

WSR 24-16-083

AGENDA

DEPARTMENT OF HEALTH  
STATE BOARD OF HEALTH

[Filed August 1, 2024, 9:52 a.m.]

July 2024  
Rules Agenda

This report details current and anticipated rule-making activities for the department of health (DOH) and the state board of health (SBOH). If you have any questions regarding this report or DOH rule-making activities, please contact Tami Thompson at 360-628-0096. If you have any questions regarding SBOH rule-making activities, please contact Michelle Davis at 360-236-4105.

This agenda is for information purposes, and the anticipated rule-making actions are estimates. Any errors in this agenda do not affect the rules and rule-making notices filed with the office of the code reviser and published in the Washington State Register. There may be additional rule-making activities that cannot be forecasted as DOH and SBOH initiate rule making to implement new state laws, meet federal requirements, or meet unforeseen circumstances. See the "Key" below for explanations of terms and acronyms.

**KEY:**

Blank cells in tables mean the anticipated filing date is not known at the time this rules agenda is filed.

**CR:** "Code reviser" on the notice forms created by the office of the code reviser for use by all state agencies.

**CR-101:** Preproposal statement of inquiry filed under RCW 34.05.310.

**CR-102:** Proposed rule-making notice filed under RCW 34.05.320 or 34.05.340.

**CR-103:** Rule-making order permanently adopting a rule and filed under RCW 34.05.360 and 34.05.380.

**CR-105:** Expedited rule making filed under RCW 34.05.353.

**RCW:** Revised Code of Washington.

**WAC:** Washington Administrative Code.

**WSR:** Washington State Register official filing reference number given by the office of the code reviser when a notice is filed.

SBOH  
Rule Making

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
SBOH	Chapter 246-650 WAC, Newborn screening.  SBOH is considering adding ornithine transcarbamylase deficiency (OTCD) to the list of mandatory conditions for newborn screening conducted by DOH.	22-05-012	Anticipate filing	Anticipate filing		Molly Dinardo 564-669-3455

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
SBOH	Chapter 246-260 WAC, Water recreation facilities; and chapter 246-262 WAC, Recreational water contact facilities.  SBOH will consider adopting requirements from the Centers for Disease Control and Prevention Model Aquatics Health Code (MAHC), modifying the rules to keep pace with changing water recreation technologies, and to improve clarity and usability including possible consolidation of all water recreation rules into a single chapter.	17-01-048				Andrew Kamali 360-584-6737  Ashlie Laydon ashlie.laydon@doh.wa.gov
SBOH	Chapter 246-760 WAC, Auditory screening standards in schools.  SBOH is considering amending the auditory screening sections of chapter 246-760 WAC to align with current national evidence-based practices and assess potential options regarding whether to include otoacoustic emission (OAE) screening technology in SBOH's rules. SBOH may also consider other technical or editorial changes as needed.	23-22-004				Molly Dinardo 564-669-3455
SBOH	Chapter 246-650 WAC, Newborn screening.  SBOH is considering adding Guanidinoacetate methyltransferase (GAMT) deficiency and Arginase 1 deficiency (ARG1-D) to the list of mandatory conditions for newborn screening conducted by DOH.	23-24-016	Anticipate filing	Anticipate filing		Molly Dinardo 564-669-3455
SBOH	Chapter 246-500 WAC, Handling of human remains.  SBOH is proposing amending parts of the rule to align with the changes to RCW 68.50.230 prescribed in SHB 1974, which passed during the 2024 legislative session.		24-10-009	Anticipate filing		Shay Bauman 564-669-8929
SBOH	Primary and secondary school environmental health and safety regulations.  SBOH is considering creating a new chapter (chapter 246-370 WAC) of draft rules for school environmental health and safety. SBOH will consider establishing minimum statewide health and safety standards for schools, formalizing school environmental health and safety inspection procedures, and repealing chapters 246-366 and 246-366A WAC.	24-13-117				Andrew Kamali 360-584-6737
SBOH	Chapter 246-282 WAC, Sanitary control of shellfish.  SBOH is considering amending rules to modify harvest control requirements, update definitions, seed size, and make other technical and editorial changes as needed.	22-06-034				Shay Bauman 564-669-8929  Kseniya Efremova 360-236-3449

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
SBOH	Chapter 246-290 WAC, Group A public water supplies. SBOH is proposing amending parts of the rule to adopt PFAS federal standards, effective dates, and update guidance reference.		Anticipate filing			Shay Bauman 564-669-8929 Kseniya Efremova 360- 236-3449
SBOH	Chapter 246-290 WAC, Group A public water supplies. SBOH is considering amending parts of the rule to permanently fix PFAS rule language and adopt the MCL values as SALs.	Anticipate filing				Shay Bauman 564-669-8929 Kseniya Efremova 360-236-3449
Board of Hearing and Speech	Chapter 246-828 WAC, reducing licensure barriers and clarifying speech-language pathology assistant certification requirements.  The board of hearing and speech is proposing amendments to WAC 246-828-020 Examinations, 246-828-510 Continuing education, and 246-828-617 Requirements for speech-language pathology assistant certification.	24-08-058	Anticipate filing			Kim-Boi Shadduck 360-236-2912
Board of Hearing and Speech	Heal-WA fee for inactive licenses.  The board of hearing and speech is considering amending the fee section as the Heal-WA fee was mistakenly left off of WAC 246-828-990 for inactive licenses.	Anticipate filing but may do a CR-105.				Kim-Boi Shadduck 360-236-2912
Board of Massage	WAC 246-830-035 Licensing by endorsement for out-of-state applicants.  DOH, in coordination with the board of massage, is examining and may consider amending this section of the massage therapist rules related to licensing by endorsement for out-of-state applicants.	23-07-064	Anticipate filing.			Devin Brooks 360-236-4945
Board of Massage	WAC 246-830-430 Education and training.  The board of massage in coordination with DOH is considering amendments to the education and training rules to include parameters on online and virtual education and adding health equity awareness training to initial licensure requirements for new massage licensees.	23-12-002	Anticipate filing.			Devin Brooks 360-236-4945
Board of Naturopathy	Naturopathic licensure requirements. WAC 246-836-020 Requirements for licensure and 246-836-040 Jurisprudence examinations.  The board of naturopathy is considering amendments to licensure requirements relating to the jurisprudence examination as a condition for licensure and to clarify, update, and simplify rules to comply with 2SHB 1724 (chapter 425, Laws of 2023), codified as RCW 18.130.077.	24-10-050	Anticipate filing			Rachel Phipps 564-233-1277

