, WA 98195-1210, phone (206) 543-9219, e-mail rules@uw.edu, web www.washington.edu/rules/.

**WSR 14-15-025**  
**POLICY STATEMENT**  
**UNIVERSITY OF WASHINGTON**

[Filed July 8, 2014, 3:32 p.m.]

The University of Washington has recently revised the following policy statements, orders, or codes:

- "University Organization Chart," revised effective January 8, 2014 (Administrative Policy Statement 1.1).
- "University Wide Leadership List," revised effective January 8, 2014 (Administrative Policy Statement 1.2).
- "A Statement of Principle: Academic Freedom and Responsibility," revised effective January 9, 2014 (*Faculty Code*, Chapter 24, Section 24-33).
- "Business and Financial Affairs," revised effective January 15, 2014 (Administrative Order No. 1).
- "Serving and Sale of Alcoholic Beverages at University Facilities," revised effective February 19, 2014 (Administrative Policy Statement 13.9).
- "Procurement of Goods and Services," revised effective February 21, 2014 (Administrative Policy Statement 52.1).

- "Preliminary Statements and Definitions," revised effective February 27, 2014 (*Student Governance and Policies*, Chapter 101, Section 1).
- "Registration," multiple sections revised effective February 27, 2014 (*Student Governance and Policies*, Chapter 102).
- "Auditors," multiple sections revised effective February 27, 2014 (*Student Governance and Policies*, Chapter 104).
- "Continuing Education," multiple sections revised effective February 27, 2014 (*Student Governance and Policies*, Chapter 109).
- "Grades, Honors, and Scholarship," multiple sections revised effective February 27, 2014 (*Student Governance and Policies*, Chapter 110).
- "Dropping a Course," revised effective February 27, 2014 (*Student Governance and Policies*, Chapter 113, Section 3).
- "Degrees, Graduation, and Commencement," multiple sections revised effective February 27, 2014 (*Student Governance and Policies*, Chapter 114).
- "Leaves of Absence," revised effective February 27, 2014 (*Student Governance and Policies*, Chapter 117, Section 1).
- "Calling of Faculty Meetings," revised effective March 25, 2014 (*Faculty Code*, Chapter 21, Section 21-52).
- "Constitution of the Faculty Senate," multiple sections revised effective March 25, 2014 (*Faculty Code*, Chapter 22).
- "Brief Adjudications," revised effective March 25, 2014 (*Faculty Code*, Chapter 28, Section 28-41).
- "Organization of the University Faculty," multiple sections revised effective June 11, 2014 (*Faculty Code*, Chapter 21).
- "Appointment and Promotion of Faculty Members," multiple sections revised effective June 11, 2014 (*Faculty Code*, Chapter 24).
- "Criteria for Tenure," revised effective June 11, 2014 (*Faculty Code*, Chapter 25, Section 25-32).
- "Leave Policy for Classified Non-Union Staff," revised effective June 16, 2014 (Administrative Policy Statement 43.15).
- "Authority to Publish and Coordinate the Review of University of Washington Rules, Bylaws, Orders, and Policies," revised effective June 24, 2014 (Executive Order No. 47).

To view any item noted above, see the UW policy directory <http://www.washington.edu/admin/rules/policies/>. For more information on these materials contact Rebecca Goodwin Deardorff, Director of Rules Coordination, University of Washington, Box 351210, Seattle, WA 98195-1210, or by e-mail [rules@uw.edu](mailto:rules@uw.edu).

**WSR 14-15-026****NOTICE OF PUBLIC MEETINGS  
EVERETT COMMUNITY COLLEGE**

[Filed July 8, 2014, 4:43 p.m.]

The board of trustees of Everett Community College has canceled their regularly scheduled meeting of July 15, 2014. Please call (425) 388-9572 for information.

**WSR 14-15-027****NOTICE OF PUBLIC MEETINGS  
DEPARTMENT OF HEALTH  
(Board of Osteopathic Medicine and Surgery)**

[Filed July 9, 2014, 7:20 a.m.]

The department of health, board of osteopathic medicine and surgery has changed the following regular meeting:  
From: September 26, 2014, meeting at the Oxford Suites in Yakima, Washington.

To: September 26, 2014, meeting at the department of health in Kent, Washington.

If you need further information contact Brett Cain, Program Manager, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4766, fax (360) 236-2901, e-mail [brett.cain@doh.wa.gov](mailto:brett.cain@doh.wa.gov), or visit our web site at [www.doh.wa.gov](http://www.doh.wa.gov).

**WSR 14-15-030****WASHINGTON STATE  
HISTORICAL SOCIETY**

[Filed July 9, 2014, 11:21 a.m.]

**Heritage Capital Projects Fund (HCPF)  
Advisory Panel Meeting Announcement**

The 2015-2017 HCPF grant application process is underway, and thirty-nine grant applications were received. The evaluation and review of the applications is being based solely upon the written response and support materials provided in the application. The staff review for eligibility and threshold requirements is now complete and all applications were forwarded to the 2015-2017 HCPF advisory panel. As authorized by RCW 27.34.330, advisory panel members are reviewing, evaluating and scoring the applications, and will convene in an open and public meeting to establish a prioritized list of heritage capital projects. The advisory panel may recommend a list totaling up to \$10 million dollars. The prioritized list will be submitted to the governor and legislature for consideration of funding in the 2015-2017 State Capital Budget.

The HCPF advisory panel meeting for project prioritization will be held on Monday, August 4, 10 a.m. - 2 p.m. at the Washington State History Museum, 1911 Pacific Avenue, Tacoma, WA. The advisory panel will break for lunch midway through the meeting. The public is welcome to attend the meeting and observe, but no public comment will be taken. The prioritized list established by the advisory panel will be available upon the meeting's conclusion and will be posted on

the HCPF web page at <http://www.washingtonhistory.org/support/heritage/capitalprojectsfund/>.

Please contact Janet Rogerson with questions, (360) 490-0131 or [janet.rogerson@wsns.wa.gov](mailto:janet.rogerson@wsns.wa.gov).

Misty Dawn Reese  
Chief Administrative Officer

**WSR 14-15-032**

**NOTICE OF PUBLIC MEETINGS  
DEPARTMENT OF HEALTH**

(Board of Physical Therapy)

[Filed July 9, 2014, 1:09 p.m.]

In accordance with the Open Public Meeting[s] Act (chapter 42.30 RCW) and the Administrative Procedure Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health, board of physical therapy, for the year 2014. The board of physical therapy meetings are open to the public, and access for persons with disabilities may be arranged with advance notice, please contact the staff person below for more information.

Agendas for the meetings listed below are made available in advance via listserv and the department of health web site (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the board of physical therapy reserves the right to change or amend agendas at the meeting.

Date	Time	Location
February 10, 2014	10:00 a.m.	Kent
April 21, 2014	10:00 a.m.	Kent
June 16, 2014	10:00 a.m.	Yakima
August 18, 2014	10:00 a.m.	Kent
October 20, 2014	10:00 a.m.	Kent
December 1, 2014	10:00 a.m.	Kent

If you need further information, please contact Kris Waidely, Program Manager, Board of Physical Therapy, Washington Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, (360) 236-4847, (360) 236-2901, [kris.waidely@doh.wa.gov](mailto:kris.waidely@doh.wa.gov), [www.doh.wa.gov](http://www.doh.wa.gov).

Please be advised the board of physical therapy is required to comply with the Public Disclosure Act, chapter 42.56 RCW. This act establishes a strong state mandate in favor of disclosure of public records. As such, the information you submit to the board, including personal information, may ultimately be subject to disclosure as a public record.

**WSR 14-15-033**

**NOTICE OF PUBLIC MEETINGS  
BEEF COMMISSION**

[Filed July 9, 2014, 1:50 p.m.]

Following is a change in the September 2014 meeting date for the Washington state beef commission, as indicated below:

Was scheduled for:

September 11 (Thursday)	Regular Board Meeting	Ellensburg, Wash- ington
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Is now scheduled for:

September 18 (Thursday)	Regular Board Meeting	Ellensburg, Wash- ington
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Should you have questions, please contact April Budinich at (206)-444-2902.

**WSR 14-15-036**

**ATTORNEY GENERAL'S OFFICE**

[Filed July 10, 2014, 9:31 a.m.]

**NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION  
WASHINGTON ATTORNEY GENERAL**

The Washington attorney general issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the attorney general's office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the attorney general's office of your interest by August 13, 2014. This is not the due date by which comments must be received. However, if you do not notify the attorney general's office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the attorney general's office of your intention to comment by e-mail to [jeff.even@atg.wa.gov](mailto:jeff.even@atg.wa.gov) or by writing to the Office of the Attorney General, Solicitor General Division, Attention Jeff Even, Deputy Solicitor General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you may be provided with a copy of the opinion request in which you are interested, information about the attorney general's opinion process, information on how to submit your comments, and a due date by which your comments must be received to ensure that they are fully considered.

If you are interested in receiving notice of new formal opinion requests via e-mail, you may visit the attorney general's web site at [www.atg.wa.gov/AGOOpinions/default.aspx](http://www.atg.wa.gov/AGOOpinions/default.aspx) for more information on how to join our AGO opinions list.

The attorney general's office seeks public input on the following opinion request(s):

**Opinion Docket No. 14-06-06**

**Request by Shawn Sant, Franklin count [County] Prosecuting Attorney**

**QUESTION(S):**

Can the legislative authority of one county meet outside its borders, within another county's borders, to discuss joint bi-county projects?

**WSR 14-15-037**  
**NOTICE OF PUBLIC MEETINGS**  
**RECREATION AND CONSERVATION**  
**OFFICE**

(Salmon Recovery Funding Board)

[Filed July 10, 2014, 10:01 a.m.]

Date: Tuesday, August 26, 2014  
 Time: 10:00 a.m. - 11:30 a.m.  
 Location: Natural Resources Building  
 Room 172  
 1111 Washington Street S.E.  
 Olympia, WA 98501

The salmon recovery funding board is changing the **time and format** of the regular quarterly meeting scheduled for August 26, 2014:

**FROM:** Conference Call  
**Date:** Tuesday, August 26, 2014  
**Time:** 9:00 a.m. - 12:00 p.m.  
**Location:** Natural Resources Building  
 Room 172  
 1111 Washington Street S.E.  
 Olympia, WA 98501  
**TO:** In-person Meeting

For further information, please contact Wendy Loosle at 1111 Washington Avenue S.E., P.O. Box 40917, Olympia, WA 98504-0917, wendy.loosle@rco.wa.gov, phone (360) 902-3027, fax (360) 902-3026.

Meeting information and materials are also available online at [http://www.rco.wa.gov/boards/srfb\\_meetings.shtml](http://www.rco.wa.gov/boards/srfb_meetings.shtml).

