

WSR 25-17-001
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed August 6, 2025, 1:13 p.m.]

Subject of Possible Rule Making: The department of health (department) is considering creating new rules to implement chapter 220, Laws of 2017 (RCW 43.70.057), which addresses the collection and confidentiality of emergency department patient care information. Rules would establish reporting requirements and standards for the collection and release of emergency department data as part of a syndromic surveillance system. As directed by RCW 43.70.057, the department will consider current and emerging national standards in the development of these rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.70.057 (chapter 220, Laws of 2017).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In 2017, the Washington state legislature adopted RCW 43.70.057, mandating the automated, electronic reporting of patient visit data from Washington state emergency departments to the department. Prior to its enactment, such reporting was voluntary and funded through the Centers for Medicare and Medicaid Services (CMS), with standards defined by the public health information network and Washington state messaging guides. RCW 43.70.057 directs the department to adopt rules governing data element and format requirements, reporting time frames, and procedures for addressing data submission errors. Rule making may be necessary to effectively implement these provisions and to standardize the collection, reporting, and release of emergency department data statewide.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: RCW 43.70.057 requires the department to adopt rules to establish standards for data reporting for Washington state emergency departments and data release. The Centers for Disease Control and Prevention and CMS also maintain a regularly updated messaging guide for syndromic surveillance data reporting, which the department incorporates into the state messaging guide. Additionally, the state syndromic surveillance program works closely with national partners to standardize surveillance practices.

Process for Developing New Rule: Collaborative.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Cynthia Harry, 1610 150th Street S.W., Shoreline, WA 98155, email cynthia.harry@doh.wa.gov; or Kacey Potis, 1610 150th Street S.W., Shoreline, WA 98155, email Kacey.Potis@doh.wa.gov.

Additional comments: If you are interested in this rule making and would like to be added to the interested parties list, please email cynthia.harry@doh.wa.gov.

August 6, 2025
Kristin Peterson, JD
Chief of Policy
for Dennis E. Worsham
Secretary of Health

WSR 25-17-002
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed August 6, 2025, 1:42 p.m.]

Subject of Possible Rule Making: WAC 182-503-0010 Washington apple health—Who may apply, 182-503-0050 Verification of eligibility factors, 182-512-0820 SSI-related medical—Child-related income exclusions and allocations, 182-517-0100 Federal medicare savings programs, and 182-518-0015 Washington apple health—Notice requirements verification requests; other related rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021 and 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The health care authority (agency) is streamlining its processes for enrollment in and retention of eligibility for medicare savings programs. During this review, the agency may identify additional related changes that improve clarity or update policy.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Department of Health and Human Services, Centers for Medicare and Medicaid Services.

Process for Developing New Rule: The agency welcomes the public to take part in developing this rule. If interested, contact the person identified below to receive an early rule draft to review. After the early review, the agency will send a notice of proposed rule making (CR-102) to everyone receiving this notice and anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Brian Jensen, Rule-making Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-0815, fax 360-586-9727, telecommunication relay services (TRS) 711, email brian.jensen@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Paige Lewis, Program Questions, P.O. Box 42722, Olympia, WA 98504-2722, phone 360-725-0757, fax 360-586-9727, TRS 711, email paige.lewis@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

August 6, 2025
Wendy Barcus
Rules Coordinator

WSR 25-17-012
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed August 8, 2025, 2:24 p.m.]

Subject of Possible Rule Making: WAC 182-535-1094 Dental-related services—Covered—Oral and maxillofacial surgery services; other related rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021 and 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The health care authority (agency) is revising this rule to remove age-specific language in subsection (3)(c) and remove subsection (3)(d) to make it less prescriptive and align with the agency's health technology clinical committee decision findings. Additionally, the agency is updating the developmental disabilities administration name to align with the name change initiated by the department of social and health services (DSHS). During this review, the agency may identify additional related changes that improve clarity or update policy.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: DSHS.

Process for Developing New Rule: The agency welcomes the public to take part in developing this rule. If interested, contact the person identified below to receive an early rule draft to review. After the early review, the agency will send a notice of proposed rule making (CR-102) to everyone receiving this notice and anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Valerie Freudenstein, Rule-making Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-1344, fax 360-586-9727, telecommunication relay services (TRS) 711, email valerie.freudenstein@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Jayson Diaz, Program Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-9967, fax 360-586-9727, TRS 711, email Jayson.diaz@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

August 8, 2025
Wendy Barcus
Rules Coordinator

WSR 25-17-019
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed August 11, 2025, 11:12 a.m.]