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Board of Optometry	Chapter 246-851 WAC. The board of optometry is proposing to amend, establish new, and repeal sections in chapter 246-851 WAC to implement SSB 5389 (chapter 400, Laws of 2023), which expands the optometrist scope of practice to include certain advanced procedures and establishes requirements for license endorsement.	23-16-043	Anticipate filing			Kristina Bell 360-236-4841
Board of Optometry	Optometry continuing education (CE) and examination requirements. The board of optometry will conduct a review of the optometrist CE and examination requirements in WAC 246-851-090 through 246-851-230 and 246-851-490. The board of optometry (board) will consider increasing the number of allowable online credits. To comply with 2SHB 1724 (chapter 425, Laws of 2023), the board will also consider including the jurisprudence exam (JP) within their CE requirements and removing it from initial licensure requirements. The board may also consider housekeeping changes to clarify and streamline these sections of the rule as necessary.	24-06-033	Anticipate filing			Kristina Bell 360-236-4841
Board of Osteopathic Medicine and Surgery	Chapter 246-853 WAC, Osteopathic physicians and surgeons, five-year chapter review. The board of osteopathic medicine and surgery is proposing amendments to multiple sections in chapter 246-853 WAC for a general chapter cleanup to clarify and update rule language in accordance with the five-year rule review requirement under expedited rule making.			Anticipate filing	24-11-069	Becky McElhiney 360-236-4766
Board of Osteopathic Medicine and Surgery	WAC 246-853-020 Osteopathic medicine and surgery examinations. The board of osteopathic medicine and surgery is considering amendments to update osteopathic physician examination requirements pursuant to 2SHB 1724.	24-01-084	Anticipate filing			Becky McElhiney 360-236-4766
Board of Osteopathic Medicine and Surgery	WAC 246-853-080 Continuing education for osteopathic providers. The board of osteopathic medicine and surgery is considering amending WAC 246-853-080 Continuing education, to update the CE requirements for licensure renewal of osteopathic physicians.	24-04-068	Anticipate filing			Becky McElhiney 360-236-4766

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Board of Osteopathic Medicine and Surgery	Osteopathic physician opioid prescribing, WAC 246-853-661, 246-853-730, and 246-853-755.  The board of osteopathic medicine and surgery is considering amendments to osteopathic physician opioid prescribing rules to modernize the language, add clarity, bring the rules in line with current practice and align with the Washington medical commission.	24-02-084	Anticipate filing			Becky McElhiney 360-236-4766
Board of Physical Therapy	Physical therapy initial license and endorsement requirements for 2SHB 1724. The board of physical therapy is proposing amendments to WAC 246-915-030, 246-915-039, 246-915-040, and 246-915-085 to implement 2SHB 1724.	23-24-101	Anticipate filing			Allyson McIver 360-236-2878
Board of Physical Therapy	Physical therapy compact update, WAC 246-915A-010.  The compact recently made additional updates to the compact rules and the board of physical therapy will need to update the date in rule.				Anticipate filing	Allyson McIver 360-236-2878
Chiropractic Quality Assurance Commission	WAC 246-808-010, 246-808-105 through 246-808-140, 246-808-180 through 246-808-190, 246-808-510, 246-808-535, and 246-808-801 through 246-808-830.  Amending the chiropractic credentialing requirements.	23-05-053				Betty Moe 360-236-2868
Dental Quality Assurance Commission	Dental school faculty member licenses.  The dental quality assurance commission is proposing to amend WAC 246-817-150 to remove specific references about granting licenses to University of Washington faculty and replacing with a reference to a faculty of any institution of higher education in Washington state accredited by the commission on dental accreditation (CODA).	23-16-100	23-23-053	24-08-057		Debbie Gardner 360-236-4277
Dental Quality Assurance Commission	WAC 246-817-905 Exclusions. Dental opioid prescribing exclusions for RHCs, WAC 246-817-905.  The dental quality assurance commission is considering adding residential habilitation centers to the list of opioid prescribing exclusions.	23-22-030	Anticipate filing			Debbie Gardner 360-236-4277

