

WSR 24-17-008

AGENDA

MILITARY DEPARTMENT

[Filed August 8, 2024, 10:31 a.m.]

**Semi-Annual Rule-Making Agenda
July 1 to December 31, 2024**

Following is the Washington military department's semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

If you have questions about the agenda, please contact Cynthia Whaley, Military Department Rules Coordinator, at Building 1, Camp Murray, WA 98430, phone 253-512-8110, email cynthia.whaley@mil.wa.gov.

WAC Citation	Subject Matter	Agency Contact	Current Activity		
			CR-101	CR-102	CR-103
Chapter 118-04	Updating the rules to the emergency worker program.	Amy Albritton 253-921-3502 amy.albritton@mil.wa.gov	7/11/24	To be determined	To be determined
Chapter 118-30	Updating the rules to the local emergency management/services organizations, plans, and programs.	Casey Broom 253-512-7171 casey.broom@mil.wa.gov	7/30/24	To be determined	To be determined
Chapter 118-40	Updating the rules to the hazardous chemical emergency response planning and community right-to-know reporting.	Casey Broom 253-512-7171 casey.broom@mil.wa.gov	To be determined	To be determined	To be determined
Chapter 323-10	To establish the procedures the military department will follow in order to provide full access to public records.	Cynthia Whaley 253-512-8110 cynthia.whaley@mil.wa.gov	2/23/22	4/14/22	6/21/22
Chapters 118-66, 118-67, 118-68	Modernization of the 911 system.	Adam Wasserman 253-512-7468 adam.wasserman@mil.wa.gov	10/5/23	4/4/24	6/7/24
Chapter 118-11	To add a state disaster individual assistance chapter to the Title 118 WAC.	Taylor Dietz 253-302-1338 Taylor.Dietz@mil.wa.gov	7/26/23	5/7/24	To be determined

WSR 24-17-011
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
[Filed August 8, 2024, 12:00 p.m.]

Notice of Interpretive or Policy Statement

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department of social and health services.

Economic Services Administration
Division of Child Support (DCS)

Document Title: Financial Institution Data Match Protection Procedures.

Subject: DCS AP 7.02.

Effective Date: August 2, 2024.

Document Description: This DCS administrative policy provides the procedures to protect financial institution data and DCS records used to perform quarterly data matches with financial institutions.

To receive a copy of the interpretive or policy statements, contact Amy Hahl, DCS, P.O. Box 11520, Tacoma, WA 98411-5520, phone 360-397-9801, TDD/TTY 800-833-6384, fax 360-664-5342, email Amy.Hahl@dshs.wa.gov, website <https://www.dshs.wa.gov/esa/division-child-support>.

WSR 24-17-013
NOTICE OF PUBLIC MEETINGS
PENINSULA COLLEGE
[Filed August 8, 2024, 12:13 p.m.]

Following is the schedule of regular meetings for the Peninsula College board of trustees for September 2024:

Date	Time	Location
September 4, 2024	9 a.m.	Peninsula College Port Angeles Cornaby Center Room A-12

If you need further information, contact Trisha Haggerty, Executive Assistant to the President, 1502 East Lauridsen Boulevard, Port Angeles, WA 98362, 360-417-6201, thaggerty@pencol.edu, website <https://pencol.edu/about-pc/board-trustees/board-meeting-agendas-minutes>.

WSR 24-17-015

HEALTH CARE AUTHORITY

[Filed August 8, 2024, 2:15 p.m.]

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 24-0035 Update Physician Assistant Information; Add Certified Behavioral Health Support Specialists and Licensed Mental Health Counselor Associates, Licensed Marriage and Family Therapist Associates, Licensed Advance Social Worker Associates, and Licensed Independent Social Worker Associates as SBIRT Providers.

Effective Date: January 1, 2025.

Description: The health care authority (HCA) intends to submit SPA 24-0035 to:

- Comply with HB 2041 which replaces the supervision model with the collaborative practice model for physician assistants (PA). SPA 24-0035 will remove the requirement for PAs to be supervised by a physician when providing such services.
- Comply with SB 5189 adding certified behavioral health support specialists (BHSS) as Medicaid providers who deliver brief, evidence-based interventions that include behavioral health under the supervision of a state credentialed provider whose scope of practice includes assessment, diagnosis, and treatment of identifiable mental and behavioral health conditions. BHSSs will be added as providers of screening, brief interventions, and referral to treatment (SBIRT) services.
- Simplify the existing list of providers and add licensed mental health counselor associates, licensed marriage and family therapist associates, licensed advance social worker associates, and licensed independent social worker associates as providers of SBIRT services.
- Update the title "chemical dependency professional" with "substance use disorder professional" in the list of health care professionals who can provide collaborative care services.

SPA 24-0035 is expected to have no effect on annual aggregate expenditures/payments for PAs, BHSSs, and licensed mental health counselor associates, licensed marriage and family therapist associates, licensed advance social worker associates, and licensed independent social worker associates.