This memo serves as notice that the board of osteopathic medicine and surgery (board) is withdrawing the CR-101 for general provisions for opioid prescribing and tapering rules, which was filed February 1, 2024, and published under WSR 24-04-066.

The board has decided to withdraw this CR-101 and will reconsider a new rule project with an expanded scope related to opioid prescribing to align with the Washington medical commission's (WMC) recently filed CR-101 related to opioid prescribing.

The board initially filed WSR 24-04-066 to consider amendments exempting patients with certain health conditions from opioid prescribing requirements. The purpose of this rule project was to align with the recently updated Centers for Disease Control and Prevention guidelines and subsequent rule amendments by WMC.

Since the official filing of the board's CR-101 under WSR 24-04-066, WMC received a formal rules petition to consider additional amendments to their general opioid prescribing rules. In response to the petition, WMC filed a CR-101 on April 30, 2025, under WSR 25-10-039 to consider updates to all opioid prescribing rule sections for allopathic physicians and physician assistants.

The board works to remain consistent with WMC, as osteopathic physicians and allopathic physicians regularly provide care in the same settings. Maintaining consistency with WMC makes it easier to apply rule standards in the complex health care regulatory environment and easier for licensees to understand.

To remain consistent with WMC's rule updates, the board has decided to withdraw their current CR-101 and reconsider opening rules with a more expanded scope to all opioid prescribing sections, once WMC has concluded their project.

Individuals requiring information on this rule should contact Becky McElhiney at osteopathic@doh.wa.gov.

Tami M. Thompson
Deputy Director of Regulatory Affairs

**WSR 25-17-020
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH**

[Filed August 11, 2025, 1:21 p.m.]

This memo serves as notice that the department of health (department) is withdrawing the CR-101 for Emergency department patient care information—Department of health collection—Confidentiality, establishing reporting and data release requirements for emergency department data collection. This data collection and release process is called syndromic surveillance. This CR-101 was filed on October 16, 2017, and published as WSR 17-21-075.

The department is withdrawing this CR-101 because it has been replaced by a new CR-101, filed on August 6, 2025, as WSR 25-17-001, considering the same topic to reflect recent rule-making activity and to update contact information.

Individuals requiring information on this rule should contact Cynthia Harry, deputy chief data officer, at cynthia.harry@doh.wa.gov or at 206-472-4530.

Tami M. Thompson
Deputy Director of Regulatory Affairs

WSR 25-17-026

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF TRANSPORTATION

[Filed August 12, 2025, 11:59 a.m.]

Subject of Possible Rule Making: WAC 468-06-140 Department index. Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.56.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Washington state department of transportation is rewriting WAC to reflect the requirements in RCW 42.56.070(5) for state agencies to establish a system of indexing for certain records.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ashley Holmberg, P.O. Box 47410, 310 Maple Park Avenue, Olympia, WA 98504-7410, phone 360-870-2869, fax 360-705-6805, email ashley.holmberg@wsdot.wa.gov.

August 12, 2025
Sam Wilson, Director
Business Support Services

WSR 25-17-031
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
CHILDREN, YOUTH, AND FAMILIES

[Filed August 13, 2025, 9:02 a.m.]

Subject of Possible Rule Making: Chapter 110-425 WAC, Early childhood education and assistance program (ECEAP), and other related rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: SB [SSB] 5030, SB [ESSB] 5752, HB [SHB] 1351, RCW 43.216.065, 43.216.512, 43.216.513, and 43.216.525.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The early learning division is making changes to chapter 110-425 WAC and creating a new section to comply with 2025 legislation. HB [SHB] 1351 changed the ECEAP eligibility and expanded enrollment, effective July 1, 2025. In addition, there were language changes in RCW 43.216.512 and 43.216.513 regarding the department of children, youth, and families' required enrollment rules.

Process for Developing New Rule: Collaborative.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jennifer Jones, 501 S.E. Columbia Shores Boulevard, Suite 350, phone 360-338-2702, email Jennifer.Jones@dcyf.wa.gov; or Nicole Clark, 1500 Jefferson Street S.E., Olympia, WA 98501, email Nicole.Clark@dcyf.wa.gov, website www.dcyf.wa.gov.

