

WSR 22-10-006
PREPROPOSAL STATEMENT OF INQUIRY
SEATTLE COLLEGES

[Filed April 21, 2022, 6:50 p.m.]

Subject of Possible Rule Making: Traffic rules and regulation.

Statutes Authorizing the Agency to Adopt Rules on this Subject:
RCW 28B.50.140, 28B.50.090(3).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The objectives of these rules are to protect and control pedestrian and vehicular traffic on district campus sites; ensure access at all times for emergency equipment; minimize traffic disturbances; facilitate the operation of the district by ensuring access to vehicles; allocate limited parking space for the most efficient use; protect state property; and encourage and support travel to district campus sites by means other than single occupancy vehicle.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Not applicable.

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 Terence Hsiao, 1500 Harvard Avenue, Seattle, WA 98122, phone 425-352-8000, email Terence.Hsiao@seattlecolleges.edu; or Richerson Chen, 1500 Harvard Avenue, Seattle, WA 98122, phone 206-934-4436, email Richerson.Chen@seattlecolleges.edu.

Additional comments: Filed on behalf of Terence Hsiao, vice chancellor of finance and operations.

April 21, 2021 [2022]
Richerson Chen

WSR 22-10-008
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed April 22, 2022, 9:54 a.m.]

Subject of Possible Rule Making: The department is planning to adopt WAC 388-434-0015 Waiving mid-certification reviews during the COVID-19 pandemic, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.500, 74.04.510, and 74.08A.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To implement flexibilities related to Supplemental Nutrition Assistance Program (SNAP) review requirements available via federal Food and Nutrition Service (FNS) waiver approval, as allowed under Families First Coronavirus Response Act (H.R. 6201) and extended through the Continuing Appropriations Act (H.R. 8337).

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Agriculture, FNS enforces SNAP provisions of the 2008 Food and Nutrition Act, codified in C.F.R. The department amends rules to align with the act, federal regulations, and FNS administrative notices and formal guidance. The department of social and health services (DSHS) incorporates regulations from federal agencies, exercises state options, and implements approved waivers of federal regulatory requirements by adopting administrative rules for food assistance programs administered under the Washington basic food program.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and 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 Joyce Hensen, P.O. Box 45470, Olympia, WA 98504-4570, phone 425-999-5162, email joyce.hensen@dshs.wa.gov.

April 22, 2022
Katherine I. Vasquez
Rules Coordinator

WSR 22-10-013
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed April 23, 2022, 9:27 p.m.]

Subject of Possible Rule Making: Chapter 181-79A WAC, pandemic recovery.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 28A.410 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Proposed rule changes would provide additional support and flexibility for certificate renewal for pandemic recovery.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Not applicable.

Process for Developing New Rule: Agency study; and other [no further information provided by agency].

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sophia Keskey, 600 Washington Street S.E., Olympia, WA 98504, phone 360-725-6275, email rulespesb@k12.wa.us, website www.pesb.wa.gov.

April 23, 2022
Sophia Keskey
Rules Coordinator

WSR 22-10-026

PREPROPOSAL STATEMENT OF INQUIRY

WASHINGTON STATE PATROL

[Filed April 26, 2022, 8:43 a.m.]

Subject of Possible Rule Making: Chapter 212-80 WAC, Fire protection sprinkler system contractors.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 18.160 and 18.270 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Chapter 212-80 WAC currently sets a rule for chapters 18.160 RCW, Fire system sprinkler contractors and 18.270 RCW, Fire protection sprinkler fitting. Due to differing definitions in the RCW, and the fact the RCW apply to separate licenses and certifications within the sprinkler industry, a single WAC has created confusion when interpreting the rule and determining violations with appropriate enforcement.

Process for Developing New Rule: Washington state patrol (WSP) welcomes the public to take part in developing the rules. Anyone interested should contact the staff person 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, Agency Rules Coordinator, 106 11th Avenue S.W., Olympia, WA, phone 360-596-4017, email wsprules@wsp.wa.gov.

April 26, 2022
John R. Batiste
Chief

WSR 22-10-028
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed April 26, 2022, 11:04 a.m.]