HCA is in the process of developing the SPA. HCA would appreciate any input or concerns regarding this SPA. To request a copy of the SPA when it becomes available or submit comments, you may contact the persons named below (please note that all comments are subject to public review and disclosure, as are the names of those who comment). Please submit comments by September 9, 2024.

CONTACT: Andrea Allen and Yvonne Keller, CQCT and DBHR, 626 8th Ave SE, Olympia, WA 98504, TRS 711, email andrea.allen@hca.wa.gov and yvonne.keller@hca.wa.gov.

WSR 24-17-019

PUBLIC RECORDS OFFICER

GAMBLING COMMISSION

[Filed August 8, 2024, 2:41 p.m.]

Pursuant to RCW 42.56.580, the public records officer for the Washington State Gambling Commission is Allyson Roberts, P.O. Box 42400, Olympia, WA 98504-2400, phone 360-486-3476, email allyson.roberts@wsgc.wa.gov.

Adam Amorine
Legal Manager

WSR 24-17-024

DEPARTMENT OF

LABOR AND INDUSTRIES

[Filed August 9, 2024, 10:46 a.m.]

Prevailing Rate of Wage Publication

Pursuant to RCW 39.12.015 and 39.12.020, and WAC 296-127-011, on August 1, 2024, the industrial statistician determined and published on the internet the statewide prevailing rates of wage. These rates become effective 30 days from publication on August 31, 2024.

For more information on prevailing wage or a copy of the rates, please visit our website at <https://lni.wa.gov/licensing-permits/public-works-projects/prevailing-wage-rates/> or call 360-902-5335.

Maggie Leland
Rules Coordinator

WSR 24-17-027

HEALTH CARE AUTHORITY

[Filed August 12, 2024, 11:37 a.m.]

NOTICE

Subject: Medicaid Transformation Project (MTP) Case Management Rate Methodology Under the Health-Related Social Needs (HRSN) Program. Effective Date: July 1, 2024.

The health care authority (HCA) submitted a rate methodology for case management under MTP 2.0.¹ These services are case management, outreach, and educational services that aim to provide connections to other state and federal benefit programs, benefit program application assistance, and benefit program application fees.

¹ MTP is Washington state's Section 1115 Medicaid demonstration waiver. MTP 2.0 is the renewal for MTP, which allows the state to continue MTP for an additional five years. MTP 2.0 began on July 1, 2023.

Case management rates are expected to **increase** the annual aggregate expenditures by \$65 million under MTP 2.0. Nine community hubs and one native hub will receive funding from HCA to perform these services.

The case management fee schedule is available for review on the HCA website at hca.wa.gov/assets/program/community-hubs-pmpm-rate-fee.pdf. HCA welcomes interested parties to submit comments and concerns about the rate methodology and/or the effects **no later than Thursday, September 5, 2024**. Note: All comments are subject to public review and disclosure, including the names of those who comment.

Please submit comments and concerns to Emma Oppenheim, MTP Director, emma.oppenheim@hca.wa.gov, 360-725-0868, 626 8th Avenue S.E., Olympia, WA 98501, hca.wa.gov.

WSR 24-17-028
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH
 (Board of Hearing and Speech)
 [Filed August 12, 2024, 11:46 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 regular meetings for the department of health (DOH), board of hearing and speech (board), for the year 2025. The board 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 DOH website (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the board reserves the right to change or amend agendas at the meeting.

Date	Time	Location
February 7, 2025	9:00 a.m.	University of Washington Tacoma Garretson Woodruff and Pratt 1754 Pacific Avenue Room 320 Tacoma, WA 98402; and webinar
May 2, 2025	9:00 a.m.	TBD Vancouver, Washington
July 25, 2025	9:00 a.m.	DOH Town Center 2 Room 166 and Webinar 111 Israel Road S.E. Tumwater, WA 98501
November 7, 2025	9:00 a.m.	DOH Town Center 2 Room 166 and Webinar 111 Israel Road S.E. Tumwater, WA 98501

If you need further information, please contact Kim-Boi Shadduck, Program Manager, Board of Hearing and Speech, DOH, P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-2912, fax 360-236-2901, kim-boi.shadduck@doh.wa.gov, www.doh.wa.gov.

Please be advised the board is required to comply with the Public Disclosure [Records] 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.

Following is the Washington hearing society's hearing aid specialist practical exams 2025 dates and locations.

Date	Time	Location
March 28, 2025	9:00 a.m.	DOH Town Center 2 Room 153 and 166 111 Israel Road S.E. Tumwater, WA 98501

Date	Time	Location
June 27, 2025	9:00 a.m.	DOH Town Center 2 Room 153 and 166 111 Israel Road S.E. Tumwater, WA 98501
September 26, 2025	9:00 a.m.	DOH Town Center 2 Room 153 and 166 111 Israel Road S.E. Tumwater, WA 98501
December 5, 2025	9:00 a.m.	DOH Town Center 2 Room 153 and 166 111 Israel Road S.E. Tumwater, WA 98501

WSR 24-17-036
NOTICE OF PUBLIC MEETINGS
FREIGHT MOBILITY
STRATEGIC INVESTMENT BOARD
[Filed August 13, 2024, 8:54 a.m.]