August 13, 2025
Brenda Villarreal
Rules Coordinator

**WSR 25-17-032
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR AND CANNABIS
BOARD**

[Filed August 13, 2025, 11:22 a.m.]

Consistent with RCW 34.05.335 and WAC 1-21-060, the Washington state liquor and cannabis board is withdrawing its preproposal statement of inquiry (CR-101) filed as WSR 25-12-113 on June 4, 2025, regarding amending WAC 314-55-050(2) for how distance is measured between licensed cannabis premises and restricted entities.

Jim Vollendroff
Board Chair

WSR 25-17-037
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed August 13, 2025, 2:25 p.m.]

Subject of Possible Rule Making: WAC 182-531A-0900 Applied behavior analysis (ABA)—Covered services, 182-533-0400 Maternity care and newborn delivery, 182-533-0600 Planned home births and births in birthing centers, 182-537-0200 Definitions, 182-537-0500 Noncovered services, 182-538-050 Definitions, 182-538B-040 Behavioral health wraparound services, 182-538D-0200 Behavioral health services—Definitions, 182-546-5100 Nonemergency transportation—Definitions, 182-546-5500 Nonemergency transportation—Covered, 182-550-1100 Hospital care—General, 182-553-500 Home infusion therapy and parenteral nutrition program—Coverage, services, limitations, prior authorization, and reimbursement, and 182-555-0500 Covered services; and other related rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021 and 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The health care authority (agency) is adding early periodic screening, diagnosis, and treatment services to applicable program rules across the agency. These revisions will align with guidance from the Centers for Medicare and Medicaid Services (CMS) and with recent corresponding amendments to chapter 182-534 WAC under WSR 25-13-048. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: CMS.

Process for Developing New Rule: The agency welcomes the public to take part in developing this rule. If interested, contact the person identified below to receive an early rule draft to review. After the early review, the agency will send a notice of proposed rule making (CR-102) to everyone receiving this notice and anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Melinda Froud, Rule-making Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-1408, fax 360-586-9727, telecommunication relay services 711, email melinda.froud@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Christine Cole, Program Questions, P.O. Box 45502, Olympia, WA 98504-5502, phone 360-725-1368, fax 360-586-9727, TRS 711, email christine.cole@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

August 13, 2025
Wendy Barcus
Rules Coordinator

WSR 25-17-041
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF ECOLOGY
[Order 25-05—Filed August 14, 2025, 8:09 a.m.]

Subject of Possible Rule Making: This rule making will update chapter 173-910 WAC, Mercury-containing lights product stewardship program, to align the rule with new program requirements in the law, clarify certain elements of the program, and modernize the program.

Statutes Authorizing the Agency to Adopt Rules on this Subject:
RCW 70A.505.040 Submission of proposed product stewardship plans—Department to establish rules—Public review—Plan update—Annual report.

RCW 70A.505.110 Department's website to list producers participating in product stewardship plan—Required participation in a product stewardship plan—Written warning—Review of plans—Rules—Exemptions.

RCW 70A.505.130 Adoption of rules—Report to the legislature—Invitation to entities to comment on issues—Estimate of statewide recycling rate for mercury-containing lights—Mercury vapor barrier packaging.

RCW 70A.230.020 Fluorescent lamps—Labeling requirements—Prohibition on sale—Exceptions—Penalty—Rule making—Definitions.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The revised law bans the sale of certain mercury-containing lights beginning January 1, 2029, adds new requirements for product stewardship plans, and makes legacy producers fully responsible for funding the program from 2030 through the end date of the program. This rule making is needed to update chapter 173-910 WAC to align the rule with the new program requirements; update the agency fee; and clarify certain elements of the program, such as funding, roles, and responsibilities. This rule making will modernize the program to ensure that it continues to function. The program will end January 1, 2035, or an earlier date determined by the department of ecology (ecology).

Process for Developing New Rule: Ecology will follow the standard process for adopting rules under the Administrative Procedure Act (chapter 34.05 RCW).