The recreation and conservation office schedules all public meetings at barrier free sites. Persons who need special assistance may contact Ameer Bahr at (360) 725-3943 or by e-mail ameer.bahr@rco.wa.gov.

**WSR 14-15-044**

**AGENDA**

**DEPARTMENT OF LICENSING**

[Filed July 10, 2014, 4:17 p.m.]

Following is the rule-making agenda for the department of licensing. This agenda is sent to you as a requirement of RCW 34.05.314.

For additional information regarding rule making at the department of licensing contact Damon Monroe via e-mail [dmonroe@dol.wa.gov](mailto:dmonroe@dol.wa.gov), or phone (360) 902-3843.

**RULE-MAKING AGENDA FOR RULES UNDER DEVELOPMENT**  
**JULY 2013**

CR-101	CR-102	PROGRAM	SUBJECT
06-22-105		PSD/Motorcycle	Establish basic requirements governing the operation and scope of motorcycle education courses offered by commercial businesses.
08-07-004		BPD/Engineers	Chapter 196-26A WAC, Engineer and land surveyor fees.
08-14-032		BPD/Real Estate	Implement section 10, chapter 110, Laws of 2008, limits the real estate licensee in accepting payments or things of value from a title insurance company.
08-18-068		Driver Examining	WAC 308-104-018, changing a driver's license or identocard holder's address of record
09-08-075		BPD/Engineering	Chapter 196-20 WAC, part of an effort to better organize existing and future rules under the existing chapter that pertain to engineers-in-training.
09-08-077		BPD/Land Surveyors	Chapter 196-21 WAC, part of an effort to better organize existing and future rules under the existing chapter that pertain to land surveyors-in-training.
09-14-135		BPD/Engineers	Chapter 196-12 WAC, amending and/or repealed to better reflect the board's current practices.
10-01-035		BPD/Tattoo	New rules; body art, body piercing, and tattooing. Passed during the 2009 legislative session.

CR-101	CR-102	PROGRAM	SUBJECT
10-01-136		BPD/Engineers	Chapter 196-25 WAC, the board is currently looking at the definitions that are currently contained in rule.
10-08-095		PSD/Title and Registration	WAC 308-56A-206, to clarify the process when a customer presents a Washington title and there is not an existing Washington record on file in the database with the department.
10-12-073		BPD/Cosmetology	Chapter 308-20 WAC, Cosmetology, barber, manicurist, esthetician rules.
10-14-037		BPD/Real Estate	Director authority on conducting audits and investigations.
10-19-061		PSD/Drivers	WAC 308-104-014, application for driver license or ID, updating application requirements.
10-23-085		PSD/Drivers	Mailing original driver's licenses and identicards out-of-state.
10-23-086		PSD/Driver Records	Chapter 308-102 WAC, Administration of the Financial Responsibility Act—Procedures.
10-23-088		PSD/Hearings	Chapter 308-103 WAC, Rules of procedure for hearings conducted under RCW 46.20.308.
10-23-097		BPD/Real Estate	Examination of managing brokers.
11-15-059		PSD/Drivers	WAC 308-104-075, administrative sanctions re: ID application; DOL approval on file.
12-03-062		BPD/Real Estate	The director's authority for investigations, inspections and audits, time, place and manner.
12-14-072		PSD/Commercial Driver License	WAC 308-100-033 Minimum training requirements.
12-20-055		BPD/Collections Agencies	Chapter 308-29 WAC, board's authority on conducting audits and investigations of business and profession licensees.
12-21-085		BPD/Engineers and Land Surveyors	Chapter 196-26A WAC, Registered professional engineers and land surveyor fees.
12-20-026		Engineers and Land Surveyors	Chapter 196-09 WAC, Board practices and procedures.
13-08-039		BPD/Cosmetology	WAC 308-20-210, cosmetology, barbering, manicuring, and esthetics profession fee suspension.
13-08-050		BPD/UCC	WAC 308-391-202 Grounds for refusal, 308-391-203 Procedure upon refusal, 308-391-101(1) Methods to deliver UCC records—Time of filing.
13-14-059		COR/Public Disclosure	WAC 308-93-087, 308-93-088, 308-93-089, disclosure of names and addresses of individual vessel owners. To incorporate recent legislative changes, SSB 5182 passed during the 2013 session.
13-19-052		PSD/Vehicle and Vessel Licensing	Chapter 308-94A WAC, amend the ORV rules to include restrictions/provisions for wheeled all-terrain vehicles. ESHB 1632 passed during 2013 legislative session.
13-20-011	14-06-101	BPD/Engineers and Land Surveyors	Chapter 196-29 WAC, Professional practices, clarify terminology that has become unclear since the Engineer's Registration Act (RCW 18.43.020(9)) was first adopted in 1947.
13-20-012	14-06-104	BPD/Engineers and Land Surveyors	Chapter 196-29 WAC, Professional practices, board adopted policy pertaining to when and under what circumstances a professional engineer could engage in practice that might be seen as within the scope of land surveying. The policy will be adopted as an amendment to Title 196 WAC.
13-23-085	14-09-068	BPD/Court Reporters	Chapter 308-14 WAC, amending chapter for effectiveness, clarity, intent and statutory authority.

CR-101	CR-102	PROGRAM	SUBJECT
14-03-051		BPD/Home Inspectors	WAC 308-408-010, 308-408A-020, 308-408B-040, 308-408C-020 (13), 308-408C-050(5), clarify existing rules to assist licensees regarding field training, continuing education, and marketing materials. (Rule needed in response to 2013 legislation for energy efficiency.)
14-02-066	14-05-095	COR/Resources Division	Repealing WAC 308-93-087, 308-93-088, and 308-93-089, disclosure of names and addresses of individual vessel owners, etc.
14-07-027		BPD/Dealer and Manufacturer Services	WAC 308-66-152, motor vehicle dealer and manufacturers unlawful practices.
14-05-042		BPD/Driver Training School Program	Chapters 308-108 and 308-110 WAC, update rules for driver training schools who teach traffic safety education and administer knowledge and driving examinations.
14-06-047	14-11-023	BPD/Real Estate Program	Chapters 308-124A, 308-124C, and 308-124H WAC, real estate program, course approval process and transition course.
14-08-077	14-13-108	CRD/Vehicle and Vessel Operations	Chapter 308-56A WAC, motor vehicle titles, quick titles (HB 2674 passed during the 2014 session).
14-10-026		BPD/Funeral Directors/Embalmers	Chapter 308-48 WAC, funeral directors/embalmers and chapter 98-70 WAC, cemeteries. To temporarily implement a fee suspension.
14-11-041		BPD/Combative Sports	Chapter 36-14 WAC, Professional and amateur martial arts.
14-12-086		PSD/Vehicle and Vessel Licensing	WAC 308-56A-455 Assembled and homemade vehicles.
14-12-070		PSD/Driver Records	WAC 308-106-030 Insurance identification card—Self-insurance—Certificate of deposit—Bond.
14-12-083		PSD/Commercial Driver License	WAC 308-100-130 commercial driver's license, serious traffic violations.
14-12-104		PSD/Vehicle Contracts	Chapter 308-10 WAC, Public records disclosure, list of vehicle owners, definition of "legitimate businesses."
14-13-059		PSD/Vehicle and Vessel Licensing	WAC 308-96A-096 Registration requirements. HB 2741 passed during 2014 legislative session.

Damon Monroe  
Rules Coordinator

**WSR 14-15-047**  
**RULES OF COURT**  
**STATE SUPREME COURT**  
[July 9, 2014]

IN THE MATTER OF THE EXPEDITED ) ORDER  
ADOPTION OF CrR 4.2(g)—STATE- ) NO. 25700-A-1073  
MENT OF DEFENDANT ON PLEA OF )  
GUILTY TO NON-SEX OFFENSE; CrR )  
4.2(G)—STATEMENT OF DEFENDANT )  
ON PLEA OF GUILTY TO SEX )  
OFFENSE; JuCR 7.7—STATEMENT ON )  
PLEA OF GUILTY; CrRLJ 4.2(g)— )  
STATEMENT OF DEFENDANT ON )  
PLEA OF GUILTY; CrRLJ 4.2(g)—"DUI" )  
ATTACHMENT; CrRLJ 4.2(g)—MISDE- )  
MEANOR DUI SENTENCING )  
ATTACHMENT; WASHINGTON STATE )  
MISDEMEANOR DUI SENTENCING )  
ATTACHMENT. )

The Pattern Forms Committee having recommended expedited adoption of the above designated forms for CrR 4.2(g), CrR 4.2(g), JuCR 7.7, CrRLJ 4.2(g), CrRLJ 4.2(g),

and CrRLJ 4.2(g) amendments and comments submitted thereto, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the amendments as shown below are adopted.

(b) That the amendments will be published in the Washington Reports and will become effective upon publication.

DATED at Olympia, Washington this 9th Day of July, 2014.

	Madsen, C.J.
C. Johnson, J.	Wiggins, J.
Owens, J.	Gonzalez, J.
Fairhurst, J.	Gordon McCloud, J.
Stephens, J.	Yu, J.

**Reviser's note:** The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 14-17 issue of the Register.

WSR 14-15-048
RULES OF COURT
STATE SUPREME COURT
[July 9, 2014]

IN THE MATTER OF THE EXPEDITED ) ORDER
CONSIDERATION OF PROPOSED ) NO. 25700-A-1074
AMENDMENTS TO STANDARDS FOR )
INDIGENT DEFENSE 3.3, 3.4, 3.5 AND )
3.6. )

The Washington State Bar Association and the Council on Public Defense having recommended expedited consideration of proposed amendments to STANDARDS FOR INDIGENT DEFENSE 3.3, 3.4, 3.5 AND 3.6, amendments and comments submitted thereto, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed amendments as shown below are to be published for comment in the Washington Reports, Washington Register, Washington State Bar Association and Administrative Office of the Court's websites expeditiously.

(b) The purpose statement as required by GR 9(e), is published solely for the information of the Bench, Bar and other interested parties.

(c) Comments are to be submitted to the Clerk of the Supreme Court by either U.S. Mail or Internet E-Mail by no later than 60 days from the published date. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 98504-0929, or supreme@courts.wa.gov. Comments submitted by e-mail message must be limited to 1500 words.

DATED at Olympia, Washington this 9th day of July, 2014.

For the Court

Madsen, C.J.

CHIEF JUSTICE

GR 9 COVER SHEET

Suggested Amendments to Standards

Submitted to Court for Approval Pursuant to CrR 3.1, CrRLJ 3.1, and JuCR 9.2

Purpose: The Council on Public Defense and the Board of Governors recommend the following three amendments to address questions raised during implementation of the required certification of compliance with the standards.