2025 Board Meeting Locations/Schedule

January 17, 2025	Olympia
March 21, 2025	Tacoma
June 12-13, 2025	Wenatchee
September 19, 2025	Walla Walla
November 14, 2025	Vancouver

WSR 24-17-039

AGENDA

**DEPARTMENT OF
NATURAL RESOURCES**

[Filed August 13, 2024, 10:58 a.m.]

Rules Development Agenda
July - December 2024

WAC CHAPTER OR SECTION	PURPOSE OF RULE BEING DEVELOPED OR AMENDED
New rule	Regarding trespass violations
Amendment to 332-30	Regarding finfish net pen aquaculture
Amendment to 332-08-215 and 332-08-225	Update position titles and region address
Amendment to 332-130-050	Revise survey map requirements
Amendment to 332-22-200	SB 6039 mandated that the department of natural resources commence rule making to update its geothermal resources lease rates

WSR 24-17-041
NOTICE OF PUBLIC MEETINGS
COLUMBIA BASIN COLLEGE
[Filed August 13, 2024, 3:17 p.m.]

Following is the Columbia Basin College (CBC) board of trustees' public meeting schedule for academic year 2024-25:

September 9, 2024 Monday	4:30 p.m.
October 14, 2024 Monday	4:30 p.m.
November 15, 2024 Friday	7:30 a.m.
December 9, 2024 Monday	4:30 p.m.
January 13, 2025 Monday	4:30 p.m.
February 14, 2025 Friday	7:30 a.m.
March 21, 2025 Friday	7:30 a.m.
April 11, 2025 Friday	7:30 a.m.
May 12, 2025 Monday	4:30 p.m.
June 9, 2025 Monday	4:30 p.m.
No July meeting	
August 15, 2025 Friday	9 a.m. to 3 p.m.

CBC currently offers a hybrid format for monthly board of trustees' meetings; this allows both in-person or virtual participation through an audience link via Zoom webinar available on the board web page.

If you have any questions, please contact Ronda Rodgers at 509-542-4802.

WSR 24-17-042
POLICY STATEMENT
HEALTH CARE AUTHORITY
(Public Employees Benefits Board)
[Filed August 13, 2024, 4:46 p.m.]

**Notice of Public Employees Benefits Board (PEBB) Program
Administrative Policy Statements**

The following is a list of administrative policies published by the PEBB program. These policies are effective January 1, 2025. You can download the complete policy statements on the PEBB program rules and policies page at hca.wa.gov/pebb-rules.

The following policies were amended to support the PEBB program:

Policy 11-3: Correcting employing agency and contracted vendor enrollment errors. This policy clarifies the requirements placed on an employing agency or contracted vendor when they correct their own enrollment errors as described in WAC 182-08-187.

Policy 19-1: Termination due to loss of eligibility or enrollment error. This policy applies whenever coverage for a subscriber or a subscriber's dependent is terminated due to loss of eligibility, or because a subscriber or dependent was enrolled when they were not eligible for coverage.

Addendum 19-1A: Termination due to loss of eligibility or enrollment error: Employee.

Addendum 19-1B: Termination due to loss of eligibility or nonpayment: Self-pay subscriber.

Policy 21-1: Exemption from the retiree deferral form requirement. This policy exempts certain retirees from the "deferral form requirement" under WAC 182-12-171 (1)(e), 182-12-180 (3)(e), 182-12-205 (4)(a), and 182-12-265 (1), (2), and (3).

Policy 31-2: Use of the PEBB spousal plan calculator. This policy provides direction when a PEBB subscriber enrolled in PEBB medical, but not enrolled in medicare Part A and Part B and in the medicare risk pool as described in RCW 41.05.080(3), determining if a premium surcharge will be applied for a spouse or state registered domestic partner enrolled in PEBB medical.

Policy 36-1: Certifying eligibility for a dependent child with a disability who is age 26 or older. This policy applies whenever a subscriber requests to enroll or continue enrollment for a dependent child with a disability who is age 26 or older on their PEBB subscriber account.

Policy 37-1: Certifying eligibility for an extended dependent child. This policy applies when a subscriber submits the required forms to enroll an extended dependent child in the subscriber's PEBB health plan coverage.

Policy 45-2: Special open enrollment (SOE). This policy applies whenever a subscriber requests an enrollment change or election change outside of the PEBB program annual open enrollment period.

Addendum 45-2A: SOE matrix: Summary of permitted election changes.

Policy 56-1: Reinstatement for subscribers with mental or physical impairment or incapacitation. This policy applies whenever a subscriber (or another party acting on behalf of the subscriber) requests reinstatement of continuation coverage, retiree insurance coverage, or the account of a retired employee, retired school employee, or survivor continuing coverage after their employer group ceased participation due to nonpayment of premiums or applicable premium surcharges.

The policy applies when the nonpayment was for the reason of mental or physical impairment or incapacitation; when a state of emergency is declared by the governor of Washington state, as described in chapter 43.06 RCW, or when a federal emergency is declared under 44 C.F.R. Part § 206, Subpart B, the Internal Revenue Service (IRS) recognizes the emergency for purposes of delaying deadlines, and the emergency prevents a subscriber from making a timely payment.