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Chris Fredley, Department of Ecology, Solid Waste Management Program, P.O. Box 47600, Olympia, WA 98504-7600, phone 564-233-1615, Washington relay service or TTY call 711 or 877-833-6341, email mercurylights@ecy.wa.gov, website <https://ecology.wa.gov/regulations-permits/laws-rules-rulemaking/rulemaking/wac-173-910>. Sign up to receive email notices at https://public.govdelivery.com/accounts/WAECY/subscriber/new?topic_id=WAECY_54.

Additional comments: Interested parties can stay informed about the rule making and public involvement opportunities as described above. Ecology will extend an offer for government-to-government consultation with tribal governments during each phase of rule development. Ecology will complete an environmental justice assessment in compliance with RCW 70A.02.060 as a part of this rule making.

August 14, 2025
Peter Y. Lyon
Program Manager

WSR 25-17-045
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING

[Filed August 14, 2025, 10:40 a.m.]

The department of licensing requests the withdrawal of the pre-proposed rule making for chapter 308-408C WAC, Home inspector—Standards of practice, filed as WSR 25-16-106 on August 6, 2025.

Ellis Starrett
Rules Coordinator

WSR 25-17-063

PREPROPOSAL STATEMENT OF INQUIRY

WASHINGTON STATE PATROL

[Filed August 18, 2025, 11:01 a.m.]

Subject of Possible Rule Making: WAC 204-21-020 Definitions, 204-21-130 Emergency lamps, 204-21-170 Additional lighting for snow removal, highway maintenance and refuse haulers, and 204-21-230 Lighting equipment prohibited.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.37.005, 46.37.320, and 46.37.194.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Proposed changes to WAC 204-21-020, 204-21-130, 204-21-170, and 204-21-230 would allow state, local, and municipal-owned snowplow vehicles and highway maintenance vehicles, as well as truck-mounted attenuators, to be equipped with flashing green and white lights. This is aimed at increasing visibility to provide a visual warning to motorists about hazardous equipment on the road ahead.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington state patrol (WSP) anticipates providing draft language to impacted stakeholders for review and input as part of the process.

Process for Developing New Rule: Agency review; WSP welcomes the public to take part in developing the rules. Anyone interested should contact the staff members identified below. At a later date, WSP will file a proposed rule making (CR-102) with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kimberly Mathis, Rules Coordinator, 106 11th Avenue S.W., Olympia, WA, phone 360-596-4017, email Kimberly.mathis@wsp.wa.gov, website wsp.wa.gov/rules-development/.

August 18, 2025
John R. Batiste
Chief

WSR 25-17-068
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed August 18, 2025, 2:44 p.m.]

Subject of Possible Rule Making: Uniform facility enforcement framework and background check standardization for ambulatory surgical facilities (ASF), in-home services agencies (IHS), residential treatment facilities (RTF), and behavioral health agencies (BHA).

The department of health (department) is considering amending rules and establishing new sections in chapters 246-330, 246-335, 246-337, and 246-341 WAC to implement a uniform enforcement tool as provided by ESSB 5271 (chapter 121, Laws of 2024). The department will also consider standardizing background check requirements for these facility types. Other amendments to these chapters to implement ESSB 5271 may also be considered.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.127.120, 70.127.165, 70.230.020, 70.230.070, 71.12.670, 71.12.710, 71.24.037, 71.24.038, and ESSB 5271 (chapter 121, Laws of 2024).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Washington state legislature passed ESSB 5271 in 2024 with the intent of establishing uniform enforcement tools to protect patients in facilities regulated by the department. This includes ASF, IHS, RTF, and BHA. The bill specifies the maximum civil fine per violation that the department may assess on a facility that has been either subject to enforcement action, a previous statement of deficiency, or failed to correct noncompliance for the same or similar type of violation. The bill requires the department to adopt rules to establish specific fine amounts in relation to the severity of noncompliance at an adequate level to deter future noncompliance.

The department will take the opportunity to review the current background check requirements of these facility types to consider a standardized process for the purpose of streamlining the licensing process and establishing consistent standards applicable to the facility type.

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Julie Tomaro, P.O. Box 47843, Olympia, WA 98504-7843, phone 360-236-2937, TTY 711, email julie.tomaro@doh.wa.gov, website www.doh.wa.gov.