History. On July 8, 2010, the Washington Supreme Court adopted amendments to CrR 3.1 ("Right to and Assignment of Lawyer"), CrRLJ 3.1 ("Right to and Assignment of Lawyer") and JuCR 9.2 ("Additional Right to Representation by Lawyer"). The amendments provided:

Before appointing a lawyer for an indigent person, or at the first appearance of the lawyer in the case, the court shall require the lawyer to certify to the court that he or she com-

plies with the applicable Standards for Indigent Defense Services to be approved by the Supreme Court.

The Washington Supreme Court adopted several standards as part of the indigent defense certification process, including Standard 3. The effective date of Standard 3 was October 1, 2012, with the exception of Standard 3.4, which was effective October 1, 2013, EXCEPT paragraph 3, misdemeanor caseload limits, which is effective January 1, 2015.

Amendments. The suggested amendments relate to Standards for Indigent Defense 3.3, 3.4, 3.5 and 3.6:

Standard 3.3 - Experience: The suggested amendments clarify that attorney experience is a factor in the composition of case types, but is not a factor in adjusting the applicable numerical caseload limits. The suggested amendments further add that attorneys with less than six months of full-time criminal defense experience as an attorney should not be assigned more than two-thirds of the applicable maximum numerical caseload limit.

Standard 3.4 - Caseload Limits: The suggested amendments allow a proportional reduction of an attorney's maximum caseload limits when attorneys are assigned to represent groups of clients at first appearance, arraignment, or routine review hearing calendars calls, with no expectation of future representation. Attorneys at those hearings do not need to count each case for purposes of their caseload limit; with the exception that resolution of a case by a guilty plea to criminal charges on a first appearance or arraignment docket counts as one case.

Standard 3.5 - Case Counting and Weighting. The suggested amendments clarify that the paragraph addresses case weighting, as well as case counting, and move language regarding guilty pleas at arraignment or first appearance from 3.5 to 3.4.

Standard 3.6 - Case Weighting Examples. The suggested amendments clarify that the paragraph sets forth examples of case weighting systems, but is not an exhaustive list, and move language regarding first appearance or arraignment dockets from 3.6 to 3.4.

Standard 3. Caseload Limits and Types of Cases

Standard 3.1. The contract or other employment agreement shall specify the types of cases for which representation shall be provided and the maximum number of cases which each attorney shall be expected to handle.

Standard 3.1 adopted effective October 1, 2012

Standard 3.2. The caseload of public defense attorneys shall allow each lawyer to give each client the time and effort necessary to ensure effective representation. Neither defender organizations, county offices, contract attorneys, nor assigned counsel should accept workloads that, by reason of their excessive size, interfere with the rendering of quality representation. As used in this Standard, "quality representation" is intended to describe the minimum level of attention, care, and skill that Washington citizens would expect of their state's criminal justice system.

Standard 3.2 adopted effective October 1, 2012

Standard 3.3. General Considerations.

Caseload limits reflect the maximum caseloads for fully supported full-time defense attorneys for cases of average



complexity and effort in each case type specified. Caseload limits assume a reasonably even distribution of cases throughout the year.

The increased complexity of practice in many areas will require lower caseload limits. The maximum caseload limit should be adjusted downward when the mix of case assignments is weighted toward offenses or case types that demand more investigation, legal research and writing, use of experts, use of social workers, or other expenditures of time and resources. Attorney caseloads should be assessed by the workload required, and cases and types of cases should be weighted accordingly.

If a defender or assigned counsel is carrying a mixed caseload including cases from more than one category of cases, these standards should be applied proportionately to determine a full caseload. In jurisdictions where assigned counsel or contract attorneys also maintain private law practices, the caseload should be based on the percentage of time the lawyer devotes to public defense.

The experience of a particular attorney is a factor in the composition of the cases case types in the attorney's caseload, but is not a factor in adjusting the applicable numerical caseload limits except as follows: attorneys with less than six months of full time criminal defense experience as an attorney should not be assigned more than two-thirds of the applicable maximum numerical caseload limit. This provision applies whether or not the public defense system uses case weighting.

The following types of cases fall within the intended scope of the caseload limits for criminal and juvenile offender cases in Standard 3.4 and must be taken into account when assessing an attorney's numerical caseload: partial case representations, sentence violations, specialty or therapeutic courts, transfers, extraditions, representation of material witnesses, petitions for conditional release or final discharge, and other matters that do not involve a new criminal charge.

Definition of case. A case is defined as the filing of a document with the court naming a person as defendant or respondent, to which an attorney is appointed in order to provide representation.

In courts of limited jurisdiction multiple citations from the same incident can be counted as one case.

Standard 3.3 adopted effective October 1, 2012

*Standard 3.4. Caseload Limits.* The caseload of a full-time public defense attorney or assigned counsel should not exceed the following:

- 150 Felonies per attorney per year; or
- 300 Misdemeanor cases per attorney per year or, in jurisdictions that have not adopted a numerical case weighting system as described in this Standard, 400 cases per year; or
- 250 Juvenile Offender cases per attorney per year; or
- 80 open Juvenile Dependency cases per attorney; or
- 250 Civil Commitment cases per attorney per year; or
- 1 Active Death Penalty trial court case at a time plus a limited number of non-death-penalty cases compatible with the time demand of the death penalty case and consistent with the professional requirements of Standard 3.2; or
- 36 Appeals to an appellate court hearing a case on the record and briefs per attorney per year. (The 36 standard assumes experienced appellate attorneys handling cases with

transcripts of an average length of 350 pages. If attorneys do not have significant appellate experience and/or the average transcript length is greater than 350 pages; the case load should be accordingly reduced.)

Full time Rule 9 interns who have not graduated from law school may not have caseloads that exceed twenty-five percent (25%) of the caseload limits established for full-time attorneys.

In public defense systems in which attorneys are assigned to represent groups of clients at first appearance or arraignment calendars without an expectation of further or continuing representation for cases that are not resolved at that time (except by dismissal) in addition to individual case assignments, the attorneys' maximum caseloads should be reduced proportionally recognizing that preparing for and appearing at such calendars requires additional attorney time. This provision applies both to systems that employ case weighting and those that do not.

Resolutions of cases by pleas of guilty to criminal charges on a first appearance or arraignment docket are presumed to be rare occurrences requiring careful evaluation of the evidence and the law, as well as thorough communication with clients, and must be counted as one case. This provision applies both to systems that employ case weighting and those that do not.

In public defense systems in which attorneys are assigned to represent groups of clients in routine review hearing calendars in which there is no potential for the imposition of sanctions, the attorneys' maximum case loads should be reduced proportionally by the amount of time they spend preparing for and appearing at such calendars. This provision applies whether or not the public defense system uses case weighting.

Standard 3.4 adopted effective October 1, 2013, EXCEPT paragraph 3, misdemeanor caseload limits, adopted effective January 1, 2015.

*Standard 3.5. Case Counting and Weighting.* Attorneys may not count cases using engage in a case weighting system, unless pursuant to written policies and procedures that have been adopted and published by the local government entity responsible for employing, contracting with, or appointing them. A weighting system must:

- A. recognize the greater or lesser workload required for cases compared to an average case based on a method that adequately assesses and documents the workload involved;
- B. be consistent with these Standards, professional performance guidelines, and the Rules of Professional Conduct;
- C. not institutionalize systems or practices that fail to allow adequate attorney time for quality representation;
- D. be periodically reviewed and updated to reflect current workloads; and
- E. be filed with the State of Washington Office of Public Defense.

Cases should be assessed by the workload required. Cases and types of cases should be weighted accordingly. Cases which are complex, serious, or contribute more significantly to attorney workload than average cases should be weighted upward. In addition, a case weighting system should consider factors that might justify a case weight of less than one case.

~~Notwithstanding any case weighting system, resolutions of cases by pleas of guilty to criminal charges on a first appearance or arraignment docket are presumed to be rare occurrences requiring careful evaluation of the evidence and the law, as well as thorough communication with clients, and must be counted as one case.~~

Standard 3.5 adopted effective October 1, 2012

*Standard 3.6. Case Weighting Examples.* The following are some examples of situations where case weighting might result in representations being weighted as more or less than one case.

The listing of specific examples is not intended to suggest or imply that representations in such situations should or must be weighted at more or less than one case, only that they may be, if established by an appropriately adopted case weighting system.

A. Case Weighting Upward. Serious offenses or complex cases that demand more-than-average investigation, legal research, writing, use of experts, use of social workers, and/or expenditures of time and resources should be weighted upward and counted as more than one case.

B. Case Weighting Downward. Listed below are some examples of situations where case weighting might justify representations being weighted less than one case. However, care must be taken because many such representations routinely involve significant work and effort and should be weighted at a full case or more.

i. Cases that result in partial representations of clients, including client failures to appear and recommencement of proceedings, preliminary appointments in cases in which no charges are filed, appearances of retained counsel, withdrawals or transfers for any reason, or limited appearances for a specific purpose (not including representations of multiple cases on routine dockets).

ii. Cases in the criminal or offender case type that do not involve filing of new criminal charges, including sentence violations, extraditions, representations of material witnesses, and other matters or representations of clients that do not involve new criminal charges. Noncomplex sentence violations should be weighted as at least 1/3 of a case.

iii. Cases in specialty or therapeutic courts if the attorney is not responsible for defending the client against the underlying charges before or after the client's participation in the specialty or therapeutic court. However, case weighting must recognize that numerous hearings and extended monitoring of client cases in such courts significantly contribute to attorney workload and in many instances such cases may warrant allocation of full case weight or more.

~~iv. Cases on a criminal or offender first appearance or arraignment docket where the attorney is designated, appointed, or contracted to represent groups of clients on that docket without an expectation of further or continuing representation and which are not resolved at that time (except by dismissal). In such circumstances, consideration should be given to adjusting the caseload limits appropriately, recognizing that case weighting must reflect that attorney workload includes the time needed for appropriate client contact and preparation as well as the appearance time spent on dockets.~~

iv. Representation of a person in a court of limited jurisdiction on a charge which, as a matter of regular practice in the court where the case is pending, can be and is resolved at an early stage of the proceeding by a diversion, a reduction to an infraction, stipulation on continuance, or other alternative noncriminal disposition that does not involve a finding of guilt. Such cases should be weighted as at least 1/3 of a case.

Standard 3.6 adopted effective October 1, 2012

### Related Standards

ABA STANDARDS FOR CRIMINAL JUSTICE: PROSECUTION FUNCTION AND DEFENSE FUNCTION Defense Function std. 4-1.2 (3d ed. 1993)

ABA STANDARDS FOR CRIMINAL JUSTICE: PROVIDING DEFENSE SERVICES std. 5-4.3 (3d ed. 1992)

AM. BAR ASS'N, GUIDELINES FOR THE APPOINTMENT AND PERFORMANCE OF DEFENSE COUNSEL IN DEATH PENALTY CASES (rev. ed. 2003)

ABA Comm. on Ethics & Prof'l Responsibility, Formal Op. 06-441 (2006) (*Ethical Obligations of Lawyers Who Represent Indigent Criminal Defendants When Excessive Caseloads Interfere With Competent and Diligent Representation*)

Am. Council of Chief Defenders, *Statement on Caseloads and Workloads* (Aug. 24, 2007)

ABA House of Delegates, *Eight Guidelines of Public Defense Related to Excessive Caseloads* (Aug. 2009)

TASK FORCE ON COURTS, NAT'L ADVISORY COMM'N ON CRIMINAL STANDARDS & GOALS, COURTS std. 13.12 (1973)

MODEL CODE OF PROF'L RESPONSIBILITY DR 6-101.