Subject of Possible Rule Making: WAC 182-504-0005 Washington apple health—Retroactive certification period, 182-500-0010 Medical assistance definitions—A, 182-500-0020 Definitions—C, 182-500-0035 Medical assistance definitions—F, other related rules as appropriate.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is amending WAC 182-504-0005 and sections of chapter 182-500 WAC, Medical definitions, to implement requirements in RCW 74.09.830 regarding postpartum health care coverage. The amended rules will provide for retroactive postpartum coverage and define after-pregnancy coverage, continuous eligibility, and full scope coverage. During this review, health care authority may identify additional related changes that are required to improve clarity or update policy.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Federal Department of Health and Human Services, Centers for Medicare and Medicaid Services, Washington state department of social and health 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, Rulemaking Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-0815, fax 360-586-9727, TTY telecommunication[s] relay service (TRS) 711, email brian.jensen@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Emily Good, Program Questions, P.O. Box 42722, phone 360-725-0920, fax 360-586-9727, TRS 711, email emily.good@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

April 26, 2022
Wendy Barcus
Rules Coordinator

WSR 22-10-035
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR AND CANNABIS
BOARD

[Filed April 27, 2022, 10:36 a.m.]

Subject of Possible Rule Making: New WAC 314-XX-XXX Contract packaging services endorsement for domestic alcohol manufacturer licensees (breweries, wineries, and distilleries). The Washington state liquor and cannabis board (WSLCB) is considering creating new rule sections and amending or repealing existing rule sections in Title 314 WAC as necessary to implement SB 5940 (chapter 64, Laws of 2022; effective June 9, 2022).

Statutes Authorizing the Agency to Adopt Rules on this Subject: SB 5940 (chapter 64, Laws of 2022); RCW 66.08.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules are needed to implement SB 5940, which created a new endorsement available to domestic alcohol manufacturer licensees (i.e. breweries, wineries, and distilleries) beginning June 9, 2022. The new endorsement allows domestic alcohol manufacturer licensees to contract with each other, and with other nonliquor licensed businesses if the contract does not include alcohol products, to provide certain packaging services including, but not limited to, canning, bottling, bagging, mixing, and repacking. Current WSLCB rules do not reflect the contract packaging services endorsement created by SB 5940. Creation of a new rule and amendments to existing rules are needed to ensure that WSLCB rules are aligned with the provisions in SB 5940, and to help inform licensees about the availability of the endorsement and its requirements.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: WSLCB will consult and coordinate with the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau regarding alignment of state and federal regulations.

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 Audrey Vasek, Policy and Rules Coordinator, P.O. Box 43080, Olympia, WA 98504, phone 360-664-1758, fax 360-704-5027, email rules@lcb.wa.gov, website lcb.wa.gov.

Additional comments: Interested persons can participate in the rule process through open public meetings and by submitting written comments, and are encouraged to sign up for the interested parties list (GovDelivery) at <https://public.govdelivery.com/accounts/WALCB/subscriber/new>. Rule-making notices and stakeholder engagement opportunities will be emailed via GovDelivery and posted to WSLCB website at lcb.wa.gov.

April 27, 2022
David Postman
Chair

**WSR 22-10-039
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY**

[Filed April 27, 2022, 1:40 p.m.]

The health care authority (HCA) requests withdrawal of the Pre-proposal statement of inquiry filed as WSR 21-24-015 on November 19, 2021, proposing to remove the requirements to use shipping dates or receipt dates as the date of service to simplify the billing process for enteral products in WAC 182-554-400. The agency is revising the reason why the rules on this subject may be needed and plans to refile the CR-101.

Wendy Barcus
Rules Coordinator

WSR 22-10-040
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
CHILDREN, YOUTH, AND FAMILIES

[Filed April 27, 2022, 2:08 p.m.]