This policy establishes the methodology that the PEBB program will use to make a determination of mental or physical impairment or incapacitation for the purpose of reinstatement of coverage terminated due to nonpayment of premiums or applicable premium surcharges. The policy also establishes the methodology the PEBB program will use to make a determination when a state of emergency is declared by the governor of Washington state, as described in chapter 43.06 RCW, or when a federal emergency is declared under 44 C.F.R. Part § 206, Subpart B, the IRS recognizes the emergency for purposes of delaying deadlines, and the emergency prevents a subscriber from making a timely payment.

This policy provides timing requirements for requesting reinstatement due to nonpayment of premiums, or applicable premium surcharges, for reason of mental or physical impairment or incapacity; when a state of emergency is declared by the governor of Washington state, as described in chapter 43.06 RCW, or when a federal emergency is declared under 44 C.F.R. Part § 206, Subpart B, the IRS recognizes the emergency for purposes of delaying deadlines, and the emergency causes a subscriber to be unable to make premium payments and applicable premium surcharges.

Policy 56-2: Election period tolling for applicants with mental or physical impairment or incapacitation. This policy applies whenever an applicant (or another party acting on behalf of the applicant) requests tolling of enrollment, annual open enrollment, or special open enrollment election periods. Tolling may be requested for reason of mental or physical impairment or incapacitation, when a state of emergency is declared by the governor of Washington state, as described in chapter 43.06 RCW, or when a federal emergency is declared under 44 C.F.R. Part § 206, Subpart B, the IRS recognizes the emergency for purposes of delaying deadlines, and the emergency prevents an applicant from making a timely election.

This policy establishes the methodology that the PEBB program and the health care authority's (HCA) office of legal affairs (OLA) will use to make the PEBB program decision regarding mental or physical impairment or incapacitation for the purpose of tolling the election period of enrollment, annual open enrollment, or special open enrollment. The policy also establishes the methodology the PEBB program and OLA will use to make the PEBB program decision when a state of emergency is declared by the governor of Washington state, as described in chapter 43.06 RCW, or when a federal emergency is declared under 44 C.F.R. Part § 206, Subpart B, the IRS recognizes the emergency for purposes of delaying deadlines, and the emergency prevents an applicant from making a timely election.

This policy provides timing requirements to request tolling of the election period for reason of mental or physical impairment or incapacity.

Policy 90-1: Allowable mid-year termination for an employer group. This policy clarifies when an employer group may terminate their participation in PEBB insurance coverage mid-year.

Policy 90-2: What authority do employer groups need before contracting with HCA for participation in PEBB for insurance coverage?

This policy clarifies what authority is required from employer groups as part of the application process for benefits with HCA and the PEBB program.

Policy 90-3: Determining if an employer group requesting eligibility criteria different from PEBB program rules shall be approved.

This policy clarifies the criteria used by HCA to approve or deny requests to use eligibility criteria that are different from the eligibility criteria used by the PEBB program received from an employer group.

Policy 91-3: Washington wellness worksite designation program incentive requirements. This policy provides a set of requirements for state agencies to use when offering wellness incentives under the Washington wellness worksite designation program.

Policy 93-2: PEBB program payment plans. This policy describes the process HCA will use when authorizing a payment plan request from a subscriber or a subscriber's legal representative for a continuation coverage or retiree account, or for an account of a retired employee, retired school employee, or survivor continuing coverage after their employer group ceased participation.

Policy 94-3: Subscriber mistake—Factor test. This policy applies whenever an employee makes a mistake electing a flexible spending arrangement (FSA), limited purpose FSA, or dependent care assistance program, or a subscriber requests a health plan change when they or their dependent experiences a disruption of medical care because of a mistake, which impacts a documented, ongoing course of treatment.

To receive a hard copy of the policy statements, contact Leanne Clark at P.O. Box 42684, Olympia, WA 98504-2684, email Leanne.Clark@hca.wa.gov.

WSR 24-17-043

POLICY STATEMENT

HEALTH CARE AUTHORITY

(School Employees Benefits Board)

[Filed August 13, 2024, 4:59 p.m.]

**Notice of School Employees Benefits Board (SEBB) Program
Administrative Policy Statements**

The following is a list of administrative policies published by the SEBB program. These policies are effective January 1, 2025. You can download the complete policy statements on the SEBB program rules and policies page at hca.wa.gov/sebb-rules.

The following policies were amended to support the SEBB program:

Policy 11-3: Correcting SEBB organization and contracted vendor enrollment errors. This policy clarifies the requirements on a SEBB organization or contracted vendor when they correct their own enrollment errors as described in WAC 182-30-060.

Policy 19-1: Termination due to loss of eligibility or enrollment error. This policy applies whenever coverage for a subscriber or a subscriber's dependent is terminated due to loss of eligibility, or because a subscriber or dependent was enrolled when they were not eligible for coverage.

Addendum 19-1A: Termination due to loss of eligibility or enrollment error: School employee.

