

## WSR 23-14-034

## AGENDA

## OFFICE OF

## FINANCIAL MANAGEMENT

[Filed June 26, 2023, 2:04 p.m.]

Following is the office of financial management's (OFM) semi-annual rule-making agenda for publication in the Washington State Register. This list identifies rules under development and rules with anticipated rule-making action during the next six months.

This agenda is available on OFM's website at <https://ofm.wa.gov/about/rule-making-activities>. The information on the OFM website is updated as rule-making notices are filed. If OFM should begin rule-making activities for a rule not listed on the attached agenda, that information will also be posted.

If you have any questions, please feel free to contact Nathan Sherrard at [Nathan.Sherrard@ofm.wa.gov](mailto:Nathan.Sherrard@ofm.wa.gov) or by phone at 360-972-6551. If you have specific questions about state personnel rules, these can readily be addressed by Brandy Chinn with OFM rules and appeals. Brandy can be reached at [Brandy.Chinn@ofm.wa.gov](mailto:Brandy.Chinn@ofm.wa.gov) or at 360-407-4141.

**Semi-Annual Rule-Making Agenda  
July 1 through December 31, 2023**

WAC Citation	Subject Matter/Purpose of Rule	Current Activity Approximate Filing Date
357-16-017 357-16-220 357-19-377 357-19-380	Wage and salary. Amend chapters 357-16 and 357-19 WAC to align with chapter 242, Laws of 2022 (ESSB 5761).	Propose permanent adoption at the August 10, 2023, quarterly director's meeting.
357-31-480 357-31-500	Housekeeping in nature.	Propose permanent adoption at the August 10, 2023, quarterly director's meeting.
357-58-141	Location-based premium cleanup. Amend 357-58-141 to clarify when a Washington management service employee must receive location-based premium pay.	Propose permanent adoption at the August 10, 2023, quarterly director's meeting.
357-31-027 357-31-100 357-31-327 357-31-330	Health Labor Emergency Standards Act (HELSEA). Amend chapter 357-31 WAC to align with HELSEA.	Propose permanent adoption at the August 10, 2023, quarterly director's meeting.
357-04-030 357-19-195 357-19-197 357-19-200	Exempt return rights. Amend chapters 357-04 and 357-19 WAC to align with chapter 148, Laws of 2023 (ESHB 1361).	Propose permanent adoption at the August 10, 2023, quarterly director's meeting.
357-01-1745 357-04-125 357-16-197 357-19-413 357-46-165 357-46-195 357-58-190	COVID-19 vaccination requirements. Repeal COVID-19 vaccination requirement in Title 357 WAC to align with Governor Jay Inslee's decision to rescind Directive #22-13.1.	Propose permanent adoption at the July 24, 2023, special director's meeting.
357-31-687 357-31-797	Shared leave pools. Housekeeping in nature.	CR-102 filing anticipated in July.
357-28-265	Leave to obtain vaccination. Amend WAC to state leave with pay during the employee's regular work schedule is considered timed work for the purpose of overtime compensation.	CR-102 filing anticipated in July.

WAC Citation	Subject Matter/Purpose of Rule	Current Activity Approximate Filing Date
357-28-082 357-28-084 357-28-086 357-28-088 357-28-120 357-28-135 357-28-155	Step M cleanup. Amend chapter 357-28 WAC to clarify when an employee may be appointed to step M based on questions received since inception.	CR-102 filing anticipated in July.
357-31-100 357-31-160	Sick leave restoration. To clarify longstanding interpretation that an employer may restore an employee's unused sick leave credits greater than five years after their separation, as determined by the employer's leave policy.	CR-102 filing anticipated in July.
357-28-245 357-58-160	Overtime eligibility designation approvals. Remove the requirement for general government employers to request director approval when a nonrepresented employee's position is changed from overtime eligible to overtime exempt.	CR-102 filing anticipated in July.
357-31-165 357-31-166	Vacation leave accrual. Housekeeping in nature.	CR-102 filing anticipated in July.

Nathan Sherrard  
Assistant Legal Affairs Counsel  
Legal and Legislative Affairs