Subject of Possible Rule Making: Early childhood education and assistance program (ECEAP) enrollment, early ECEAP entry, eligibility for three- to five-year-old children who are not age eligible for kindergarten, and eligibility for children from birth to three years of age.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.216.525.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules are needed to implement section 204, chapter 199, Laws of 2021 (eligibility for three- to-five-year old children who are not age eligible for kindergarten), section 205, chapter 199, Laws of 2021 (early ECEAP entry), section 206, chapter 199, Laws of 2021 (enrollment), and section 403, chapter 199, Laws of 2021 (eligibility for birth to three ECEAP). Specifically:

To implement section 204, rules will reclassify current risk factors used to determine priority enrollment on a space available basis to expanded eligibility criteria:

- Children whose families are experiencing homelessness; and
- Prior participation in:
 - o Early head start or certain successor federal programs,
 - o The early support for infants or toddlers program or received developmental class C services,
 - o Birth to three early ECEAP; or
 - o The early childhood intervention and prevention services program.

Rules will also update family income eligible consistent with section 204.

To implement section 205, rules will change the family income criteria to 50 percent of the state median income (SMI) instead of 200 percent of the federal poverty level, and expand early ECEAP entry to allow children who have participated in ECLIPSE.

To implement section 206, rules will allow children to enroll in ECEAP when the child is not otherwise eligible, as space is available, if:

- The family income level is above 36 percent of SMI, but at or below 50 percent of SMI; and
- The child meets at least one of the specified risk factors identified in chapter 110-425 WAC.

To implement section 403, rules will authorize ECEAP for children from birth to three years old if their family's income is at or below 50 percent of the SMI.

Process for Developing New Rule: Collaborative, to include consultation with the early learning advisory committee during rule development and soliciting comments from ECEAP contractors.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nicole Lor, Olympia, Washington, phone 360-338-5162, email eceap@dcyf.wa.gov, website <https://www.dcyf.wa.gov/practice/policy->

laws-rules/rule-making, <https://www.dcyf.wa.gov/practice/policy-laws-rules/rule-making/participate/online>.

April 27, 2022
Brenda Villarreal
Rules Coordinator

WSR 22-10-045
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed April 28, 2022, 8:35 a.m.]

Subject of Possible Rule Making: WAC 182-554-400 Enteral nutrition—Provider requirements; other related rules as appropriate.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is amending these rules to add an additional section to clarify overlap in dates of service for the processing of claims for refills prior to the client exhausting their supply. 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: The Center 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 Valerie Freudenstein, Rulemaking Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-1344, fax 360-586-9727, telecommunication[s] relay service (TRS) 711, email valerie.freudenstein@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Erin Mayo, Program Questions, P.O. Box 55081, Olympia, WA 98504-5081, phone 360-725-1729, fax 360-586-9727, TRS 711, email erin.mayo@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

April 28, 2022
Wendy Barcus
Rules Coordinator

WSR 22-10-046
PREPROPOSAL STATEMENT OF INQUIRY
UTILITIES AND TRANSPORTATION
COMMISSION

[Filed April 28, 2022, 9:25 a.m.]

Subject of Possible Rule Making: This rule making concerns potential changes to current rules in chapter 480-70 WAC applicable to the provision of solid waste collection service, including revising customer notice requirements, allowing electronic tariff filings and electronic billing, exploring the possibility of implementing a mandatory low-income residential rate program, clarifying the time for making up missed service, eliminating residential deposits and fees, customer notice requirements, tariff filing processes, free and reduced rates, refusal of service, cancellation of service, complaints, billing, establishing credit and deposits, and other related topics.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 81.04.160, 81.77.030, and 80.01.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 80.01.040 and 81.77.020 task the utilities and transportation commission (commission) with regulating the provision of solid waste collection service. The commission has enacted rules regarding the provision of solid waste collection service in chapter 480-70 WAC.

On March 2, 2022, the commission received a petition for rule making requesting changes to solid waste collection rules related to missed pickups. The proposed changes clarify the timeline for providing make up service for missed pickups, which protects consumers.

The commission finds that making additional changes to solid waste rules to strengthen consumer protections and create efficiencies for regulated companies is warranted. For example, authorizing electronic billing could streamline billing and reduce administrative costs for regulated companies; authorizing solid waste companies to file tariffs electronically and eliminating paper filing requirements supports the commission's transition to a paperless environment and provides customers additional options for payment.