Addendum 19-1B: Termination due to loss of eligibility or nonpayment: Self-pay subscriber.

Policy 31-2: Use of the SEBB spousal plan calculator. This policy provides direction when a SEBB subscriber enrolled in SEBB medical, determining if a premium surcharge will be applied for a spouse or state registered domestic partner enrolled in SEBB medical.

Policy 36-1: Certifying eligibility for a dependent child with a disability who is age 26 or older. This policy applies whenever a subscriber requests to enroll or continue enrollment for a dependent child with a disability who is age 26 or older on their SEBB subscriber account.

Policy 37-1: Certifying eligibility for an extended dependent child. This policy applies when a subscriber submits the required forms to enroll an extended dependent child in the subscriber's SEBB health plan coverage.

Policy 56-1: Reinstatement for subscribers with mental or physical impairment or incapacitation. This policy applies whenever a subscriber (or another party acting on behalf of the subscriber) requests reinstatement of continuation coverage or school board member coverage due to nonpayment of premiums, or applicable premium surcharges. The policy applies when the nonpayment was for the reason of mental or physical impairment or incapacitation; when a state of emergency is declared by the governor of Washington state, as described in chapter 43.06 RCW, or when a federal emergency is declared under 44 C.F.R. Part § 206, Subpart B, the Internal Revenue Service (IRS) recognizes the emergency for purposes of delaying deadlines, and the emergency prevents a subscriber from making a timely payment.

This policy establishes the methodology that the SEBB program will use to make a determination of mental or physical impairment or incapacitation for the purpose of reinstatement of coverage terminated due to nonpayment of premiums or applicable premium surcharges. The policy also establishes the methodology the SEBB program will use to make a determination when a state of emergency is declared by the gov-

error of Washington state, as described in chapter 43.06 RCW, or when a federal emergency is declared under 44 C.F.R. Part § 206, Subpart B, the IRS recognizes the emergency for purposes of delaying deadlines, and the emergency prevents a subscriber from making a timely payment.

This policy provides timing requirements for requesting reinstatement due to nonpayment of premiums, or applicable premium surcharges, for reason of mental or physical impairment or incapacity; when a state of emergency is declared by the governor of Washington state, as described in chapter 43.06 RCW, or when a federal emergency is declared under 44 C.F.R. Part § 206, Subpart B, the IRS recognizes the emergency for purposes of delaying deadlines, and the emergency causes a subscriber to be unable to make premium payments and applicable premium surcharges.

Policy 56-2: Election period tolling for applicants with mental or physical impairment or incapacitation. This policy applies whenever an applicant (or another party acting on behalf of the applicant) requests tolling of enrollment, annual open enrollment, or special open enrollment election periods. Tolling may be requested for reason of mental or physical impairment or incapacitation, when a state of emergency is declared by the governor of Washington state, as described in chapter 43.06 RCW, or when a federal emergency is declared under 44 C.F.R. Part § 206, Subpart B, the IRS recognizes the emergency for purposes of delaying deadlines, and the emergency prevents an applicant from making a timely election.

This policy establishes the methodology that the SEBB program and the health care authority's (HCA) office of legal affairs (OLA) will use to make the SEBB program decision regarding mental or physical impairment or incapacitation for the purpose of tolling the election period of enrollment, annual open enrollment, or special open enrollment. The policy also establishes the methodology the SEBB program and OLA will use to make the SEBB program decision when a state of emergency is declared by the governor of Washington state, as described in chapter 43.06 RCW, or when a federal emergency is declared under 44 C.F.R. Part § 206, Subpart B, the IRS recognizes the emergency for purposes of delaying deadlines, and the emergency prevents an applicant from making a timely election.

This policy provides timing requirements to request tolling of the election period for reason of mental or physical impairment or incapacity.

Policy 90-1: Allowable mid-year termination for an employer group. This policy clarifies when an employer group may terminate their participation in SEBB insurance coverage mid-year.

Policy 90-2: What authority do employer groups need before contracting with HCA for participation in SEBB for insurance coverage? This policy clarifies what authority is required from employer groups as part of the application process for benefits with HCA and the SEBB program.

Policy 90-3: Determining if an employer group requesting eligibility criteria different from SEBB program rules shall be approved. This policy clarifies the criteria used by HCA to approve or deny requests to use eligibility criteria that are different from the eligibility criteria used by the SEBB program received from an employer group.

Policy 90-4: Terms and conditions set by HCA for an employer group and school employees of an employer group. This policy clarifies that all employer groups and school employees of an employer group

that are eligible for SEBB benefits are subject to the terms and conditions set forth by HCA.

Policy 91-3: Washington wellness worksite designation program incentive requirements. This policy provides a set of requirements for the SEBB organizations to use when offering wellness incentives under the Washington wellness worksite designation program.

Policy 93-2: SEBB program payment plans. This policy describes the process HCA will use when authorizing a payment plan request from a subscriber or a subscriber's legal representative for a continuation coverage account or school board member account.