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Dental Quality Assurance Commission	Dental licensure without exam, WAC 246-817-135 and 246-817-160.  The dental quality assurance commission is considering amending WAC 246-817-135 to remove requirements pertaining to federal or state tax numbers when applying for licensure without an examination. The dental quality assurance commission is also considering amending WAC 246-817-160 to clarify clinical and didactic education and training requirements for foreign-trained dentists and graduates of nonaccredited schools or programs.	24-15-022				Debbie Gardner 360-236-4277
Dental Quality Assurance Commission	Dental assistant registration, WAC 246-817-190.  Adding minimum age requirements for dental assistant registration. The dental quality assurance commission is considering amending WAC 246-187-190 Dental assistant registration, to include a minimum age requirement for dental assistant registration.	Anticipate filing				Debbie Gardner 360-236-4277
Dental Quality Assurance Commission	Dental military spouse temporary practice permit, WAC 246-817-187.  The dental quality assurance commission is proposing amendments to WAC 246-817-187 Temporary practice permit—Military spouse eligibility and issuance, to update language changes made by 2SHB 1009.				25-15-006	Debbie Gardner 360-236-4277
DOH	Title 246 WAC, crisis call center crisis hubs.  DOH is considering creating a new chapter of rules to implement E2SHB 1477 (chapter 302, Laws of 2021). The rules will establish standards for designation of crisis call centers as designated 988 crisis contact center hubs within the 988 national suicide prevention and mental health crisis hotline system.	22-15-084	Anticipate filing			Me'Kyel Bailey 360-764-9161
DOH	Chapter 246-105 WAC, Immunization of child care and school children against certain vaccine preventable diseases.  DOH received designated authority from SBOH. DOH is considering rules to update existing 2019 ACIP schedule standards to the current 2024 schedule standards approved by advisory committee on immunizations practices (ACIP) and remove the school immunization status reporting date from the rule to align with RCW 28A.210.110 to best support schools and child care centers in meeting reporting deadlines.		Anticipate filing	Anticipate filing		Meghan Cichy 564-669-3834  Me'Kyel Bailey 360-764-9161

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-780 WAC, Farmers' market nutrition program. DOH is considering rules to transition farmers' market nutrition program to electronic farmers market nutrition program for the purposes of using electronic benefit payments.	23-07-101	Anticipate filing	Anticipate filing		Karen Mullen 360-515-8279 Me'Kyel Bailey 360-764-9161
DOH	Chapter 246-790 WAC, Special supplemental nutrition program for women, infants, and children (WIC). DOH is considering rules to allow for more variety in WIC vendor types and considering amending the participant compliance rules to allow virtual service options.	23-22-061	Anticipate filing	Anticipate filing		Karen Mullen 360-515-8279 Me'Kyel Bailey 360-764-9161
DOH	Title 246 WAC, Establishing a new chapter relating to rapid health information network data reporting.	17-21-075	Anticipate filing			
DOH	Music therapists, Title 246 WAC. DOH is considering creating a new chapter of rules to establish licensing regulations for music therapists, including fees. DOH will consider any necessary rules for an advisory committee.	23-22-034	24-12-077	Anticipate filing		
DOH	Behavioral health support specialist, Title 246 WAC. DOH is considering rule making to establish the new behavioral health support specialist credential under SSB 5189 (chapter 270, Laws of 2023).	23-14-113	Anticipate filing			Claire Wilson 564-669-0392
DOH	Certified peer specialist and trainee credential, Title 246 WAC. DOH is considering rule making to establish the new certified peer specialist and trainee credentials under SSB 5555 (chapter 469, Laws of 2023).	23-16-037				Ted Dale 360-236-2991
DOH	Military spouse temporary practice permit, WAC 246-12-051, 2SHB 1009. Military spouses, removing barriers to temporary practice permits in WAC 246-12-051. DOH is adopting amendments to update temporary practice permit requirements for military spouses as made by 2SHB 1009 (chapter 165, Laws of 2023).			Anticipate filing	24-06-028	Tommy Simpson 360-236-4910

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	<p>WAC 246-803-040 Acupuncture and Eastern medicine (AEMP).</p> <p>Allowing virtual training for point injection therapy for AEMP. DOH, in consultation with the acupuncture and Eastern medicine advisory committee, is considering amending WAC 246-803-040, Education and training for point injection therapy, to allow the 16 hours of didactic education to occur through webinar or other online or distance learning methods. There may be other changes needed for clarity due to this proposed change in the rule.</p>	23-17-077	24-13-118			Adriana Barcena 360-236-4865
DOH	<p>Chapter 246-08 WAC, Practice and procedure, rules regarding DOH adjudicative proceedings for declaratory orders; public record requests; agency indexes; and general agency administrative processes.</p> <p>DOH is reviewing existing rules within the chapter to identify amendments that may be necessary as a result of changes in statutes, changes in internal operations, opportunities to streamline processes to reduce regulatory burden without compromising public health and safety, and to provide clear, concise, and reasonable rules.</p> <p>This rule making excludes: WAC 246-08-390 Acquisition, security, disclosure and destruction of health information, and 246-08-400 How much can a health care provider charge for searching and duplicating health care records?</p>	19-16-114				Tami Thompson 360-628-0096
DOH	Chapter 246-12 WAC, Advanced suicide education standards.	21-04-054	Anticipate filing			Stephanie Vaughn 360-819-0714
DOH	<p>Chapter 246-70 WAC, Cannabis product compliance.</p> <p>DOH is opening this chapter to consider updating the term "marijuana" to "cannabis," to examine the definition of compliant product, to review compliant product labeling, and align quality assurance standards with the Washington state liquor and cannabis board.</p>	22-23-001	Anticipate filing			Loralei Walker 360-236-2820
DOH	<p>Security screening systems.</p> <p>DOH may adopt a new chapter (chapter 246-230 WAC) to establish radiation safety standards for the use of security screening systems capable of detecting contraband contained under clothing and within body cavities, meeting applicable federal and state radiation and safety standards.</p>	22-17-145	Anticipate filing			Ashlie Laydon ashlie.laydon@doh.wa.gov Richard Montemarano 360-236-3238



Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	X-ray in healing arts, chapter 246-225 WAC.  DOH will consider amending existing rules and adopting new rules to address advancements in technology for radiation therapy and fluoroscopic X-ray and plan review shielding requirements.	24-03-137				Ashlie Laydon ashlie.laydon@doh.wa.gov  Richard Montemarano 360-236-3238
DOH	Chapter 246-254 WAC, Radiation protection fees.  DOH is considering amending or creating new radioactive material license and licensee fees.	24-03-145	24-15-097			Earl Fordham 509-628-7628  Peter Beaton peter.beaton@doh.wa.gov
DOH	Chapter 246-272B WAC, Loss penalty schedule.  DOH is considering amending chapter 246-272B WAC to adopt a penalty schedule for the issuance of civil penalties.	24-13-109	Anticipate filing			Ashlie Laydon ashlie.laydon@doh.wa.gov  Andrew Jones 360-236-3378
DOH	Chapter 246-275 WAC, Establishing a new chapter for on-site nonpotable water systems.	21-17-04				Kseniya Efremova 360-236-3449
DOH	Chapter 246-296 WAC, Drinking water state revolving fund.  DOH is considering amendments to implement requirements of the federal Bipartisan Infrastructure Law.	23-11-003	24-11-106	Anticipate filing		Kseniya Efremova 360-236-3449
DOH	WAC 246-272A-0110, Table 1, Category 2.  DOH is considering to add NSF/ANSI 40 testing for Category 2 products.	24-11-058	Anticipate filing			Peter Beaton peter.beaton@doh.wa.gov
DOH	WAC 246-290-990 Public water system fees.  DOH is considering amending public water system fees to cover operating costs.	24-08-068				Peter Beaton peter.beaton@doh.wa.gov
DOH	Radionuclide air emissions.  DOH is proposing to amend WAC 246-247-035 to update the publication date of the federal rules from 2023 to 2024.		24-11-105	24-15-096		Kseniya Efremova 360-236-3449
DOH	Certificate of need, adult elective percutaneous coronary intervention (PCI) program.  DOH is considering amendments to WAC 246-310-700 through 246-310-755 in response to a rule-making petition to amend the adult elective PCI certificate of need requirements.	24-03-083				Ross Valore 360-236-2955

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	<p>WAC 246-310-800 through 246-310-833, certificate of need, kidney disease treatment centers temporary emergency rule exemptions.</p> <p>DOH is considering creating a new section to implement SSB 5659 (chapter 48, Laws of 2023), that creates exemptions from the certificate of need requirements for kidney disease treatment center rules. DOH will also consider amendments to the kidney disease center rules based upon the effects of implementing rules pursuant to SSB 5569.</p>	23-16-038	24-10-089	Anticipate filing		Ross Valore 360-236-2955
DOH	<p>WAC 246-320-010, 246-320-500, 246-320-505, 246-320-600, and other sections of chapter 246-320 WAC relevant to construction standards.</p> <p>DOH is considering amending the hospital licensing regulations to align with the current national construction standards.</p>	23-15-082	Anticipate filing			Susan Upton 360-236-2948
DOH	<p>Behavioral health agency and residential treatment facility fee updates.</p> <p>DOH is considering rule amendments to update behavioral health agency (BHA) and residential treatment facility (RTF) fees. Updates to BHA fees, WAC 246-341-0365, and RTF fees, WAC 246-337-990, may also consider changes to clarify and standardize language.</p>	Anticipate filing				Heather Cantrell 360-236-4637
DOH	<p>Acute care and private psychiatric hospital fees.</p> <p>WAC 246-320-199 Acute care hospital and 246-322-990 Private psychiatric hospitals. DOH is considering updates to rules regarding acute care and private psychiatric hospital fees to address funding needs.</p>	23-22-096	24-11-118	Anticipate filing		Heather Cantrell 360-236-4637
DOH	<p>Chapter 246-320 WAC, Hospital licensing regulations.</p> <p>DOH is considering amending the acute care hospital regulations in chapter 246-320 WAC in order to implement 2SSB 5120 (chapter 433, Laws of 2023), an act concerning the establishment of 23-hour crisis relief centers in Washington state.</p>	23-13-016	24-10-090	Anticipate filing		Dan Overton 564-201-0579
DOH	<p>Acute care hospital at home.</p> <p>DOH is considering rule making to establish standards for hospital at-home services and implement SHB 2295, by amending WAC 246-320-010, 246-320-199, and creating a new section or sections in chapter 246-320 WAC.</p>	Anticipate filing				Tiffani Buck 564-233-1121
DOH	<p>Chapter 246-329 WAC, Childbirth centers.</p> <p>DOH is considering updates to clarify, consolidate, and modernize the chapter.</p>	22-06-058	Anticipate filing			John Hilger 360-236-2929