Additionally, certain solid waste notice requirements contained in current rules, and application of low-income rates contained in current rules, may conflict with statutory authority. The commission intends to address those potential conflicts in this rule making so that our rules do not result in companies violating the statute.

Finally, the COVID-19 pandemic has presented numerous challenges, especially for customers struggling to pay bills during a global crisis. Utility companies, in support of and in compliance with the governor's moratorium on utility disconnections, changed fee, disconnection, and reconnection practices by suspending them through September 30, 2021. Having seen the impact of changed practices on electric and natural gas customers and the utilities that serve them, the commission is currently considering permanently eliminating fees and deposits for regulated utility companies. Similarly, the commission finds it in the public interest to consider if longer term changes to solid waste collection service related to late fees and deposits are warranted, and should be incorporated into chapter 480-70 WAC.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Counties and cities that have not asserted their own jurisdiction over solid waste collection.

Process for Developing New Rule: The commission uses a collaborative rule-making process that includes stakeholder workshops, formal comments, and draft rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Amanda Maxwell, Washington Utilities and Transportation Commission, P.O. Box 47250, Olympia, WA 98504-7250, phone 360-664-1234, TTY 711 or 1-800-833-6384, email records@utc.wa.gov, website www.utc.wa.gov/e-filing.

April 28, 2022

Amanda Maxwell

Executive Director and Secretary

WSR 22-10-055
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FINANCIAL INSTITUTIONS
(Division of Consumer Services)
[Filed May 2, 2022, 11:10 a.m.]

Subject of Possible Rule Making: Amending the rules (chapter 208-620 WAC) under the Consumer Loan Act (chapter 31.04 RCW).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.320.040 and 31.04.165.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules must be amended to implement amendments (SB 5077, chapter 15, Laws of 2021) to the Consumer Loan Act which provides authority, under certain circumstances, to licensed companies to allow licensed mortgage loan originators to work from their residences without the company licensing the residence as a branch office of the company. Other amendments may include technical changes for clarity and consistency.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Consumer Financial Protection Bureau implements a number of federal laws that industry must comply with.

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 Ashley Sutherland, P.O. Box 41200, Olympia, WA 98504-1200, phone 360-664-7866, email Ashley.sutherland@dfi.wa.gov, website www.dfi.wa.gov.

Sign up for the GovDelivery email subscription system from the department of financial institutions (DFI) website and/or access the rule-making page on the DFI website. By signing up for our GovDelivery service, you will receive an email containing information or links to information on DFI's website about industry newsletters, annual assessments, rule-making documents including notices of comment periods and hearing dates, licensing information, interpretive and policy statements, and other important industry information. If you wish to receive paper copies of rule-making documents, you must contact Ashley Sutherland at 360-664-7866 and ask to be added to a paper copy mailing list.

April 29, 2022
Lucinda Fazio, Director
Division of Consumer Services

WSR 22-10-056
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FINANCIAL INSTITUTIONS
(Division of Consumer Services)
[Filed May 2, 2022, 11:11 a.m.]

Subject of Possible Rule Making: Amending the rules (chapter 208-660 WAC) under the Mortgage Broker Practices Act (chapter 19.146 RCW).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.320.040 and 19.146.225.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules must be amended to implement amendments (SB 5077, chapter 15, Laws of 2021) to the Mortgage Broker Practices Act which provides authority to licensed companies to allow licensed mortgage loan originators to work from their residences without the company licensing the residence as a branch office of the company. Other amendments may include technical changes for clarity and consistency.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Consumer Financial Protection Bureau implements a number of federal laws that industry must comply with.

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 Ashley Sutherland, P.O. Box 41200, Olympia, WA 98504-1200, phone 360-664-7866, email Ashley.sutherland@dfi.wa.gov, website www.dfi.wa.gov.

Sign up for the GovDelivery email subscription system from the department of financial institutions (DFI) website and/or access the rule-making page on the DFI website. By signing up for our GovDelivery service, you will receive an email containing information or links to information on DFI's website about industry newsletters, annual assessments, rule-making documents including notices of comment periods and hearing dates, licensing information, interpretive and policy statements, and other important industry information. If you wish to receive paper copies of rule-making documents, you must contact Ashley Sutherland at 360-664-7866 and ask to be added to a paper copy mailing list.