Additional comments: Interested parties may participate in the development of draft rules prior to a formal proposal by joining the department's interested parties list (GovDelivery), attending workshops, and providing input on draft and proposed materials. To find out more information about our rule making and to be included on the interested parties list, please follow these steps: (1) Go to www.doh.wa.gov; (2) click on the "Sign up for Updates from DOH" button on the bottom of the page; (3) enter your contact information; (4) click "Submit"; (5) under the subscription topics, select the "In-Home Services," "Residential Treatment Facilities," and "Ambulatory Surgical Facilities" boxes under the "Health Systems Quality Assurance (HSQA)" and "Facilities Licensing and Certificate of Need" dropdowns; and (6) scroll to the bottom of the page and click "Submit."

August 18, 2025
Todd Mountin, PMP

Deputy Chief of Policy
for Dennis E. Worsham
Secretary of Health

WSR 25-17-069

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF HEALTH

[Filed August 18, 2025, 2:54 p.m.]

Subject of Possible Rule Making: Certificate of need (CN) review fees. The department of health (department) is considering rule amendments to update CN review fees. Updates to CN fees in WAC 246-310-990 may also consider changes to clarify and standardize language.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.70.250 and 70.38.105.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is considering amendments to sections of rule regarding CN application and review fees to address funding requirements. The fees collected by CN must cover the operational cost of the program, including performing reviews; providing technical assistance; conducting public hearings; defending appealed program and department decisions; rule development; and coordinating with state and local authorities. An update may be needed to adequately fund the program. RCW 43.70.250 requires that all program costs be fully borne by the members of the program. Changes to rules are the only way to make fee adjustments.

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Heather Cantrell, P.O. Box 47850, Olympia, WA 98504-7850, phone 360-236-4637, TTY 711, email HSQAFeeRules@doh.wa.gov, website doh.wa.gov, <https://public.govdelivery.com/accounts/WADOH/subscriber/new>.

Additional comments: The department will use existing GovDelivery lists and other known contact information to inform interested parties of opportunities to provide input on proposed rule language. To find out more information about our rule making, visit www.doh.wa.gov. To subscribe to GovDelivery, please visit www.doh.wa.gov, and select the "Sign up for Updates From DOH" button at the bottom of the page. After signing in, please select the box labeled "Health Systems Quality Assurance." Next, select the box labeled "Community Health Systems," and then click "Certificate of Need" and any of the specific facility types or other subjects you are interested in.

August 18, 2025
Todd Mountin, PMP
Deputy Chief of Policy
for Dennis E. Worsham
Secretary of Health

WSR 25-17-073
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF THE
INSURANCE COMMISSIONER

[Insurance Commissioner Matter R 2025-09—Filed August 19, 2025, 8:52 a.m.]

Subject of Possible Rule Making: Relating to service contracts, motor vehicle service contracts, and protection product guarantee and service contract providers.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060 (3)(a) and 48.110.150.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule making is necessary to implement HB 1006 (chapter 50, Laws of 2025), which was signed into law April 16, 2025.

HB 1006 allows motor vehicle service contract and protection product guarantee providers additional ways to demonstrate financial responsibility. Rule making is necessary to ensure these statutory changes are reflected in WAC.

The office of the insurance commissioner (commissioner) is also considering rule making to clarify what a motor vehicle service contract is and which forms must be filed with the commissioner in accordance with RCW 48.110.073. This may result in new requirements that certain service contract forms must be filed with and approved by the commissioner before use. The rule making may include, but not be limited to, service contracts covering the following services:

- Tire and wheel repair and replacement.
- Motor vehicle dent, ding, and crease removal.
- Motor vehicle windshield repair or replacement.
- Motor vehicle key fob repair or replacement.

Provisions within chapters 284-110 and/or 284-20C WAC may be needed to implement the legislation and clarify motor vehicle service contract form filing requirements.

Process for Developing New Rule: Submit comments by September 17, 2025.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rules Coordinator, 302 Sid Snyder Avenue S.W., Olympia, WA 98504, phone 360-725-7171, fax 360-586-3109, TTY 360-586-0241, email rulescoordinator@oic.wa.gov, website www.insurance.wa.gov.

August 19, 2025
Patty Kuderer
Insurance Commissioner

WSR 25-17-075
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF THE
INSURANCE COMMISSIONER

[Insurance Commissioner Matter R 2025-13—Filed August 19, 2025, 9:24 a.m.]