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-341 WAC, Behavioral health agency (BHA) licensing and certification requirements.  DOH is considering amending the BHA regulations in chapter 246-341 WAC in order to implement 2SSB 5120 (chapter 433, Laws of 2023). DOH may also amend sections of chapter 246-341 WAC to address statutory changes as a result of the 2023 legislative session.	23-13-017	24-10-095	Anticipate filing		Dan Overton 360-236-2953
DOH	23-Hour crisis relief centers for minors in Washington state.  DOH is considering amending BHA regulations in chapter 246-341 WAC including, but not limited to, WAC 246-341-0903, to implement E2SSB 5853 (chapter 367, Laws of 2024), an act relating to extending the crisis relief center (CRC) model to provide behavioral health crisis services for minors.	24-13-112				Dan Overton 360-236-2953
DOH	BHAs reporting requirement, chapter 246-341 WAC, 2SSB 6228 (2024).	Anticipate filing				
DOH	BHA regulations in chapter 246-341 WAC related to opioid treatment programs (OTPs).  DOH is considering amending the BHA regulations related to OTPs to address general cleanup, remove duplicate requirements, align with the Code of Federal Regulations and implement 2E2SSB 5536 (chapter 1, Laws of 2023, 1st special session). DOH is also fixing two internal citations from a previous rules project.	23-17-078	Anticipate filing			Michelle Weatherly 360-236-2992
DOH	Residential treatment facilities and psychiatric hospitals. Implementation for Indian health care provider attestation in chapters 246-337 and 246-322 WAC, SHB 2075 (2024).	Anticipate filing				Michelle Weatherly 360-236-2992
DOH	WAC 246-358-990 Temporary worker housing fees.  DOH is considering updating or creating new fees to cover operating costs for the temporary worker housing program.	24-03-138				Juan Gamez 360-628-6620  Peter Beaton peter.beaton@doh.wa.gov
DOH	Private detention facilities.  DOH is considering creating a new chapter (chapter 246-385 WAC) to set operational health and safety standards for private detention facilities.	23-23-079				Kseniya Efremova 360-236-3449

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-453 WAC, Hospital charity care.  DOH is considering amendments to implement new requirements in SSB 6273 (chapter 623, Laws of 2018) and SHB 1616 (chapter 197, Laws of 2022). Updates may be needed to ensure that the rules are current and align with best practices. DOH will also consider adding a new section to address requirements for clarity and conciseness.	22-20-069				Carrie Baranowski 360-236-4210
DOH	WAC 246-454-010, 246-454-020, 246-454-090, and 246-454-110, Hospitals—System of accounting, financial reporting, budgeting, cost allocation.  DOH is considering amendments to existing rules to implement new requirements in E2SHB 1272. Updates may be needed to ensure that the rules are current and align with best practices. DOH will also consider adding a new section to address requirements for clarity and conciseness.	21-23-082	Anticipate filing			Carrie Baranowski 360-236-4210
DOH	Prescription monitoring program (PMP); clarifying terms and information about prescription history for the PMP.  Amending WAC 246-470-010, 246-470-030, and 246-470-050.  DOH is considering clarifying that prescribers can request the history of prescriptions they have written.	23-22-092	24-11-119	Anticipate filing		Jennifer Kang 360-688-6644
DOH	Chapter 246-490 WAC, Vital statistics; and chapter 246-491 WAC, Vital statistics—Certificates.  DOH is considering amending and repealing existing rules, and creating new rules related to vital records. The rules may establish registration and amendment requirements for vital records; update or add program processes to align with statutory changes; adopt fees associated with amendment and delayed birth applications; add or adjust fees associated with the issuance of certifications and informational copies; add or remove data items collected in a vital record; expand use of electronic registration of a vital event; make editorial and technical changes to align with statutory changes; and repeal obsolete sections of rule.	23-04-062	Anticipate filing			Kelly Thomson 360-236-2274

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	<p>Physician visa waivers in chapter 246-562 WAC.</p> <p>DOH is considering a chapter review to reorganize sections and amend rules regarding J-1 physician visa waivers. DOH is considering changing these rules to help meet the greatest needs across Washington state. DOH is considering amending the organizational structure, application criteria, and requirements for letters of support.</p>	24-04-021	24-13-113	Anticipate filing		<p>Sarah Gambrell 564-669-1697</p> <p>Kelly Shaw 360-480-8690</p>
DOH	<p>Chapter 246-780 WAC, Electronic benefit payments for farmer's market nutrition program, also to be known as e-FMNP.</p> <p>DOH is considering updating the chapter to allow for electronic benefit payments for the farmers' market nutrition program.</p>	23-07-101	Anticipate Filing			<p>Katherine Flores 360-742-4543</p> <p>Steve Strong 360-742-2930</p>
DOH	<p>Chapter 246-790 WAC.</p> <p>Special supplemental nutrition program for WIC.</p> <p>DOH is considering changes to the rule which would allow for more variety in WIC vendor types.</p>	23-22-061				<p>Karen Mullen 360-515-8279</p>
DOH	<p>WAC 246-803-040 Virtual training for point injection therapy for acupuncture and Eastern medicine.</p> <p>DOH is considering amending education and training for point injection therapy, to allow the 16 hours of didactic education to be done virtually.</p>	23-17-077	24-13-118			
DOH	<p>Chiropractic fees and renewal cycle updates.</p> <p>DOH is considering revisions to WAC 246-808-990 to update chiropractic and X-ray technician licensure, registration, and renewal fees including any clarifying updates.</p>	Anticipate filing				
DOH	<p>Chapter 246-809 WAC.</p> <p>DOH is considering rule making to implement recommendations developed under 2SHB 1724 (chapter 425, Laws of 2023), to support the behavioral health workforce and lower barriers to licensure. Professions potentially impacted by this rule making include mental health counselors, marriage and family therapists, social workers, and associates.</p>	24-10-012				<p>Lana Crawford 564-669-1455</p>