April 29, 2022
Lucinda Fazio, Director
Division of Consumer Services

WSR 22-10-063
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
ENTERPRISE SERVICES

[Filed May 2, 2022, 3:03 p.m.]

Subject of Possible Rule Making: Enforcement of requirements governing the use of the public areas of the capitol campus.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.19.125 and 46.08.150.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule making is needed to lay out and clarify enforcement of requirements governing the use of the public areas of the capitol campus. It is the intent of department of enterprise services (DES) to make clear who has enforcement authority, put in place a process for excluding someone from the campus, and establish a process for appealing an exclusion. In addition, technical edits for clarification and cleanup purposes are needed to make sure the rules line up with current RCW.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Washington state patrol provides law enforcement for the state capitol grounds and will be consulted throughout the development of rules.

Process for Developing New Rule: DES staff will include anyone interested in participating with DES in developing a proposed rule. An opportunity will also be provided for anyone to submit written comments on the proposed rules during the public comment period and present oral testimony at the public hearings. The public is encouraged to participate in all agency rule making. Specific opportunities to participate in agency rule-making activities are provided on the DES rule-making website <https://des.wa.gov/about/policies-laws-rules/rulemaking>.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jack Zeigler, email jack.zeigler@des.wa.gov, website <https://des.wa.gov/about/policies-laws-rules/rulemaking>.

May 2, 2022
Jack Zeigler
Policy and Rules Manager

WSR 22-10-067
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed May 3, 2022, 9:00 a.m.]

Subject of Possible Rule Making: Chapter 296-05 WAC, Apprenticeship rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 49.04.010.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The timelines, procedures, and content for new apprenticeship program applications are detailed in chapter 296-05 WAC. The Washington state legislature passed E2SSB 5600 during the 2022 legislative session, which adds a sustainability assessment requirement to all new apprenticeship program applications. The Washington state apprenticeship and training council (WSATC) now must also consider living wage, presence of a career ladder, and other nonwage benefits for graduating apprentices when considering a new program for approval. To ensure transparency in the approval process, these items need to be defined or explained in the rule.

E2SSB 5600 also requires WSATC to establish industry sector-based platforms in eight areas, which is a new aspect in the apprenticeship system. The bill highlights the industry sectors for which the platforms may be established, that each must consist of an equal number of employer and employee representatives, and outlines the tasks that the platforms must complete. Rule making is required to define how platform members will be selected, the detailed makeup of the platforms (including minimum/maximum number of members, qualifications of platform members, electing a chair and secretary), and timelines for the tasks required by the bill.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Labor, Employment and Training Administration, Office of Apprenticeship.

Process for Developing New Rule: The department of labor and industries (L&I) will develop the rule language in conjunction with WSATC's WAC/RCW policy subcommittee and will stakeholder the rule making with representatives from labor and business.

Interested parties may participate in the decision to adopt the rules and formulation of the rules before publication by contacting the individual below. The public may also participate after rules are proposed by providing written comments and/or testimony during the public hearing and comment period.

For more information on this rule making, visit L&I's rule-making activity website at <https://www.Lni.wa.gov/rulemakingactivity/> or contact the individual below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ellen Saline, L&I, Fraud Prevention and Labor Standards Division, P.O. Box 44530, Olympia, WA 98504-4530, phone 360-902-4475, email Apprenticeshiprules@Lni.wa.gov, website <https://lni.wa.gov/licensing-permits/apprenticeship/laws-rules-policies>.

May 3, 2022
Joel Sacks
Director

WSR 22-10-071
PREPROPOSAL STATEMENT OF INQUIRY
WALLA WALLA
COMMUNITY COLLEGE

[Filed May 3, 2022, 11:44 a.m.]