ABA House of Delegates, *The Ten Principles of a Public Defense Delivery System* (Feb. 2002)

ABA House of Delegates, *Standards of Practice for Lawyers Who Represent Children in Abuse and Neglect Cases* (Feb. 1996)

Nat'l Legal Aid & Defender Ass'n, Am. Council of Chief Defenders, Ethical Opinion 03-01 (2003).

Nat'l Legal Aid & Defender Ass'n, *Standards for Defender Services* std. IV-1 (1976)

Nat'l Legal Aid & Defender Ass'n, *Model Contract for Public Defense Services* (2000)

Nat'l Ass'n of Counsel for Children, *NACC Recommendations for Representation of Children in Abuse and Neglect Cases* (2001)

Seattle Ordinance 121501 (June 14, 2004)

Indigent Defense Servs. Task Force, Seattle-King County Bar Ass'n, *Guidelines for Accreditation of Defender Agencies* Guideline 1 (1982)

Wash. State Office of Pub. Defense, *Parents Representation Program Standards of Representation* (2009) BUREAU OF JUDICIAL ASSISTANCE, U.S. DEP'T OF JUSTICE, INDIGENT DEFENSE SERIES No.4, KEEPING DEFENDER WORKLOADS MANAGEABLE (2001) (NCJ 185632)

**WSR 14-15-055**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF HEALTH**  
 [Filed July 14, 2014, 9:50 a.m.]

**Notice of Adoption of an Interpretive or Policy Statement**

Title of Interpretive or Policy Statement: Correcting a surname on a birth certificate in specific circumstances.

Issuing Entity: Disease Control and Health Statistics, Center for Health Statistics.

Subject Matter: Amending a birth certificate to move the last name listed in the given name field to the first name listed in the surname field for people born on or before June 30, 1998, when requested and with acceptable proof.

Effective Date: July 10, 2014.

Contact Person: Jean Remsbecker, vital records manager, (360) 236-4330 or jean.remsbecker@doh.wa.gov.

**WSR 14-15-056**

**AGENDA**

**HEALTH CARE AUTHORITY**

[Filed July 14, 2014, 9:34 a.m.]

**Semi-Annual Rule-Making Agenda**  
**July through December 2014**

The following is the Washington health care authority's semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

There may be additional rule-making activity not on the agenda as conditions warrant.

If you have questions about this rule-making agenda, please contact Kevin Sullivan, Rules Coordinator, P.O. Box 45504, Olympia, WA 98504-5504, phone (360) 725-1344, e-mail Kevin.Sullivan@hca.wa.gov.

WAC Citation	Subject Matter	Current Activity		
		CR-101	CR-102 or CR-105	CR-103
Chapters 182-08, 182-12, and 182-16	Public employee's benefits board—Annual rule making.	WSR 14-12-067; Filed June 2, 2014		
182-501-0070 and 182-531-0200	Sex reassignment surgery.	WSR 14-08-048; Filed March 27, 2014		
182-502-0012	Provider site visits—Scope.	WSR 14-07-020; Filed March 7, 2014		
Chapter 182-502A; 182-502-0230	Provider audits and appeals—Payment reviews and dispute rights.	WSR 13-15-177; Filed July 24, 2013		
Chapters 182-503, 182-504, 182-505, 182-506, 182-507, 182-508, 182-509, 182-510, 182-511, 182-512, 182-514, 182-518, 182-519, 182-520, 182-523	Washington apple health—Medicaid expansion—Implementation of Affordable Care Act provisions by January 2014.	WSR 12-19-092; Filed September 19, 2012	<b>Phase 2</b> —WSR 14-10-057; Filed May 2, 2014 <b>Phase 4.7</b> —WSR 14-11-055; Filed May 16, 2014 <b>Phase 5</b> —WSR 14-10-079; Filed May 6, 2014	
182-504-0135 and 182-506-0015	Washington apple health—Reinstated coverage pending an appeal; non-MAGI-based medical assistance units.	WSR 14-08-003; Filed March 20, 2014		
182-505-0120	Breast and cervical cancer treatment program—Reinstated.	WSR 14-08-027; March 24, 2014	WSR 14-13-081; Filed June 16, 2014	
182-512-0250	Washington apple health—Ownership and availability of resources for SSI-related clients.	WSR 14-11-049; Filed May 15, 2014		

WAC Citation	Subject Matter	Current Activity		
		CR-101	CR-102 or CR-105	CR-103
Chapters 182-513, 182-515, and 182-516	Long-term care services—Changes to support the implementation of the Affordable Care Act.	WSR 13-06-054; Filed March 5, 2013		
182-520-0001	Washington apple health—Overpayments and recovery.	WSR 14-13-082; Filed June 16, 2014		
182-526-0025	Administrative hearings—Correct address for Spokane office of administrative hearings.		WSR 14-11-072; Filed May 19, 2014	
182-527-2742	Estate recovery—Medicaid clients' estates will no longer be liable for the cost of <u>all</u> medicaid services they receive. They will only be liable for the cost of medicaid services related to long-term care.	WSR 14-02-065; Filed December 27, 2013		
Chapter 182-531	Physician-related services—Updating chapter to comply with recently passed legislative budget.	WSR 13-17-107; Filed August 21, 2013		
182-531-1410	Applied behavioral analysis therapy for children with autism spectrum disorders.	WSR 12-14-100; Filed July 3, 2012		
Chapter 182-532	Reproductive health—Implementing Affordable Care Act requirements and state budget provisions.	WSR 14-02-088 Filed December 30, 2013		
182-537-0700	School-based health care—School district documentation requirements.	WSR 14-07-037; Filed March 11, 2014		
Chapter 182-538	Managed care—Health path Washington.			
182-543-6000	Durable medical equipment—Removing lumbar supports for pregnancy from the noncovered list.	WSR 14-12-060; Filed May 30, 2014		
182-545-400	Habilitative services—Complying with service requirements of the Affordable Care Act.	WSR 14-02-089; Filed December 30, 2013		
182-546-0001 through 182-546-4000	Emergency medical transportation—Ambulance program policy.	WSR 14-03-080; Filed January 15, 2014		
182-546-5000 through 182-546-6200	Nonemergency medical transportation—Updating policy and obsolete WAC citations.	WSR 14-04-115; Filed February 4, 2014		
182-547-0800	Hearing aids—Adding bilateral cochlear implants as a covered benefit for clients twenty years old and younger.	WSR 14-03-069; Filed January 14, 2014		
182-548-1400	Federally qualified health centers—Updating policy on fluoride treatment and sealants.	WSR 14-08-099; Filed April 2, 2014	WSR 14-11-097; Filed May 21, 2014	
Chapter 182-549	Rural health centers—Updating policy regarding which services are encounter eligible.	WSR 14-08-100; Filed April 2, 2014		

WAC Citation	Subject Matter	Current Activity		
		CR-101	CR-102 or CR-105	CR-103
182-550-3300, 182-550-3350, 182-550-3400, 182-550-3500, 182-550-3600, 182-550-3700, 182-550-4500, and 182-550-4600	Hospital services—Hospital outliers.	WSR 14-07-025; Filed March 7, 2014	WSR 14-09-100; Filed April 22, 2014	
182-550-4940	Hospital services—Disproportionate share hospital payments—Recoupment of over-payments.	WSR 14-12-036; Filed May 28, 2014		
182-550-5380	Hospital services—Sole community disproportionate share hospital—Payment method.	WSR 14-13-001; Filed June 4, 2014		
182-550-7000 through 182-550-7600	Hospital services—Outpatient prospective payment system.	WSR 14-06-075; Filed March 3, 2014	WSR 14-11-096; Filed May 21, 2014	
Chapter 182-550	Hospital services—Codifying changes to the rebasing of inpatient and outpatient rates.	WSR 13-15-042; Filed July 11, 2013	WSR 14-08-059; Filed March 28, 2014	
182-557-0350	Health homes—Grievances and appeals.	WSR 14-08-039; Filed March 26, 2014		

Kevin M. Sullivan  
Rule[s] Coordinator

**WSR 14-15-057**

**INTERPRETIVE OR POLICY STATEMENT  
DEPARTMENT OF HEALTH**

[Filed July 14, 2014, 11:27 a.m.]

**NOTICE OF ADOPTION OF A POLICY STATEMENT**

Title of Policy Statement: Completion dates for continuing education in suicide assessment, treatment, and management or suicide assessment, screening and referral as it applies to advanced social workers, independent clinical social workers, marriage and family therapists, mental health counselors, certified counselors, certified advisers, and chemical dependency professionals.

Issuing Entity: Department of health.

Subject Matter: The department of health will accept any qualifying continuing education requirements related to suicide assessment, treatment, management, screening and referral taken after July 1, 2014, to meet the first training requirement required by RCW 43.70.442 (2)(a).

Effective Date: July 18, 2014.

Contact Person: Betty Moe, Program Manager, Health Systems Quality Assurance, Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, (360) 236-4912.

**WSR 14-15-058**

**NOTICE OF PUBLIC MEETINGS  
SHORELINE COMMUNITY COLLEGE**

[Filed July 14, 2014, 11:53 a.m.]

The Shoreline Community College board of trustees has changed the dates of two of its 2014 regular meetings of the board of trustees as follows:

**September 2014**

**From:** Wednesday, September 24, 2014

**To:** Wednesday, September 17, 2014

**October 2014**

**From:** Wednesday, October 22, 2014

**To:** Wednesday, October 29, 2014

For further information regarding these changes, please contact Lori Yonemitsu, Shoreline Community College, 16101 Greenwood Avenue North, Shoreline, WA 98133, phone (206) 546-4552, fax (206) 546-7857, lyonemitsu@shoreline.edu.

**WSR 14-15-061**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF LICENSING**  
(Real Estate Commission)  
[Filed July 15, 2014, 8:16 a.m.]

**Location for September 2014 Meetings**

The September 16, 2014, meeting will be held 9:00 a.m. to 3:00 p.m. (or until completion of business) at the Double-Tree, 2525 North 20th Avenue, Pasco, WA 99301.