Policy 94-3: Subscriber mistake—Factor test. This policy applies whenever a school employee makes a mistake electing a flexible spending arrangement (FSA), limited purpose FSA, dependent care assistance program, or a school employee, school board member, or continuation coverage subscriber requests a health plan change when they or their dependent experiences a disruption of medical care because of a mistake, which impacts a documented, ongoing course of treatment.

WSR 24-17-044

POLICY STATEMENT

HEALTH CARE AUTHORITY

(School Employees Benefits Board)

[Filed August 13, 2024, 5:00 p.m.]

Notice of School Employees Benefits Board (SEBB) Program
Administrative Policy Statement

The following is an administrative policy published by the SEBB program. This policy is effective September 1, 2024. You can download the complete policy statement on the SEBB program rules and policies page at hca.wa.gov/sebb-rules.

The following policy was amended to support the SEBB program:

Policy 45-2: Special open enrollment (SOE). This policy applies whenever a subscriber requests an enrollment change or election change outside of the SEBB program annual open enrollment period.

Addendum 45-2A: SOE matrix: Summary of permitted election changes.

WSR 24-17-050

NOTICE OF PUBLIC MEETINGS

HEALTH CARE AUTHORITY

(Governor's Indian Health Advisory Council)

[Filed August 14, 2024, 11:03 a.m.]

The governor's Indian health advisory council (GIHAC) has added the following public meeting to the 2024 calendar.

Date	Time	Location
August 16, 2024	10:00 a.m. - 1:30 p.m.	Hybrid: Zoom; AND Swinomish Casino and Lodge 12885 Casino Drive Anacortes, WA

More information on joining GIHAC webinars will be posted on the health care authority office of tribal affairs website 14 days prior to each meeting and a calendar invite goes out to attendees. Go to Tribal relations | Washington State Health Care Authority.

For further information, contact Aren Sparck, Administrator Nac-hand, Tribal Liaison, Office of Tribal Affairs, 626 8th Avenue S.W., Olympia, WA 98504.

WSR 24-17-064

NOTICE OF PUBLIC MEETINGS

UNIFORM LAW COMMISSION

[Filed August 15, 2024, 1:32 p.m.]

The uniform law commission has changed the following regular meeting:

From: November 13, 2024, 4:00 p.m., at Law Offices of Davis Wright Tremaine LLP, 920 Fifth Avenue, Suite 3300, Seattle, WA.

To: October 3, 2024, 4:00 p.m., at Law Offices of Davis Wright Tremaine LLP, 920 Fifth Avenue, Suite 3300, Seattle, WA.

If you need further information, contact Shayne O'Grady, 504 15th Avenue S.W., Olympia, WA 98504, 360-786-6777, 360-786-6997, Shayne.ogrady@leg.wa.gov, <http://ulc.wa.gov/>.

WSR 24-17-067

INTERPRETIVE STATEMENT

HEALTH CARE AUTHORITY

[Filed August 15, 2024, 3:40 p.m.]

Interpretive Statement (IS)

IS Number: IS-24-01.

Issuing Entity: Washington state health care authority (HCA).

Subject Matter: Clarifying requirements in WAC 182-531-1600

(9) (b) Bariatric surgery.

Effective Date: August 15, 2024.

Contact Person: Joan Chappell, nursing consultation advisor,
joan.chappell@hca.wa.gov.

HCA is filing this IS under the authority of the Administrative Procedure Act (APA) (RCW 34.05.230). This IS clarifies HCA's interpretation of WAC 182-531-1600 (9) (b); specifically, who can perform the internal medicine evaluation.

This rule was last updated in 2013 and HCA intends to propose amendments to the rule under the APA (in the near future). The amendments will codify what already is HCA's interpretation and administration of the rule.

For the purpose of WAC 182-531-1600 (9) (b) only, HCA interprets the term "*internist*" to include family physicians with or without obstetrics, internal-medicine/pediatric physicians, geriatricians, pediatrics, as well as qualified advance practice providers such as advanced practice registered nurses and physician assistants.

The amended rule, as with HCA's current interpretation, will provide greater access to providers, including a client's primary care provider, who can provide equally effective assessments of the client's readiness for surgery.

WSR 24-17-068
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
[Filed August 15, 2024, 3:42 p.m.]

Notice of Interpretive or Policy Statement

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department of social and health services.

Economic Services Administration
Division of Child Support

Document Title: DCS Administrative Policy 1.28: Electronic Signatures on Division of Child Support (DCS) Case-Related Documents.

Subject: DCS AP 1.28.

Effective Date: August 15, 2024.

Document Description: This policy explains when and how DCS accepts and uses electronic signatures on case-related documents.

To receive a copy of the interpretive or policy statements, contact Rachel Shaddox, DCS, P.O. Box 11520, Tacoma, WA 98411-5520, phone 360-664-5073, TDD/TTY 360-753-9122, fax 360-664-5342, email Rachel.Shaddox@dshs.wa.gov, website <https://www.dshs.wa.gov/esa/division-child-support>.

WSR 24-17-100

HEALTH CARE AUTHORITY

[Filed August 19, 2024, 8:49 a.m.]