Subject of Possible Rule Making: Repealing chapter 132T-04 WAC, Bylaws. The college has adopted board policies that address the content in this chapter.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.19.030; and chapter 28B.50 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Does not apply.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Does not apply.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jean Hernandez, 500 Tausick Way, Walla Walla, WA 99362, email WACrevisions@gmail.com, website <https://www.wwcc.edu>; or Doreen Kennedy, 500 Tausick Way, Walla Walla, WA 99362, phone 509-527-4274, email doreen.kennedy@wwcc.edu, website <https://www.wwcc.edu>.

May 2, 2022
Jean Hernandez
Contract Consultant

WSR 22-10-072
PREPROPOSAL STATEMENT OF INQUIRY
WALLA WALLA
COMMUNITY COLLEGE

[Filed May 3, 2022, 11:48 a.m.]

Subject of Possible Rule Making: Chapter 132T-09 WAC, Practice and procedure. This chapter was last updated in 1972, so the college is updating it to align with college practices and current regulations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 28B.50, 34.05, 28B.19 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Explains adoption of model rules for practice and procedure at the college.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Does not apply.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jean Hernandez, 500 Tausick Way, Walla Walla, WA 99362, phone 509-527-4274, email WACrevisions@gmail.com, website <https://www.wbcc.edu>; or Doreen Kennedy, 500 Tausick Way, Walla Walla, WA 99362, phone 509-527-4274, email doreen.kennedy@wbcc.edu, website <https://www.wbcc.edu>.

May 2, 2022
Jean Hernandez
Contract Consultant

WSR 22-10-073
PREPROPOSAL STATEMENT OF INQUIRY
WALLA WALLA
COMMUNITY COLLEGE

[Filed May 3, 2022, 11:50 a.m.]

Subject of Possible Rule Making: Chapter 132T-90 WAC, Implementation of the Family Educational Rights and Privacy Act of 1974. This chapter was last updated in 1977, so the college is revising it to align with college practices and current federal and state regulations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: 28B.50.140 RCW; chapters 34.05, 42.56 RCW. Washington Higher Education Administrative Procedure Act. Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. §1232g) and its implementing regulation (34 C.F.R. § 99).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Explains FERPA regulations and how applied by the college.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Department of Education. If any violations occur, a person may follow chapter 132T-90 WAC to submit a complaint or work directly with the federal government.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting 500 Tausick Way, Walla Walla, WA 99362, email WACrevisions@gmail.com, website <https://www.wwcc.edu>; or Doreen Kennedy, 500 Tausick Way, Walla Walla, WA 99362, phone 509-527-4274, email doreen.kennedy@wwcc.edu, website <https://www.wwcc.edu>.

May 2, 2022
Jean Hernandez
Contract Consultant

WSR 22-10-074
PREPROPOSAL STATEMENT OF INQUIRY
WALLA WALLA
COMMUNITY COLLEGE

[Filed May 3, 2022, 11:52 a.m.]

Subject of Possible Rule Making: This is a new chapter 132T-100 WAC, Student code of conduct.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 34.05.250 and 28B.50.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Place into state statute the college's student code of conduct rules and procedures.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jean Hernandez, 500 Tausick Way, Walla Walla, WA 99362, email WACrevisions@gmail.com, website <https://www.wvcc.edu>; or Doreen Kennedy, 500 Tausick Way, Walla Walla, WA 99362, phone 509-527-4274, email doreen.kennedy@wvcc.edu, website <https://www.wvcc.edu>.

May 2, 2022
Jean Hernandez
Contract Consultant

WSR 22-10-075
PREPROPOSAL STATEMENT OF INQUIRY
BELLEVUE COLLEGE

[Filed May 3, 2022, 11:54 a.m.]

Subject of Possible Rule Making: Chapter 132H-126 WAC, Student conduct code.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 34.05 RCW; and RCW 28B.50.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Bellevue College is planning to revise its student conduct code to comply with new state regulations. On March 30, 2022, Governor Inslee signed Sam's Law (HB [2SHB] 1751) into law. This bill requires the college to update the definition of hazing. Additionally, edits are needed to comply with an August 10, 2021, decision from a federal district that vacates portions of the 2020 amendments to the Title IX regulations.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Department of Education.