**WSR 14-15-063**  
**PUBLIC RECORDS OFFICER**  
**DEPARTMENT OF COMMERCE**  
[Filed July 15, 2014, 10:33 a.m.]

Pursuant to RCW 42.56.580, the public records officer for the department of commerce (formerly department of community, trade, and economic development) is Shannon Goudy, P.O. Box 42525, Olympia, WA 98504, phone (360) 725-2706, fax (360) 586-8440, e-mail shannon.goudy@commerce.wa.gov.

Connie Robins  
Assistant Director  
Administrative Services Division

**WSR 14-15-064**  
**NOTICE OF PUBLIC MEETINGS**  
**COLUMBIA BASIN COLLEGE**  
[Filed July 15, 2014, 10:34 a.m.]

The Columbia Basin board of trustees will be having a *special* meeting on August 7, 2014, beginning at 4:00 p.m. and will be held in the CBC Beers Board Room.

If you have any questions, please contact Lupe Perez at (509) 542-4802.

**WSR 14-15-065**  
**NOTICE OF PUBLIC MEETINGS**  
**COLUMBIA BASIN COLLEGE**  
[Filed July 15, 2014, 10:34 a.m.]

**NOTIFICATION OF REGULARLY SCHEDULED BOARD MEETINGS**  
2014-2015

The Columbia Basin board of trustees' meetings will be held on the second Monday of every month with the exception of a *special* board meeting on August 7, 2014; and its annual meeting/retreat on August 22, 2014. The next regularly scheduled meeting will be on September 8, 2014, at 4:00 p.m. and will be held in the CBC Beers Board Room.

If you have any questions, please contact Lupe Perez at (509) 542-4802.

**WSR 14-15-066**  
**NOTICE OF PUBLIC MEETINGS**  
**COLUMBIA BASIN COLLEGE**  
[Filed July 15, 2014, 10:35 a.m.]

**NOTIFICATION OF BOARD OF TRUSTEES' MEETING/RETREAT**

The Columbia Basin board of trustees' annual meeting retreat will be held on August 22, 2014, 9:00 a.m. to 2:00 p.m. in the CBC Beers Board Room.

The next regularly scheduled meeting will be on September 8, 2014, at 4:00 p.m. and will be held in the CBC Beers Board Room.

If you have any questions, please contact Lupe Perez at (509) 542-4802.

**WSR 14-15-068**  
**AGENDA**  
**NOXIOUS WEED CONTROL BOARD**  
[Filed July 15, 2014, 2:02 p.m.]

Following is the state noxious weed control board's semi-annual rules development agenda for the period of July 1 through December 31, 2013 [2014]. This document is being sent in compliance with RCW 34.05.314.

The board may undertake additional rule-making activity as conditions warrant. If you have any questions, please contact Alison Halpern at (360) 902-2053 or e-mail ahalpern @agr.wa.gov.

**Semi-Annual Rules Agenda**  
**July 1 - December 31, 2014**  
**P.O. Box 42560**  
**Olympia, WA 98504-2560**

WAC Number	Rule Title	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101	CR-102	CR-103	
16-750	State noxious weed list and schedule of monetary penalties.	Alison Halpern Executive Secretary Phone (360) 902-2053	June	September	November	Possible changes to noxious weed list and state weed board by-laws.

Alison Halpern  
Executive Secretary

**WSR 14-15-073**  
**RULES COORDINATOR**  
**TRAFFIC SAFETY COMMISSION**

[Filed July 16, 2014, 9:55 a.m.]

Pursuant to RCW 34.05.312, the rules coordinator for the Washington traffic safety commission is Chris Madill, Deputy Director, 621 8th Avenue S.E., Suite 409, P.O. Box 40944, Olympia, WA 98504-0944, (360) 725-9884 or [cmadill@wtsc.wa.gov](mailto:cmadill@wtsc.wa.gov).

Darrin T. Grondel  
 Director

**WSR 14-15-074**  
**NOTICE OF PUBLIC MEETINGS**  
**TRAFFIC SAFETY COMMISSION**

[Filed July 16, 2014, 9:56 a.m.]

Following is the schedule of regular meetings for the Washington traffic safety commission for 2015:

Date	Time	Location
January 15, 2015	10:30 a.m. - 12 noon	Washington Traffic Safety Commission Offices 621 8th Avenue S.E. Suite 409 Olympia, WA 98504-0944
April 16, 2015	10:30 a.m. - 12 noon	Washington Traffic Safety Commission Offices 621 8th Avenue S.E. Suite 409 Olympia, WA 98504-0944
July 16, 2015	10:30 a.m. - 12 noon	Washington Traffic Safety Commission Offices 621 8th Avenue S.E. Suite 409 Olympia, WA 98504-0944
October 15, 2015	10:30 a.m. - 12 noon	Washington Traffic Safety Commission Offices 621 8th Avenue S.E. Suite 409 Olympia, WA 98504-0944

If you need further information, please contact Geri Nelson, at (360) 725-9898 or [gnelson@wtsc.wa.gov](mailto:gnelson@wtsc.wa.gov), or see our web site <http://www.wtsc.wa.gov/>.

**WSR 14-15-086**  
**DEPARTMENT OF ECOLOGY**

[Filed July 17, 2014, 4:03 p.m.]

**PUBLIC NOTICE**  
**Announcing Washington State Department of Ecology's Preliminary Determination to Develop a Bridge and Ferry Terminal Maintenance General Permit**

**Purpose of the Permit:** Due in part to the May 23, 2013, collapse of the Skagit River Bridge, the Washington state department of transportation (WSDOT) and local govern-

ments are under scrutiny from the federal government to develop a robust schedule to inspect and repair bridges state-wide. Bridges must be washed prior to inspection in order for cracks and other problems to be detected. Washington state department of ecology (ecology) has received a request to develop a general permit for WSDOT and local governments for coverage of discharges from bridge and ferry terminal maintenance activities.

**Permit Development and Public Notice Process:** Ecology invites comments on whether a general permit is appropriate for the proposed category of dischargers or whether individual permits are necessary. Any interested or potentially affected party may submit information on dischargers proposed to be covered under this general permit to Foroozan Labib at [foroozan.labib@ecy.wa.gov](mailto:foroozan.labib@ecy.wa.gov), or (360) 407-6439.

Ecology invites comments and input from stakeholders and other interested parties on the development of the draft permit. Persons interested in the permit may be placed on a mailing list to receive notices of the draft and final permit.

**Permit Development Schedule:** A draft permit and fact sheet is tentatively scheduled for public review early 2015 and ecology will hold a public workshop and hearing on the proposed permit in Lacey, Washington, during the public comment period.

If you have questions, or would like more information about the permit, contact Foroozan Labib at [foroozan.labib@ecy.wa.gov](mailto:foroozan.labib@ecy.wa.gov), or (360) 407-6439.

## WSR 14-15-090

## AGENDA

## DEPARTMENT OF AGRICULTURE

[Filed July 17, 2014, 7:42 a.m.]

Following is the department of agriculture's semi-annual rules development agenda for the period of July 1 through December 31, 2014. This document is being sent in compliance with RCW 34.05.314.

The department may undertake additional rule-making activity as conditions warrant. If you have any questions, please call Teresa Norman at (360) 902-2043 or e-mail [tnorman@agr.wa.gov](mailto:tnorman@agr.wa.gov).

## Semi-Annual Rules Agenda

July 1 - December 31, 2014

P.O. Box 42560

Olympia, WA 98504-2560

WAC Number	Rule Title	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101 CR-105	CR-102	CR-103	
Director's Office						
Chapter 16-08	Practice and procedure	Elizabeth McNagny Administrative Regulations Phone (360) 902-1809	August 2014	October 2014	December 2014	Updating rules of procedure that are applicable to adjudicative proceedings.
Animal Services						
Chapter 16-54	Animal importation	Jodi Jones Division Coordinator Phone (360) 902-1889	June	September	December	<ul style="list-style-type: none"> <li>Increase the tuberculosis (TB) age requirement to twenty months, as long as the cattle are coming from a TB free state.</li> <li>Eliminate the certificate of veterinary inspection (health certificate) exemption on horses, goats, sheep, llamas, and alpacas that are entering Washington state for round trip visits of not more than four days.</li> <li>Require dogs six months of age or older to be tested negative for heartworm prior to entry into Washington state.</li> </ul>
Chapter 16-70	Animal diseases— Reporting	Jodi Jones Division Coordinator Phone (360) 902-1889	July	September	December	<ul style="list-style-type: none"> <li>Add porcine epidemic diarrhea virus and coccidioidomycosis (Valley Fever) to the monthly reporting requirement list.</li> <li>Remove infectious bovine rhinotracheitis.</li> <li>Italicize reportable diseases.</li> </ul>
Chapter 16-86	Cattle and bison diseases in Washington state	Jodi Jones Division Coordinator Phone (360) 902-1889	July	September	December	Allow pooling of Trichomoniasis samples and extend the date for a valid test from the present thirty days to sixty days with a no female contact statement on the certificate of veterinary inspection (health certificate).
Chapter 16-610	Livestock brand inspection	Jodi Jones Division Coordinator Phone (360) 902-1889	November	September	December	Eliminate the livestock inspection exemption for private sales of unbranded, female, dairy breed cattle involving fifteen head or less.
Commodity Inspection						
Chapter 16-301	General seed regulations	Victor Shaul Seed Program E-mail <a href="mailto:vshaul@agr.wa.gov">vshaul@agr.wa.gov</a> Phone (509) 249-6955	February	July	August	Standards for new seed crops; aligning standards with national standards; updating labeling and certification standards.