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 24-0044 Community First Choice (CFC) Updates and Waiver (WA.0049, WA.0443, WA.1086) Amendments.

Effective Date: January 1, 2025.

Description: The health care authority (HCA) and the aging and long-term support administration (AL TSA) in the department of social and health services (DSHS) intend to submit SPA 24-0044 to update information for community first choice (CFC) services and submit amendments to the home and community-based services community options program entry system (COPE S) waiver, new freedom waiver, and residential support waiver (RSW) as described below:

CFC State Plan Amendment 24-0044:

- Add six years of professional/practical social service experience performing functions equivalent to a social service specialist 2 to the qualifications of individuals performing evaluations/assessments.

COPE S Waiver (WA.0049):

- Add six years of professional/practical social service experience performing functions equivalent to a social service specialist 2 to the qualifications of individuals performing evaluations/assessments.
- Update the adult day care service definition to remove the manual reduction of personal care service hours by 30 minutes for each hour of adult day care and add that adult day care services are accounted for in the CARE assessment as informal support.
- Add a new provider type of death doula in the service of client support training and wellness education.

Residential Support Waiver (WA.1086):

- Add six years of professional/practical social service experience performing functions equivalent to a social service specialist 2 to the qualifications of individuals performing evaluations/assessments.
- Add a new service of community choice guiding.
- Update the number of individuals living in adult family homes with specialized behavior support service from six people to eight people.

New Freedom Waiver (WA.0443):

- Add six years of professional/practical social service experience performing functions equivalent to a social service specialist 2 to the qualifications of individuals performing evaluations/assessments.

SPA 24-0044 is expected to have no effect on annual aggregate payment/expenditures for personal care services in the CFC program.

SPA 24-0044 is in the development process; therefore, a copy is not yet available for review. HCA and DSHS would appreciate any input or concerns regarding this SPA. To request a copy when it becomes available or submit comments, please contact the person named below by

September 20, 2024. (Please note that all comments are subject to public review and disclosure, as are the names of those who comment.)

CONTACT: Anne Moua, HCBS Waiver Program Manager, 4450 10th Avenue S.E., Lacey, WA 98503, phone 509-590-3909, TRS 711, email anne.moua@dshs.wa.gov.

WSR 24-17-115

NOTICE OF APPEAL

OFFICE OF THE GOVERNOR

[Filed August 19, 2024, 9:35 a.m.]

NOTICE OF APPEAL

RCW 34.05.330(3)

Pursuant to RCW 34.05.330(3), you are hereby notified for publication in the Washington State Register that:

On August 16, 2024, the Governor's Office received an appeal from Thomas Myers on behalf of the Personal Care Products Council, relating to the Department of Ecology's denial of a petition to amend or repeal RCW 70A.560.020(2) (*Prohibiting the sale of cosmetic products containing certain added chemicals - Department's duties*).

DATE: August 19, 2024

Kathryn Leathers
General Counsel
to the Governor

WSR 24-17-120

**NOTICE OF PUBLIC MEETINGS
SHORELINE COMMUNITY COLLEGE**

[Filed August 19, 2024, 12:32 p.m.]

The new regular meeting start times for the following Shoreline Community College board of trustees regular meetings has changed as follows:

(1) **New start time of 3:00 p.m.** (originally 4:30 p.m.) for the regular meeting of September 25, 2024.

(2) **New start time of 3:00 p.m.** (originally 4:30 p.m.) for the regular meeting of October 30, 2024.

(3) **New start time of 3:00 p.m.** (originally 4:30 p.m.) for the regular meeting of December 4, 2024.

Please email lyonemitsu@shoreline.edu for further information.

WSR 24-17-121

HEALTH CARE AUTHORITY

[Filed August 19, 2024, 1:42 p.m.]

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 24-0041
Transplant Services Updates.

Effective Date: January 1, 2025.

Description: The health care authority (HCA) intends to submit SPA 24-0041 to update outdated information to align with current practice and industry standards. These updates include:

- Clarifying standards for the provision of transplant services.
- Amending the types of covered transplants and transplant-related procedures.
- Clarifying criteria for coverage of out-of-state transplant services.
- Adding information regarding payment for donor expenses.
- Clarifying noncovered transplant services.

SPA 24-0041 is expected to have no effect on the annual aggregate expenditures, payment, or reimbursement for transplant services. This SPA adds clarifying and updated language but does not change the amount of payment or how these services are paid for.

A draft of SPA 24-0041 is available for review. HCA would appreciate any input or concerns regarding this SPA. To request a copy when it becomes available or submit comments, please contact the person named below by October 1, 2024. Please note that all comments are subject to public review and disclosure, as are the names of those who comment.

CONTACT: Jeff Pecoraro, Health Care Services, 626 8th Avenue S.E.,
Olympia, WA 98504, phone 360-725-5282, TRS 711, email
jeff.pecoraro@hca.wa.gov.