Process for Developing New Rule: Proposed changes are being presented to the campus community for feedback and a public meeting will be held.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Megan Kaptik, 3000 Landerholm Circle S.E., phone 425-564-2757, TTY 425-564-6189, email megan.kaptik@bellevuecollege.edu.

May 3, 2022
Loreen McRea Keller
Associate Director
Policies and Special Projects

WSR 22-10-076
PREPROPOSAL STATEMENT OF INQUIRY
WALLA WALLA
COMMUNITY COLLEGE

[Filed May 3, 2022, 11:55 a.m.]

Subject of Possible Rule Making: This is new chapter 132T-105 WAC, Supplemental Title IX student conduct rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 34.05 RCW; RCW 28B.50.140; 20 U.S.C. § 1092(f); Title IX of the Education Amendments of 1972, 20 U.S.C. § 1681 et seq.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Place into state statute the college's supplemental Title IX student conduct rules and procedures.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jean Hernandez, 500 Tausick Way, Walla Walla, WA 99362, email WACrevisions@gmail.com, website <https://www.wbcc.edu>; or Doreen Kennedy, 500 Tausick Way, Walla Walla, WA 99362, phone 509-527-4274, email doreen.kennedy@wbcc.edu, website <https://www.wbcc.edu>.

May 2, 2022
Jean Hernandez
Contract Consultant

WSR 22-10-077
PREPROPOSAL STATEMENT OF INQUIRY
WALLA WALLA
COMMUNITY COLLEGE

[Filed May 3, 2022, 11:58 a.m.]

Subject of Possible Rule Making: Revising and updating chapter 132T-190 WAC, Policy on the use of college facilities, to align with the college's practices and procedures.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 34.05 RCW; RCW 28B.50.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Place into state statute the college's use of college facilities rules and procedures.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jean Hernandez, 500 Tausick Way, Walla Walla, WA 99362, email WACrevisions@gmail.com, website <https://www.wbcc.edu>; or Doreen Kennedy, 500 Tausick Way, Walla Walla, WA 99362, phone 509-527-4274, email doreen.kennedy@wbcc.edu, website <https://www.wbcc.edu>.

May 2, 2022
Jean Hernandez
Contract Consultant

WSR 22-10-078
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF THE
INSURANCE COMMISSIONER

[Insurance Commissioner Matter R 2022-02—Filed May 3, 2022, 1:04 p.m.]

Subject of Possible Rule Making: Implementation of E2SHB 1688 (chapter 263, Laws of 2022), Balance Billing Protection Act and the Federal No Surprises Act.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Sections 5, 19, and 20 (amending RCW 48.49.110), chapter 263, Laws of 2022.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Chapter 263, Laws of 2022, amends state law related to health carrier coverage of emergency services, the Balance Billing Protection Act (BBPA) and network access provisions for services subject to the balance billing prohibition under the BBPA. Rule making is necessary to revise the BBPA rules at chapter 284-43B WAC and the office of the insurance commissioner (OIC) network access rules at chapter 284-170 WAC to be consistent with the new law. The rules will facilitate implementation of the law changes by ensuring that all affected entities understand their rights and obligations under the new law.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department of health (DOH) and OIC share responsibility for enforcement of violations of the balance billing prohibition. OIC did, and will continue to, coordinate with DOH on implementation of these provisions. DOH will be invited to participate in any OIC rule making related to enforcement.

Process for Developing New Rule: Submit comments by May 31, 2022.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jane Beyer, 302 Sid Snyder Avenue S.W., Olympia, WA 98504, phone 360-725-7043, fax 360-586-3109, TTY 360-586-0241, email rulescoordinator@oic.wa.gov, website www.insurance.wa.gov.

May 3, 2022
Mike Kreidler
Insurance Commissioner

WSR 22-10-090
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE

[Order 2202-10—Filed May 3, 2022, 4:45 p.m.]