WAC Number	Rule Title	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101 CR-105	CR-102	CR-103	
Chapter 16-302	General rules for seed certification	Victor Shaul Seed Program E-mail vshaul@agr.wa.gov Phone (509) 249-6955	February	July	August	Standards for new seed crops; aligning standards with national standards; updating labeling and certification standards.
Chapter 16-390	WSDA fruit and vegetable inspection districts	Ken Shank Fruit and Vegetable Inspection Program Phone (509) 665-4318	June	September	October	Revising the fruit and vegetable inspection fee structure.
Chapter 16-403	State standards for apples	Cameron Crump E-mail ccrump@agr.wa.gov Phone (360) 902-1997	September	June 2015	August 2015	Updating standards for apples.
Chapter 16-406	Washington standards for apricots	Ken Shank Fruit and Vegetable Inspection Program Phone (509) 665-4318	July	September	November	Updating requirements.
Chapter 16-445	Washington standards for Italian prunes	Ken Shank Fruit and Vegetable Inspection Program Phone (509) 665-4318	CR-105 June		September	Revise section headings to a "plain talk" format.
Chapter 16-450	Controlled atmosphere storage requirements for Washington fruits and vegetables	Ken Shank Fruit and Vegetable Inspection Program Phone (509) 665-4318	July	September	November	Updating requirements.
Chapter 16-461	Inspection requirements for fruits and vegetables	Ken Shank Fruit and Vegetable Inspection Program Phone (509) 665-4318	July	September	November	Updating requirements.
Chapter 16-463	Prohibiting the sale and/or movement of infested cherries	Ken Shank Fruit and Vegetable Inspection Program Phone (509) 665-4318	CR-105 June		September	Recognize RCW 15.08.070 as providing a statutory exception for the transporting and use of cherry fruit fly infested cherries to be manufactured into by-products or to be shipped to a by-products plant. Provide clarification as to the Latin name for the specific cherry fruit fly larvae.
<b>Food Safety and Consumer Services</b>						
Chapter 16-250	Commercial feed rules	Claudia Coles Office of Compliance and Outreach Phone (360) 902-1905	March	To Be Determined	To Be Determined	Update per AAFCO, FDA.
Chapter 16-252	Commercial feed rules—Pet food	Claudia Coles Office of Compliance and Outreach Phone (360) 902-1905	March	To Be Determined	To Be Determined	Update per AAFCO, FDA.
New chapter	Pass-through food distribution operators	Claudia Coles Office of Compliance and Outreach Phone (360) 902-1905	June	To Be Determined	To Be Determined	Creation of new rules for issuing licenses and conducting inspections of pass-through food distribution operators.
<b>Pesticide Management</b>						
Chapters 16-230, 16-231 and 16-232	Use of chemicals and chemically treated materials in certain counties; use restricted herbicides; use restricted herbicides in certain counties	Cliff Weed Policy and Issues Assistant Phone (360) 902-2036	October	January 2015	March 2015	Amending the rules to incorporate this newer technology and significant technological advances in nozzles for both aerial and ground apparatus for pesticide applications, which should aid in the reduction of drift, reduce the need for a permit and allow easier nozzle selection by pesticide users.

WAC Number	Rule Title	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101 CR-105	CR-102	CR-103	
WAC 16-228-1546	What are the requirements for a private applicator license?	Margaret Tucker Program Manager Phone (360) 902-2015	August	September 2014	October 2014	Housekeeping changes to correct a rule reference error in WAC 16-228-1546 (1) and (2), created when the soil fumigation RMM category was added to WAC 16-228-1545(3). The reference to these categories was not updated and incorrect categories have been referenced since the soil fumigation RMM category was inserted into WAC 16-228-1545 (3)(g), changing the lettering order of the subsequent, existing categories including changing the agricultural insect and disease category from (h) to (i) and the aquatic category from (t) to (u).
Plant Protection						
Chapter 16-324	Rules for the certification of seed potatoes	Tom Wessels Plant Services Program Phone (360) 902-1984	July	September	November	The agency is considering repealing the requirement to post harvest test all generation 1 (G-1) seed potato lots and seed potato lots sold for recertification for Potato Virus Y (PVY) by enzyme-linked immunosorbant assay (ELISA) as a result of a petition submitted by the Washington seed potato commission.
Chapter 16-350	Registration and certification of fruit tree planting stock	Tom Wessels Plant Services Program Phone (360) 902-1984	July	September	November	The agency is considering modifying the certification requirements for prunus planting stock to align with the state level model regulatory standard for registration and certification program.
Chapter 16-401	Nursery inspection fees	Tom Wessels Plant Services Program Phone (360) 902-1984	February	September	November	The agency is considering adopting a ten cent per vine annual assessment limit on grapevines as a result of a petition submitted by the Washington Association of Wine Grape Growers. This is not a fee increase.
Chapter 16-462	Grape planting stock— Registration and certification	Tom Wessels Plant Services Program Phone (360) 902-1984	February	September	November	The agency is considering adopting changes to the grape planting stock rule to align with the state level model regulatory standard for registration and certification program as a result of a petition submitted by the Washington Association of Wine Grape Growers.
Chapter 16-481	Grape insect pests	Tom Wessels Plant Services Program Phone (360) 902-1984	February	September	November	The agency is considering adding additional insect pests to the quarantine as a result of a petition submitted by the Washington Association of Wine Grape Growers.
Chapter 16-483	Grape virus quarantine	Tom Wessels Plant Services Program Phone (360) 902-1984	February	September	November	The agency is considering adding additional viruses to the quarantine as a result of a petition submitted by the Washington Association of Wine Grape Growers.

WAC Number	Rule Title	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101 CR-105	CR-102	CR-103	
Chapter 16-470	Quarantine—Agricultural pests	Tom Wessels Plant Services Program Phone (360) 902-1984	September	November	January 2015	The agency is considering amending the onion white rot quarantine to restrict planting in a field infested with onion white rot disease.
Chapter 16-752	Weed seed and plant quarantine	Tom Wessels Plant Services Program Phone (360) 902-1984	September	November	January 2015	The agency is considering adding additional species to the quarantine as a result of a petition submitted by the Washington state noxious weed control board.

Teresa Norman  
Rules Coordinator

**WSR 14-15-106**

**AGENDA**

**DEPARTMENT OF HEALTH  
STATE BOARD OF HEALTH**

[Filed July 21, 2014, 7:01 a.m.]

**Reviser's note:** The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 14-16 issue of the Register.

**WSR 14-15-107**

**NOTICE OF PUBLIC MEETINGS**

**CENTER FOR CHILDHOOD  
DEAFNESS AND HEARING LOSS**

[Filed July 21, 2014, 7:21 a.m.]

The Washington State Center for Childhood Deafness and Hearing Loss board of trustees will be holding a board retreat on July 29–30, 2014. The retreat will be held on the Washington School for the Deaf campus. No decision will be made at the retreat.

**WSR 14-15-109**

**NOTICE OF PUBLIC MEETINGS**

**WALLA WALLA  
COMMUNITY COLLEGE**

[Filed July 21, 2014, 11:36 a.m.]

The board of trustees of Walla Walla Community College, District Number Twenty, has cancelled its August 20, 2014, meeting.

Please direct any questions to Jerri Ramsey at [jerri.ramsey@wwcc.edu](mailto:jerri.ramsey@wwcc.edu) or by phone (509) 527-4274.

**WSR 14-15-111**

**NOTICE OF PUBLIC MEETINGS**

**APPLE COMMISSION**

[Filed July 22, 2014, 8:11 a.m.]

The Washington apple commission has changed the date for their October 2014, meeting. The meeting will now be held on October 14, 2014. The time and location will stay the same for this meeting: Washington Apple Commission, 2900 Euclid Avenue, Wenatchee, WA, 9:00 a.m.

If you need further information contact Randi Harnden, export marketing coordinator, (509) 663-9600, or e-mail [randi.harnden@waapple.org](mailto:randi.harnden@waapple.org).

**WSR 14-15-117**

**NOTICE OF PUBLIC MEETINGS**

**DEPARTMENT OF HEALTH**

(Medical Quality Assurance Commission)

[Filed July 22, 2014, 11:31 a.m.]

In accordance with the Open Public Meetings Act (chapter 42.30 RCW) and the Administrative Procedure Act (chapter 34.05 RCW), the following is the schedule of policy committee meetings for the department of health, medical quality assurance commission (commission), for the remainder of the year 2014. The commission meetings are open to the public and access for persons with disabilities may be arranged with advance notice; please contact the staff person below for more information.

Agendas for the meetings listed below are made available in advance via listserv and the commission web site (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the commission reserves the right to change or amend agendas at the meeting.

Date	Time	Location
August 21, 2014	4:00 p.m.	Department of Health 310 Israel Road S.E. Tumwater, WA 98501

Date	Time	Location
November 6, 2014	4:00 p.m.	Blackriver Training and Conference Center 800 Oakesdale Avenue S.W. Renton, WA 98057

If you need further information, please contact Julie Kitten, Operations Manager, Washington Department of Health, Medical Quality Assurance Commission, P.O. Box 47866, Olympia, WA 98504-7866, phone (360) 236-2757, fax (360) 236-2795, julie.kitten@doh.wa.gov, http://www.doh.wa.gov/LicensesPermitsandCertificates/MedicalCommission/CommissionInformation/Meetings.aspx.

Please be advised the commission is required to comply with the Public Disclosure Act, chapter 42.56 RCW. This act establishes a strong state mandate in favor of disclosure of public records. As such, the information you submit to the commission, including personal information, may ultimately be subject to disclosure as a public record.

**WSR 14-15-118**  
**NOTICE OF PUBLIC MEETINGS**  
**WALLA WALLA**  
**COMMUNITY COLLEGE**

[Filed July 22, 2014, 11:49 a.m.]

The board of trustees of Walla Walla Community College, District Number Twenty, has made the following change to the start time of its September 17, 2014, meeting:

From: 9:30 a.m.  
To: 8:30 a.m.

Please direct any questions to Jerri Ramsey at jerri.ramsey@wwcc.edu or phone (509) 527-4274.

**WSR 14-15-125**  
**NOTICE OF PUBLIC MEETINGS**  
**FRUIT COMMISSION**

[Filed July 22, 2014, 2:00 p.m.]

Due to the facility not being available, the Washington state fruit commission (WSFC) has changed the following regular meeting:

From: August 20, 2014, 11:00 a.m., Washington Apple Commission, Wenatchee, Washington.  
To: August 20, 2014, 11:00 a.m., Red Lion Hotel, Wenatchee, Washington.

Also, due to the addition of presenters and change in information to be covered at the meeting, it is necessary for the WSFC board to change the following regular meeting:

From: December 17, 2014, 11:00 a.m., W. L. Hansen Building, Yakima, Washington.  
To: December 17, 2014, 10:30 a.m., Suncadia, Cle Elum, Washington.

WSFC board meetings are open to all persons without regard to race, color, national origin, gender, religion, age, or disability. Persons who require special accommodations, alternative means of communication (such as Braille, large print, sign language), or language interpretation should contact WSFC at (509) 453-4837 at least three business days before the meeting.

If there are any questions, please contact the WSFC offices at (509) 453-4837.

**WSR 14-15-128**  
**AGENDA**  
**EMPLOYMENT SECURITY DEPARTMENT**

[Filed July 22, 2014, 2:21 p.m.]

**Semi-Annual Rule-Making Agenda**  
**July 31, 2014 – January 31, 2015**

The following is employment security department's semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314. There may be additional rule-making activity not on the agenda as the department is responsible for initiating rule making to implement new state laws, meet federal requirements, or meet unforeseen circumstances. Additional rule-making information is available on the agency web site www.ESD.wa.gov. Click on Rule-making at the bottom of the page.

If you have any questions, please contact Pamela Ames, employment security department, rules coordinator at (360) 902-9387, or e-mail pames@esd.wa.gov.

WAC CHAPTER	SUBJECT	AGENCY CONTACT	TIMING	SCOPE OF RULE CHANGES
WAC 192-120-030 through 192-350-060	Responses to requests for information	Juanita Myers (360) 902-9665	CR-101 - June 2014 CR-102 - TBD CR-103 - TBD	Require that responses to requests for information must be received by, rather than postmarked by, the date specified in the department's notice.