WSR 24-17-122
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH
 (Orthotics and Prosthetics Advisory Committee)
 [Filed August 19, 2024, 2:59 p.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 approved schedule of regular meetings for the Washington state orthotics and prosthetics advisory committee (committee) for the year 2024. The board's [committee's] 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 GovDelivery and the board's [committee's] website [contact agency for link]. Every attempt is made to ensure that the agenda is up-to-date. However, the committee reserves the right to change or amend agendas at the meeting.

2024 Meeting Schedule

Date	Time	Location
April 23, 2024	8:00 a.m.	Hybrid: Physical location: TBD in the Tumwater vicinity. Virtual: Hyperlink will be provided on agenda. Public attendees can access the meeting online.
October 8, 2024 <u>October 22, 2024</u>	8:00 a.m.	Hybrid: Physical location: TBD in the Tumwater vicinity. Virtual: Hyperlink will be provided on agenda. Public attendees can access the meeting online.

If you need further information, please contact Rachel Phipps, Program Manager, Orthotics and Prosthetics Advisory Committee, Washington Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, phone 564-233-1277, fax 360-236-2901, Rachel.Phipps@doh.wa.gov, www.doh.wa.gov.

Please be advised the committee is required to comply with the Public Records 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 24-17-128
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Consumer Directed Employer Rate Setting Board)
 [Filed August 20, 2024, 9:40 a.m.]

Following is the schedule of regular meetings for the consumer directed employer rate setting board (RSB) for 2024:

Date	Time	Location
April 22	9:00 a.m. - 3:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: Blake Office Park West 4450 10th Avenue S.E. Lacey, WA 98503
April 24	9:00 a.m. - 3:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: Blake Office Park West 4450 10th Avenue S.E. Lacey, WA 98503
May 6	9:00 a.m. - 3:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: Blake Office Park West 4450 10th Avenue S.E. Lacey, WA 98503
May 16	9:00 a.m. - 3:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: Blake Office Park West 4450 10th Avenue S.E. Lacey, WA 98503
May 29	9:00 a.m. - 3:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: Blake Office Park West 4450 10th Avenue S.E. Lacey, WA 98503
June 5	9:00 a.m. - 3:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: Blake Office Park West 4450 10th Avenue S.E. Lacey, WA 98503
June 13	9:00 a.m. - 3:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: Blake Office Park West 4450 10th Avenue S.E. Lacey, WA 98503
July 8	9:00 a.m. - 3:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: Blake Office Park West 4450 10th Avenue S.E. Lacey, WA 98503

Date	Time	Location
July 25 Cancelled due to unexpected situation	9:00 a.m. - 3:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established) In-person: Blake Office Park East 4450 10th Avenue S.E. Lacey, WA 98503
August 8	9:00 a.m. - 12:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: Blake Office Park West 4450 10th Avenue S.E. Lacey, WA 98503
August 19	1:00 - 4:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: Blake Office Park West 4450 10th Avenue S.E. Lacey, WA 98503
August 27	1:00 - 4:00 p.m.	Virtual: Zoom (Link will be added to the RSB website when established). In person: 1009 College Street Lacey, WA 98503

If you need further information, contact Sonya Declet, CDERateSettingBoard@dshs.wa.gov, <https://www.dshs.wa.gov/altsa/stakeholders/consumer-directed-employer-rate-setting-board>.

WSR 24-17-132
NOTICE OF PUBLIC MEETINGS
RECREATION AND CONSERVATION
OFFICE

[Filed August 20, 2024, 2:45 p.m.]

The salmon recovery funding board is changing the **time** of the regular quarterly meeting scheduled for September 24-25, 2024.

FROM: September 24, 2024, from 9:00 a.m. to 5:00 p.m., in Room 172, Natural Resource Building, 1111 Washington Street S.E., Olympia, WA 98501; and online via Zoom.

to: September 24, 2024, from **9:00 a.m. to 3:55 p.m.**, and September 25, 2024, from **9:00 a.m. to 1:00 p.m.**, in Room 172, Natural Resource Building, 1111 Washington Street S.E., Olympia, WA 98501; and online via Zoom.

For further information, please contact Julia McNamara, julia.mcnamara@rco.wa.gov or check the recreation and conservation office's (RCO) web page at Meetings - RCO (wa.gov).

RCO schedules all public meetings at barrier-free sites. Persons who need special assistance may contact Leslie Frank at 360-902-0220 or email leslie.frank@rco.wa.gov.

WSR 24-17-133
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
(Advisory Board of Plumbers)
[Filed August 20, 2024, 3:21 p.m.]

Revised Advisory Board of Plumbers Meeting - 2024

Pursuant to chapter 42.30 RCW, the Open Public Meetings Act, this is a notification regarding the advisory board of plumbers meeting in October 2024. The location for the meeting has been changed to:

Date	Time	Location
October 15, 2024	9:30 - 11 a.m.	Department of Labor and Industries (L&I) 7273 Linderson Way S.W. Tumwater, WA 98501 For meeting information, visit the L&I website at https://lni.wa.gov/Licensing-permits/plumbing/plumber-advisory-board .

If you have any questions, please contact Meagan Edwards, management analyst, at 360-522-0125 or Meagan.Edwards@lni.wa.gov.