Subject of Possible Rule Making: The department is seeking to amend and clarify existing rules and establish new rules associated with program modifications and accessibility permits for hunters and fishers with disabilities. Possible amendments of rules in chapters 220-200, 220-305, 220-413, and 220-414 WAC related to persons with a disability, disability designation, and special use permit (SUP) could include, but not be limited to: Editorial and housekeeping changes to improve clarity; increasing the department's options for managing permits; and modifications to appeal rights for permits. Additional rules being considered include establishing specific and consistent criteria for the standard permits provided to hunters and fishers with disabilities under RCW 77.32.237.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.055, 77.12.047, 77.32.237.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is renovating the process required for a program modification and accessibility permit, including, but not limited to, SUP. The purpose is to streamline and simplify the process for hunters and fishers with disabilities and to increase equitable provision of reasonable access by providing for consistent application of SUP standards.

This rule making is intended to reduce barriers that may impede the ability of hunters and fishers with disabilities to participate in department programs or services, thereby meeting the needs of our constituents while increasing the diversity of citizens afforded recreational hunting and fishing opportunities.

Additionally, this rule making is intended to increase the efficiency of processing applications for disability related permits.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Fish and Wildlife Service, Department of Interior (Civil Rights Division), and Department of Justice on ADA Compliance. The department will share proposed rule language with these agencies and cooperate as needed through the department's civil rights compliance coordinator.

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 SUP Rule Making, voicemail comments 855-925-2801, project code 4030, TTY 1-800-833-6388 or 711. Submit comments SUPCR101@PublicInput.com, website <https://wdfw.wa.gov/about/regulations/development/special-use-permits>, commenting portal <https://publicinput.com/SUPCR101>; or Katherine Waldrop, phone 360-902-2567, email Katherine.waldrop@dfw.wa.gov.

May 3, 2022
Annie Szvetcz
Rules Coordinator

WSR 22-10-098
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE

[Order P2022-09—Filed May 4, 2022, 7:26 a.m.]

Subject of Possible Rule Making: The department is considering rule changes to WAC 220-415-080, 2021 Spring black bear special permits, to set season dates and permit numbers for spring of 2023, as well as potential changes to inspection requirements.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.08.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amendments would be needed to set season dates and permit numbers in order to offer a 2023 spring black bear season. In addition to providing recreational hunting opportunity, a special permit season could assist the department with addressing specific management needs that include, but are not limited to, tree damage on industrial managed timberlands, human-bear conflict and damage, and harvest distribution.

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 Wildlife Program Rule Making, phone voicemail comments 855-925-2801, project code 4328, TTY 1-800-833-6388 or 711, email 2023SpringBearCR101@PublicInput.com, commenting portal <https://publicinput.com/2023SpringBearCR101>; or Eric Gardner, phone 360-902-2515, email eric.gardner@dfw.wa.gov.

Additional comments: Website <https://wdfw.wa.gov/about/regulations/development/2023-spring-bear-rule-making>.

May 4, 2022
Annie Szvetecz
Rules Coordinator

WSR 22-10-103
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING
[Filed May 4, 2022, 10:23 a.m.]

Subject of Possible Rule Making: Access to driver training education for novice drivers, chapter 308-108 WAC, Driver training schools.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.82.290 Administration of chapter—Adoption of rules.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department of licensing (DOL) is beginning the process to develop rules to allow for increased access to driver training education while ensuring the efficacy of these access strategies, reasonable standards for schools and instructors, and compliance with state law. DOL is committed to increasing access to driver training education in partnership with industry stakeholders. Industry stakeholders will be invited to collaborate on the development of these rules. DOL recognizes that driver training education supports public safety and the general welfare of novice drivers who require transportation to obtain food, housing, employment, and education. Over the past two years during the COVID-19 pandemic, DOL has seen the benefit of remote learning opportunities provided by public schools. The office of superintendent of public instruction (OSPI)'s approach to remote learning has made the virtual classroom a standard accommodation and accessibility feature for not only reducing the spread of COVID-19, but for supporting students without reliable transportation, students with learning disabilities, students with language access needs, rural students, etc. Remote learning, among other strategies to increase access to learning, will be explored during the rule development process.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: OSPI and the Washington traffic safety commission both share a vested interest in traffic safety education and public safety on Washington roadways. Therefore, DOL will invite these entities to participate in the rule-making process. Although their participation is not required, it is welcomed.

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/driversrules.html.

May 4, 2022
Ellis Starrett
Rules and Policy Manager