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-809 WAC. DOH is considering amending, repealing, or creating new sections in chapter 246-809 WAC to implement recent legislation by establishing: (1) A directory to help mental health counselor, marriage and family therapist, and social worker associates find supervisors; (2) standards for supervision of associates; (3) a stipend program to offset some costs of supervision; and (4) other changes as appropriate.	24-10-010				Brandon Williams 360-913-4643
DOH	Chapter 246-810 WAC. DOH is considering rule making to: (1) Implement 2SHB 1724 (chapter 425, Laws of 2023), which created two new agency affiliated counselor credential types; (2) implement E2SHB 1504 (chapter 170, Laws of 2021), which allowed student interns to become agency affiliated counselors; and (3) update the chapter as appropriate.	23-16-044	Anticipate filing			Carmen Leso 360-742-1463
DOH	Chapter 246-811 WAC. DOH is considering rule making to implement recommendations developed under 2SHB 1724 (chapter 425, Laws of 2023) to support the behavioral health workforce and lower barriers to licensure. Professions potentially impacted by this rule making include substance use disorder professionals and trainees.	24-10-011				Claire Wilson 564-669-0392
DOH	Amend WAC 246-815-140 Dental hygienists continuing education.	Anticipate filing				Kitty Einert 360-236-4843
DOH	Dental hygiene health equity CE. Create WAC 246-815-145 Establish health equity CE; DOH is considering creating a new rule in chapter 246-815 WAC, Dental hygiene equity training requirements. Health equity rules WAC 246-12-830 [246-12-800] through 246-12-830 to comply with RCW 43.70.613.	23-21-070	24-02-006	24-15-021		Kitty Einert 360-236-4843
DOH	Dental hygienists infection control, chapter 246-815 WAC.	Anticipate filing				Kitty Einert 360-236-4843
DOH	Establishing new chapter 246-819 WAC for the dental therapist profession in order to implement ESHB 1678 (chapter 460, Laws of 2023).	23-22-058	Anticipate filing			Kitty Einert 360-236-4843
DOH	Chapter 246-819 WAC, Dental therapist. DOH is considering establishing new chapter 246-819 WAC for the dental therapist profession in order to implement ESHB 1678 (chapter 460, Laws of 2023).	23-22-058	Anticipate filing			Bruce Bronoske 360-236-4843

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Athletic trainers, amending WAC 246-916-030 to update the endorsement section in response to 2SHB 1724.  DOH is proposing rule making to update substantial equivalency standard rules.	24-13-078	Anticipate filing			Allyson McIver 360-236-2878
DOH	Chapter 246-822 WAC, Dietitians or nutritionists.  DOH is considering rule making to amend or repeal several sections of the dietitian and nutritionist chapter. Specific sections focus on mandatory reporting, examinations, and curriculum. Updating rules about dieticians and nutritionists to modernize the chapter.	18-10-059	23-22-131 24-10-088 Supplemental	Anticipate filing		Kim-Boi Shadduck 360-236-2912
DOH	Chapter 246-822 WAC, Dietitians or nutritionists.  DOH is considering rule making to implement 2SHB 1724 and consider national credentials for dietitians and nutritionists.	Anticipate filing				Kim-Boi Shadduck 360-236-2912
DOH	Birth doulas, amendments to implement 2SHB 1724.  DOH is proposing amendments to WAC 246-835-040 to remove CE barriers to becoming a birth doula for out-of-state applicants and implement 2SHB 1724.	24-09-050	Anticipate filing			
DOH	Birth doulas, amendments to WAC 246-835-010 and 246-835-025.  DOH is amending two WAC sections to update the definition of "culturally congruent care" and to separate the term from "culturally congruent ancestral care" for competency based requirements.	24-09-012	Anticipate filing			
DOH	Genetic counselors, amendments to WAC 246-825-080 Licensure by endorsement.  DOH is amending one WAC section to implement 2SHB 1724 for genetic counselors by reducing barriers to entering and remaining in the profession.	24-09-014	Anticipate filing			
DOH	Respiratory care practitioners chapter update to incorporate 2SHB 1724 and 2SHB 1009.  DOH is proposing amendments to WAC 246-928-540, 246-928-560, and 246-928-570 to lower barriers to entering and remaining in the respiratory care practitioner workforce.	24-06-083	Anticipate filing			