WAC CHAPTER	SUBJECT	AGENCY CONTACT	TIMING	SCOPE OF RULE CHANGES
WAC 192-33-005, 192-33-006, and chapter 192-40 WAC	Repeal of obsolete rules	Juanita Myers (360) 902-9665	CR-105 - June 2014 CR-103 - TBD	Repeal of obsolete rules.
Chapter 192-180 WAC and WAC 192-110-015	Job search activities	Juanita Myers (360) 902-9665	CR-101 - June 2014 CR-102 - TBD CR-103 - TBD	Clarify the process for monitoring unemployment claimants' job search activities and modify some conditions for approving requests for standby.

**WSR 14-15-133**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF ECOLOGY**  
 (Coastal Marine Advisory Council)  
 [Filed July 22, 2014, 4:13 p.m.]

Following is the schedule for a 2014 Washington coastal marine advisory council work session to develop funding recommendations:

Date	Time	Location
September 18, 2014	9:30 a.m. - 3:30 p.m.  Note: The meeting may not take the entire scheduled time depending upon the agenda items.  Brown bag lunch; please provide your own lunch.	Port of Grays Harbor Commissioners Chambers 111 South Wooding Street Aberdeen, WA

If you need further information contact Jennifer Hennessey, P.O. Box 47600, Olympia, WA 98504-6700 [98504-7600], (360) 407-6595, jennifer.hennessey@ecy.wa.gov.

**WSR 14-15-136**  
**DEPARTMENT OF ECOLOGY**  
 [Filed July 23, 2014, 7:39 a.m.]

Notification: Draft polychlorinated biphenyls (PCBs) chemical action plan (CAP) complete and ready for public comment.

This is to notify the public that the sixty day comment period for the draft PCB CAP will begin on August 6, 2014, when the notice is published in the Washington State Register. The comment period will end on October 6, 2014. The draft PCB CAP will be posted on the ecology web site at <http://www.ecy.wa.gov/programs/swfa/pbt/pcb.html>.

For information, or to request copies of the CAP, contact Holly Davies, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-7398, fax (360) 407-6102, e-mail [holly.davies@ecy.wa.gov](mailto:holly.davies@ecy.wa.gov).

During the comment period, ecology will hold two public meetings on the draft CAP. One meeting and internet webinar will be held in Lacey on September 15, 2014, at ecology's headquarters, and one meeting will be held in Spo-

kane on September 24, 2014, at ecology's eastern regional office.

Ecology will accept written comments on the draft. Comments should reference specific text when possible. Please submit written comments to Holly Davies, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, fax (360) 407-6102, e-mail [holly.davies@ecy.wa.gov](mailto:holly.davies@ecy.wa.gov). Written, e-mailed and faxed comments must be **received** no later than 5 p.m., October 6, 2014.

**WSR 14-15-150**  
**DEPARTMENT OF ECOLOGY**  
 [Filed July 23, 2014, 10:30 a.m.]

**Announcing Phase I and Western Washington Phase II Municipal Stormwater Permit Modifications and Supporting Documents for Public Review and Comment**

**Purpose of the Municipal Stormwater General Permits:** Federal and state water quality laws require a permit for the discharge of stormwater (see Federal Water Pollution Control Act Title 22 United States Code, Section 1251 et seq., state Water Pollution Control Act, chapter 90.48 RCW and Washington waste discharge general permit regulation, WAC 173-226-130). The permits address these legal requirements and control the discharge of pollutants to protect surface water and ground water quality in Washington state. The permits require municipalities and secondary permittees to develop and implement a stormwater management program to control stormwater runoff into and from their storm sewer system.

**Proposed Modifications:** The department of ecology (ecology) is issuing two modified general permits for public review and comment on **August 6, 2014**. These permits include the Phase I and western Washington Phase II municipal stormwater general permits issued on August 1, 2012. Ecology is modifying the permits to address permit appeal decisions and incorporate errata.

**Supporting Documents:** In response to the permit appeal ruling, modifications to the stormwater management manual for western Washington are available for review and public comment. The western Washington hydrologic model (WWHM), and several guidance documents that support the permits and manual are also available for public comment. The supporting documents listed below are posted at [www.ecy.wa.gov](http://www.ecy.wa.gov).

ecy.wa.gov/programs/wq/stormwater/municipal/permitMod2014.html.

- *Stormwater Management Manual for Western Washington.*
- *Western Washington Hydrologic Model (WWHM) including WWHM User's Manual.*
- *Integrating LID into Local Codes: A Guidebook for Local Governments*, prepared by AHBL for the Puget Sound Partnership, July 2012. Publication Number: PSP 12-01.
- *Low Impact Development Technical Guidance Manual for Puget Sound*. Puget Sound Partnership and WSU Extension, December 2012. Publication Number: PSP 2012-3.
- *Rain Garden Handbook for Western Washington, A Guide for Design, Installation, and Maintenance*. WSU Extension, June 2013.

**Applying for a Permit:** Facilities covered under the existing municipal stormwater general permits will continue to be covered under the modified permits. Areas covered by the Phase I and Phase II stormwater permit are shown at <http://www.ecy.wa.gov/programs/wq/stormwater/municipal/maps.html>.

**Requesting Copies of the Proposed Permit Modifications:** Beginning August 6, 2014, you may request copies of the proposed permits and statement of basis or download copies from the web site [www.ecy.wa.gov/programs/wq/stormwater/municipal/permitMod2014.html](http://www.ecy.wa.gov/programs/wq/stormwater/municipal/permitMod2014.html).

**Submitting Written and Oral Comments:** Ecology will accept written and oral comments on the permits, Statement of Basis, and supporting documents until **12 midnight, October 6, 2014**. Ecology prefers comments to be submitted by **e-mail to** [SWPermitComments@ecy.wa.gov](mailto:SWPermitComments@ecy.wa.gov). Comments should reference the specific permit(s) or manual(s) and specific text when possible.

**Submit Written, Hard Copy Comments to:** Municipal Permit Comments, Washington State Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600.

Written comments must be postmarked or e-mailed no later than **12 midnight, October 6, 2014**.

**Public Hearings and Workshops:** Workshops and public hearings on the modifications are scheduled to be held in Edmonds and Vancouver, Washington. A workshop only

(with webinar) will be held in Lacey, Washington. At each workshop ecology will explain the permit and manual modifications and answer questions. A hearing will immediately follow the Edmonds and Vancouver workshops. The hearings will provide the opportunity for people to give formal oral testimony and comments on the proposed modified permits.

**Public Workshops and Hearings:** On September 24, 2014, at 1:00 p.m. - 3:00 p.m., at the Water Resource Education Center, 4600 S.E. Columbia Way, Vancouver, WA; and on October 1, 2014, at 1:00 p.m. - 4:00 p.m., at the Edmonds Conference Center, 201 Fourth Avenue North, Edmonds, WA.

**Workshop Only\*:** On September 26, 2014, at 10 a.m. - 12:00 p.m., at the Department of Ecology, 300 Desmond Drive, Lacey, WA.

\*Ecology is planning on hosting a webinar of the workshop; details will be posted to the web site [www.ecy.wa.gov/programs/wq/stormwater/municipal/permitMod2014.html](http://www.ecy.wa.gov/programs/wq/stormwater/municipal/permitMod2014.html).

**Issuing the Final Modified Permits:** After ecology receives and considers all public comments, it will issue the modified permits and a response to comments. Ecology expects to issue the modified permits in December 2014. The permits will be effective thirty days later. Ecology will send a copy of the notice of issuance and ecology's responses to the comments to all persons who submitted written comment or gave oral testimony at the public hearings.

#### WSR 14-15-151

PUBLIC RECORDS OFFICER

BEEF COMMISSION

[Filed July 23, 2014, 11:03 a.m.]

Pursuant to RCW 42.56.580, the public records officer for the Washington state beef commission is April Budinich, 14240 Interurban Avenue South, #224, Seattle, WA 98168, phone (206) 444-2902, fax (206) 444-2910, e-mail [abudinich@wabeeff.org](mailto:abudinich@wabeeff.org).

Kelly Frost  
Commodity Commission Coordinator

#### WSR 14-15-152

AGENDA

DEPARTMENT OF REVENUE

[Filed July 23, 2014, 11:11 a.m.]

#### Semi-Annual Rule-Making Agenda (July 1 - December 31, 2014)

Listed below is the department of revenue's (department) semi-annual rule-making agenda for publication in the Washington State Register. This list identifies rules the department is currently working on and rules the department anticipates working on during the next six months.

The information on this site is continually updated as the department files rule-making notices, or as it otherwise deletes rules or adds rules that it anticipates working on over the next six months. This includes rules that are added or deleted as a result of resource allocation, legislation, court decisions, or changes in rule-making priorities.

Subject of Rule Making	Rule Drafter	Preliminary Rule Proposal (CR-101 filing)	Proposed Rule (CR-102 or CR-105 filing)	Rule Adoption (CR-103 filing)	Description of Anticipated Changes
458-12-010 Definition—Property—Real.	Jay Jetter	N/A - expedited	Filed CR-105 comments due September 2, 2014	Anticipate adoption in fall 2014	Correct citation
458-16-056 Petitions—Time limits—Waiver of filing deadline for good cause.	Jay Jetter	N/A - anticipate expedited	Anticipate CR-105 in fall/winter 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-16-1000 Property belonging to federally recognized Indian tribes—Definitions—Exemption—Declaration process—Appeal rights.	Jay Jetter	Anticipate CR-101 and public meeting in winter 2014	Anticipate CR-102 and public hearing in spring 2015	Anticipate adoption in summer/fall 2015	Recognize 2014 legislation
458-16-300 Public meeting hall—Public meeting place—Community meeting hall.	Leslie Mullin	Anticipate CR-101 and public meeting in fall/winter 2014	Anticipate CR-102 and public hearing in winter 2015	Anticipate adoption in spring 2015	Recognize 2014 legislation
458-16-165 Conditions under which nonprofit organizations, associations, or corporations may obtain a property tax exemption. 458-16-190 Churches, parsonages and convents. 458-16-200 Land upon which a church or parsonage shall be built. 458-16-210 Nonprofit organizations or associations organized and conducted for nonsectarian purposes. 458-16-215 Nonprofit organizations that solicit, collect, and distribute gifts, donations, or grants. 458-16-220 Church camps. 458-16-230 Character building organizations. 458-16-240 Veterans organizations. 458-16-260 Nonprofit day care centers, libraries, orphanages, home for sick or infirm, hospitals, outpatient dialysis facilities. 458-16-270 Schools and colleges. 458-16-280 Art, scientific, and historical collections. 458-16-282 Musical, dance, artistic, dramatic and literary associations. 458-16-286 Humane societies. 458-16-290 Nature conservancy lands. 458-16-320 Emergency or transitional housing. 458-16-330 Sheltered workshops for the handicapped.	Leslie Mullin	N/A – anticipate expedited	Anticipate CR-105 in fall 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-17-101 Assessment and taxation of ships and vessels.	Leslie Mullin	N/A – anticipate expedited	Anticipate CR-105 in fall 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-19-005 Definitions. 458-19-020 Levy limit—Method of calculation. 458-19-025 Restoration of regular levy. 458-19-030 Levy limit—Consolidation of districts. 458-19-035 Levy limit—Annexation. 458-19-060 Emergency medical service levy. 458-19-065 Levy limit—Protection of future levy capacity.	Leslie Mullin	N/A – anticipate expedited	Anticipate CR-105 in winter 2014/15	Anticipate adoption in spring 2015	Recognize 2014 legislation