Subject of Possible Rule Making: Implementation of E2SHB 1432 (2025), improving access to appropriate mental health and substance use disorder services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060; Sections 2 and 9, chapter 227, Laws of 2025; and RCW 48.43.016, 48.43.410, 48.43.520, 48.43.535, 48.43.600, and 48.43.830 (to effectuate chapter 227, Laws of 2025).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The office of the insurance commissioner (OIC) is considering rule making due to the recent passage of E2SHB 1432 and other changes in law. Multiple provisions of health care and insurance regulations in WAC may need to be updated by OIC to be consistent with the legislation passed and codified in RCW.

This rule making may include, but is not limited to, improving access to appropriate mental health and substance use disorder services. This rule making may create new sections in chapter 284-43 WAC and may include, but is not limited to, the following authorities: Chapter 284-43 WAC, subchapter K; WAC 284-43-0160, 284-43-2000, 284-43-2020, 284-43-2021, 284-43-2050, 284-43-3030, 284-43-3070, 284-43-4040, 284-43-5130, and 284-170-130.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: OIC is promulgating administrative regulations related to the commercial plans it regulates. However, there are other state agencies that may be affected by the legislation requiring this rule making.

The health care authority (HCA) is affected by the new mental health and substance use disorder legislation. Therefore, OIC will coordinate on this rule making with HCA by offering notice and opportunity for written comment or feedback with multiple participation forums.

Process for Developing New Rule: Submit written comments by September 17, 2025.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rules Coordinator, 302 Sid Snyder Avenue S.W., Olympia, WA 98504, phone 360-725-7171, fax 360-586-3109, TTY 360-586-0241, email rulescoordinator@oic.wa.gov, website www.insurance.wa.gov.

August 19, 2025
Patty Kuderer
Insurance Commissioner

WSR 25-17-088

**PREPROPOSAL STATEMENT OF INQUIRY
EMPLOYMENT SECURITY DEPARTMENT**

[Filed August 20, 2025, 8:08 a.m.]

Subject of Possible Rule Making: The employment security department (department) is engaged in rule making to support implementation of ESSB 5525, mass layoffs and business closings (2025). ESSB 5525 outlines that, absent specific exceptions, an employer of 50 or more full-time employees may not order a business closing or mass layoff until 60 days after the employer provides written notice to the department and to the affected employees or, if the employees are represented, to the employees' bargaining representative.

According to ESSB 5525, a business closing is a permanent or temporary shutdown of a single site of employment of one or more facilities that will result in employment loss for 50 or more full-time employees. A mass layoff is a reduction in employment force and results in an employment loss during any 30-day period of 50 or more full-time employees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 50.12.010, 50.12.040, 50.32.070, 50.32.080, 50.13.020, and ESSB 5525.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule making is necessary for the department to implement ESSB 5525. The rule making may address topics such as the content of the notice, how the department will process the information in the notice, or the documentation required to establish application of the exceptions to the notice requirements.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Labor (USDOL) reviews the state's administration of the unemployment insurance program to ensure conformity to federal statutes and regulations. The state has broad flexibility in the implementation of the unemployment insurance laws so long as conformity is maintained. The proposed rules will be shared with USDOL prior to adoption.

Process for Developing New Rule: Draft rules will be shared with the public and stakeholders. The department will solicit input from all parties and consider all comments in the development of final rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Stephanie Frazee, P.O. Box 9046, phone 425-465-0313, fax 844-652-7096, TTY relay 711, email stephanie.frazee@esd.wa.gov, website <https://esd.wa.gov/newsroom/rulemaking/>.

August 20, 2025
Joy Adams, Director
Employment System Policy and Integrity

WSR 25-17-096

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF LICENSING

[Filed August 20, 2025, 11:04 a.m.]

Subject of Possible Rule Making: Chapter 308-408 WAC, Home inspector—Definitions; and chapter 308-408C WAC, Home inspector—Standards of practice.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.280.050 Director's authority, and 18.280.060 Board's authority.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department of licensing is conducting rule making to update chapter 308-408C WAC with recommended updates on behalf of the Washington state home inspector advisory licensing board.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ellis Starrett, 1125 Washington Street S.E., Olympia, WA 98504, phone 360-902-3846, email rulescoordinator@dol.wa.gov, website dol.wa.gov/about/rulemaking.

August 20, 2025

Ellis Starrett

Rules and Policy Manager