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	<p>Medical assistant medication administration requirements and apprenticeship programs.</p> <p>DOH is considering rule amendments to WAC 246-827-0010, 246-827-0200 and 246-827-0240 to align with statutes updated by ESHB 1073 (chapter 134, Laws of 2023) and ESSB 5983 (chapter 248, Laws of 2024) and ensure that the rules are current and align with best practices. DOH will also consider adding a new WAC 246-827-0340 to address the medication administration requirements for the medical assistant-registered credential.</p>	<p>Withdrawn 23-20-118 New 24-14-096</p>	<p>Anticipate filing</p>			<p>Becky McElhiney 360-236-4766</p>
DOH	<p>Medical assistant-emergency medical technician (MA-EMT); establishing the credential.</p> <p>DOH is considering rule amendments and adding new sections to chapter 246-827 WAC, Medical assistants, to implement SSB 5940 (chapter 217, Laws of 2024).</p>	<p>Anticipate filing</p>				<p>Becky McElhiney 360-236-4766</p>
DOH (with the Washington State Board of Nursing)	<p>WAC 246-840-990 Nursing fee rule housekeeping correction to totals. DOH in consultation with the Washington state board of nursing is proposing amendments to WAC 246-840-990 to make a housekeeping change to correct fee total amounts.</p>				<p>24-14-126</p>	<p>Jessilyn Dagum 360-236-3538</p>
DOH	<p>Chapter 246-850 WAC, Orthotics and prosthetics rules.</p> <p>DOH along with the orthotics and prosthetics advisory committee, is considering amendments to comply with recent legislation. To align chapter 246-850 WAC with 2SHB 1724 (chapter 425, Laws of 202 [2023]), DOH is considering amending the jurisprudence examination as a requirement for licensure and possibly incorporating knowledge of professional jurisprudence into continuing competency requirements for orthotics and prosthetists. As part of this project, DOH will consider amending WAC 246-850-060, 246-850-140, and 246-850-150.</p>	<p>Anticipate filing</p>				<p>Rachel Phipps 564-233-1277</p>
DOH	<p>Chapter 246-926 WAC, Certification of magnetic resonance imaging technologists.</p> <p>DOH is considering adding new sections to and updating sections of chapter 246-926 WAC, Radiologic imaging professionals, to implement SHB 2355 (chapter 94, Laws of 2024), which establishes certification of magnetic resonance imaging (MRI) technologists. DOH will also consider minor housekeeping edits and/or updates related specifically to establishing and regulating MRI techs.</p>	<p>24-13-114</p>				



Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-930 WAC, Sex offender treatment providers.  Chapter rewrite based on recommendations from newly established sex offender treatment providers advisory committee.	22-04-057				Lana Crawford 564-669-1455
DOH	WAC 246-976-010 through 246-976-310, 246-976-330 through 246-976-400, 246-976-890, 246-976-920, 246-976-960 and 246-976-970, Emergency medical services (EMS) and trauma care systems.  DOH is considering amending the rules to align with current national standards; make rules more clear, concise, and organized; propose changes to address barriers to initial and renewal application processes; and respond to new legislative requirements. New sections may be added as required.	17-24-013 Withdrawn 22-11-065 New	24-03-061	Anticipate filing		Catie Holstein 360-236-2841
DOH	Chapter 246-976 WAC, Emergency medical services (EMS) and trauma care systems.  DOH is considering updating sections of this chapter relating to EMS data to respond to legislative requirements required by SSB 5380, section 19, chapter 314, Laws of 2019. New sections may be added as required.	20-17-011	24-06-084	Anticipate filing		Jim Jansen 360-236-2821
DOH	Chapter 246-976 WAC, Emergency medical services (EMS) organ transport.  DOH is considering creating licenses for organ transport vehicles.	23-17-070	24-11-155	Anticipate filing		Jason Norris 360-236-2851
DOH	WAC 246-980-100 Examination and reexamination for home care aide certification.  DOH is considering amending WAC 246-980-100 to: (1) Update the home care aide examination process; (2) consider whether the examination must be completed within a certain time period after completing training; and (3) address any other issues identified by DOH or interested parties. DOH also may consider changes to streamline or clarify the rules as appropriate.	23-04-064				Jennifer Osburn 360-236-2737
Examining Board of Psychology	Chapter 246-924 WAC.  The examining board of psychology (board) is considering rule making to implement recommendations developed under 2SHB 1724 (chapter 425, Laws of 2023), to support the behavioral health workforce and lower barriers to licensure. Additionally, the board will consider updating licensure requirements for psychologists.	24-11-055				Nancy Delgado 360-236-4951

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Board of Denturists	The board of denturists is considering adopting substantial equivalency standard rules within WAC 246-812-120, 246-812-125, 246-812-159, and other applicable rules in order to comply with 2SHB 1724 (chapter 425, Laws of 2023).  Removing barriers for denturist licensure. The board of denturists is considering updates to reduce licensure barriers, and will address jurisprudence exam and examination requirements for denturists.	24-10-064				Adriana Barcena 360-236-4865
Occupational Therapy Practice Board	Chapter 246-847 WAC: WAC 246-847-051, 246-847-065, 246-847-068, 246-847-070, 246-847-080, 246-847-125, and 246-847-170.  Streamlining occupational therapy licensure and endorsement to implement 2SHB 1724 and updates to the ethics section.	24-01-099	Anticipate filing			Kathy Weed 360-236-4883
Occupational Therapy Practice Board	Occupational therapy military spouse temporary permits, WAC 246-847-117 and 246-847-990.  The occupational therapy practice board is considering increasing the amount of time a temporary practice permit is good for from 90 days to 180 days throughout the chapter and adding a fee for the temporary practice permit to implement 2SHB 1009.	24-06-055	Anticipate filing			Kathy Weed 360-236-4883
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC; adding new section pertaining to medication assistance and the settings in which medication assistance occurs.  The pharmacy quality assurance commission and DOH are filing jointly to reinstate rules on medication assistance as permitted under chapter 69.41 RCW.	22-02-015	Anticipate filing			Joshua Munroe 360-502-5058
Pharmacy Quality Assurance Commission	Pharmacy mobile opioid treatment program units.  The pharmacy quality assurance commission is considering amending WAC 246-945-060 and 246-945-250 and adding new sections in chapter 246-945 WAC to exempt mobile opioid treatment program (OTP) units from having to obtain separate registrations, as long as they are covered under the OTP site's controlled substance registration, and to develop more comprehensive facility requirements for analytical laboratories and dog handlers among other facilities that are licensed under the other controlled substance registration.	23-18-046				Haleigh Mauldin 360-890-0720