Subject of Rule Making	Rule Drafter	Preliminary Rule Proposal (CR-101 filing)	Proposed Rule (CR-102 or CR-105 filing)	Rule Adoption (CR-103 filing)	Description of Anticipated Changes
458-19-085 Refunds—Procedures—Applicable limits. 458-19-550 State levy—Apportionment between counties.					
458-20-126 Sales of motor vehicle fuel, special fuels, and nonpollutant fuel.	Mark Bohe	N/A – anticipate expedited	Anticipate CR-105 in fall 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-20-135 Extracting natural products.	Mark Bohe	N/A – anticipate expedited	Anticipate CR-105 in fall 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-20-136 Manufacturing, processing for hire, fabricating.	Mark Bohe	N/A – anticipate expedited	Anticipate CR-105 in fall 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-20-13601 Manufacturers and processors for hire—Sales and use tax exemption for machinery and equipment.	Mark Bohe	N/A – anticipate expedited	Anticipate CR-105 in fall 2014	Anticipate adoption in winter 2014	Recognize 2014 legislation
458-20-146 National and state banks, mutual savings banks, savings and loan associations and other financial institutions.	Gayle Carlson	Anticipate CR-101 with public meeting in winter 2014/15	Anticipate CR-102 and public hearing in winter/spring 2015	Anticipate adoption in spring 2015	Update
458-20-153 Funeral directors. 458-20-154 Cemeteries, crematories and columbaria.	Rich Cason	Completed WSR 09-07-088 153 Rule draft 154 Rule draft	WSR 13-14-107 anticipate refiling [refiling] CR-102 in fall 2014 for a new public hearing	Anticipate adoption in winter 2014/15	Update
458-20-168 Hospitals, nursing homes, boarding homes, adult family homes and similar health care facilities.	Gayle Carlson	Public meeting held March 11, 2014, WSR 14-04-126	Public hearing held June 24, 2014, WSR 14-11-085	Anticipate adoption in summer 2014	Update and recognize 2014 legislation
458-20-177 Sales of motor vehicles, campers, and trailers to nonresident consumers.	Gayle Carlson	Public meeting scheduled for August 21, 2014, WSR 14-14-129	Anticipate CR-102 and public hearing in fall 2014	Anticipate adoption in winter 2014/15	Update
458-20-17802 Collection of use tax by county auditors and department of licensing—Measure of tax.	Gayle Carlson	WSR 14-09-084 draft will be available at a later time	Anticipate CR-102, proposed draft rule, and public hearing in fall 2014	Anticipate adoption in winter 2014/15	Update
458-20-179 Public utility tax.	Gayle Carlson	N/A – anticipate expedited	Anticipate CR-105 in fall/winter 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-20-17902 Brokered natural gas—Use tax.	Gayle Carlson	N/A – anticipate expedited	Anticipate CR-105 in fall/winter 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-20-185 Tobacco products tax. 458-20-186 Cigarette tax.	Dave Hesford	Public meeting held October 1, 2013, WSR 13-17-103	Anticipate CR-102 and public hearing in winter 2014/15	Anticipate adoption in winter/spring 2015	Update
458-20-18801 Prescription drugs, prosthetics, and medically prescribed oxygen.	Gayle Carlson	Public meeting held March 11, 2014, WSR 14-04-126	Public hearing held June 24, 2014, WSR 14-11-085	Anticipate adoption in summer 2014	Update
458-20-193 Inbound and outbound interstate sales of tangible personal property.	Dave Hesford	Anticipate new CR-101 and public meeting in summer/fall 2014.  Previous CR-101 WSR 12-03-007	Anticipate CR-102 and public hearing in winter/spring 2015	Anticipate adoption in summer/fall 2015	Update
458-20-19405 CPI-U adjustments to minimum nexus thresholds for apportionment—Generally.	Mark Bohe	N/A – anticipate expedited	Anticipate repealing via CR-105 in fall 2014	Anticipate repealing in winter 2014/15	Recognize 2014 legislation
458-20-210 Sales of tangible personal property for farming—Sales of agricultural products by farmers.	Gayle Carlson	N/A – anticipate expedited	Anticipate CR-105 in fall 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation



Subject of Rule Making	Rule Drafter	Preliminary Rule Proposal (CR-101 filing)	Proposed Rule (CR-102 or CR-105 filing)	Rule Adoption (CR-103 filing)	Description of Anticipated Changes
458-20-217 Lien for taxes.	Mark Bohe	Anticipate CR-101 and public meeting in winter 2014/15	Anticipate CR-102 and public hearing in summer 2015	Anticipate adoption in fall 2015	Update
458-20-24001 Sales and use tax deferral—Manufacturing and R&D activities in rural counties.	Gayle Carlson	Anticipate CR-101 and public meeting in summer/fall 2014	Anticipate CR-102 and public hearing in winter 2014/15	Anticipate adoption in spring 2015	Update
458-20-241 Radio and television broadcasting.	Rich Cason	CR-101 filed and comments due August 15, 2013, WSR 13-15-146	Anticipate CR-102 and public hearing in summer/fall 2014	Anticipate adoption in fall/winter 2014	Amend consistent with JLARC finding
458-20-244 Food and food ingredients.	Gayle Carlson	N/A – anticipate expedited	Anticipate CR-105 in fall 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-20-257 Warranties and maintenance agreements.	Gayle Carlson	Public meeting held April 17, 2012, WSR 12-06-072	WSR 12-23-051 public hearing held January 3, 2013.  Anticipate refiling [refiling] CR-102 for a new public hearing in summer/fall 2014	Anticipate adoption in winter 2014/15	Update – a second public hearing will be scheduled
458-20-261 Commute trip reduction incentives.	Mark Bohe	N/A – anticipate expedited	Anticipate CR-105 in fall 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-20-267 Annual reports for certain tax adjustments.	Mark Bohe	N/A – anticipate expedited	Anticipate CR-105 in summer 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-20-268 Annual surveys for certain tax adjustments.	Mark Bohe	N/A – anticipate expedited	Anticipate CR-105 in summer 2014	Anticipate adoption in winter 2014/15	Recognize 2014 legislation
458-20-XXX Tax avoidance—General rule. 458-20-XXX Tax avoidance—Sales and use tax. 458-20-XXX Tax avoidance—Construction joint ventures. 458-20-XXX Tax avoidance—Disguised income arrangements.	Melinda Mandell	Public meeting held July 1, 2014.  Comments due July 15, 2014, WSR 14-11-084	Anticipate CR-102 and public hearing in fall/winter 2014	Anticipate adoption in spring 2015	Recognize 2010 legislation
458-29A-400 Leasehold excise tax—Exemptions.	Mark Bohe	N/A – anticipate expedited	Anticipate CR-105 in fall/winter 2014		Recognize 2014 legislation
458-30-200 Definitions.	Leslie Mullin	Anticipate CR-101 and public meeting in fall/winter 2014	Anticipate CR-102 and public hearing in winter 2015	Anticipate adoption in spring 2015	Recognize 2014 legislation
458-30-210 Classifications of land under chapter 84.34 RCW. 458-30-232 Application for timber land classification. 458-30-240 Agreement relating to open space and timber land classifications. 458-30-275 Continuing classification upon sale or transfer of ownership of classified land—Actions of landowner and county officials to be taken prior to recording a conveyance of classified land 458-30-280 Notice to withdraw from classification. 458-30-285 Withdrawal from classification. 458-30-295 Removal of classification 458-30-300 Additional tax—Withdrawal or removal from classification.	Leslie Mullin	N/A – anticipate expedited	Anticipate CR-105 in fall/winter 2014	Anticipate adoption in winter/spring 2015	Recognize 2014 legislation

Subject of Rule Making	Rule Drafter	Preliminary Rule Proposal (CR-101 filing)	Proposed Rule (CR-102 or CR-105 filing)	Rule Adoption (CR-103 filing)	Description of Anticipated Changes
458-30-305 Due date of additional tax, interest, and penalty upon withdrawal or removal. 458-30-325 Transfers between classifications—Application for reclassification. 458-30-500 Definitions of terms used in WAC 458-30-500 through 458-30-590. 458-30-520 Notification of district—Certification by assessor—Estimate by district. 458-30-550 Exemption—Removal or withdrawal. 458-30-700 Designated forest land—Removal—Change in status—Compensating tax.					
458-61A-202 Inheritance or devise. 458-61A-303 Affidavit.	David Hesford	Anticipate CR-101 and public meeting in summer 2014	Anticipate CR-102 and public hearing in fall 2014	Anticipate adoption of permanent rule in winter 2014.  Adopted emergency rule effective June 12, 2014, WSR 14-13-022	Recognize 2014 legislation
Chapter 458-276 WAC, Public records rules. Repeal ten rules and amend five rules.	Mark Bohe	Anticipate CR-101 and public meeting in winter 2014/15	Anticipate CR-102 and public hearing in winter/spring 2015	Anticipate adoption in spring/summer 2015	Update
<b>Rules Requiring Periodic Updates</b>					
458-18-220 Rates of interest. 458-30-262 Farm and agricultural land values. 458-30-590 Rate of inflation.	Gayle Carlson	N/A – anticipate expedited	Anticipate CR-105 in fall 2014	Anticipate adopting updated rule to be effective January 1, 2015.  Recently adopted latest version of rule via WSR 14-01-059 effective January 1, 2014	Must be amended by the first of January each year
458-40-540 Timber excise tax—Forest land values.	Mark Bohe	Anticipate CR-101 and public meeting in fall 2014	Anticipate CR-102 and public hearing in fall/winter 2014	Will adopt updated rule by January 1, 2015.  Recently adopted latest version of rule via WSR 12-01-097 effective January 1, 2014	Must be amended by the first of January each year
458-40-660 Timber excise tax—Stumpage value tables—Stumpage value adjustments.	Mark Bohe	Anticipate CR-101 and public meeting in fall 2014.  No draft provided at this time	Anticipate filing CR-102 and public hearing in fall/winter 2014	Will adopt updated rule effective January 1, 2015.  Recently adopted latest version of rule via WSR 14-01-097 effective January 1, 2014	Must be updated by the first of January and July of each year