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC. Transfer practices for a dispensed prescription drug for the purpose of redispensing or subsequent administration to a patient.	23-20-115				Joshua Munroe 360-502-5058
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC. The pharmacy quality assurance commission is considering amending WAC 246-945-055 to remove fenfluramine from the list of Schedule IV substances and adding a new section to chapter 246-945 WAC to establish a list of Schedule IV exemptions.	23-20-119	24-07-067			Julia Katz 360-791-1167
Pharmacy Quality Assurance Commission	Pharmacy home dialysis programs, chapter 246-945 WAC.	23-21-010				Julia Katz 360-791-1167
Pharmacy Quality Assurance Commission	Pharmacy wildlife capture drug classification, WAC 246-945-507.	23-21-011	24-07-66			Julia Katz 360-791-1167
Pharmacy Quality Assurance Commission	Prescription transfers, WAC 246-945-345	23-23-051				Julia Katz 360-791-1167
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC, Prescription drug label accessibility standards, WAC 246-945-016 and 246-945-417.  The pharmacy quality assurance commission is opening these rules to consider including prescription label accessibility standards and is also considering new sections to chapter 246-945 WAC on the subject of prescription drug label accessibility.	22-09-065	Anticipate filing			Joshua Munroe 360-502-5058
Pharmacy Quality Assurance Commission	WAC 246-945-455. The pharmacy quality assurance commission (commission) is reviewing existing rules (WAC 246-945-455) limiting access to drugs stored outside of the pharmacy in a health care facility to licensed health care professionals. The commission will consider adopting new requirements allowing access to drugs outside the pharmacy by unlicensed staff. The commission will also consider if other disruptions within the health care facilities, resulting from requirements within WAC 246-945-455, are necessary.	23-01-111	Anticipate filing			Haleigh Mauldin 360-890-0720
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC. The pharmacy quality assurance commission is considering amending WAC 246-945-585 and creating a new section of rule in the chapter to clarify expectations for wholesalers submitting suspicious order and zero order reports to the commission.	23-10-012				Julia Katz 360-791-1167

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Pharmacy Quality Assurance Commission	Amending WAC 246-945-155, 246-945-156, and potentially add a new chapter in 246-945 WAC and potentially adding new section.  Pharmacy interns—Military spouse permits and renewal extension.	24-07-105				Julia Katz 360-791-1167
Pharmacy Quality Assurance Commission	Amending WAC 246-945-001 and 246-945-585 to adjust suspicious order and zero reporting requirement.	23-10-012				Haleigh Mauldin 360-890-0720
Pharmacy Quality Assurance Commission	Incorporations by reference and naloxone.				Anticipate filing	Haleigh Mauldin 360-890-0720
Podiatric Medical Board	Removing licensure barriers for podiatric physicians and surgeons. WAC 246-922-055 Reciprocity requirements.  The podiatric medical board (board) is considering updates to reduce licensure barriers for podiatric physicians and surgeons. The board is considering amending reciprocity requirements in order to comply with 2SHB 1724 (chapter 425, Laws of 2023), codified at RCW 18.130.077.	Anticipate filing				Tommy Simpson 360-236-4910
Veterinary Board of Governors	WAC 246-933-010 Definitions and 246-933-200 Veterinary client patient relationship.  The veterinary board of governors is considering rule making to amend existing rules and potentially adding a new section of rules to establish additional standards for veterinary telemedicine services.	22-17-101	Anticipate filing			Poppy Budrow 564-669-0026
Veterinary Board of Governors	Animal health care tasks for and supervision of veterinary technicians and veterinary medication clerks.  The veterinary board of governors is considering updates and revisions to WAC 246-935-050 Animal health care tasks, 246-935-040 Responsibilities of a veterinarian supervising a licensed veterinary technician or unregistered assistant, 246-935-010 Definitions (veterinary technicians), and 246-937-010 Definitions (registered veterinary medication clerks).	23-18-060				Poppy Budrow 564-669-0026
Veterinary Board of Governors	Veterinarian and veterinary technician licensure requirements.  The veterinary board of governors is considering updates to licensure, reactivation, CE, and examination requirements, which may include adding new chapters 246-933 and 246-935 WAC to implement 2SHB 1724 (chapter 425, Laws of 2023) and 2SHB 1009 (chapter 165, Laws of 2023).	24-10-093				Poppy Budrow 564-669-0026

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Board of Nursing	Nursing education rules, WAC 246-840-517 and 246-840-534.  The Washington state board of nursing is considering amendments to nursing education rules in response to E2SSB 5582 (chapter 126, Laws of 2023).	23-17-011	Anticipated			Jessilyn Dagum 360-236-3538
Board of Nursing	Advanced registered nurse practitioner education requirements for licensure, updating definition of graduate-level education. WAC 246-840-010, 246-840-340, 246-840-342, and other related sections.	24-05-022	Anticipate filing			Jessilyn Dagum 360-236-3538
Washington Medical Commission	New sections in chapters 246-918 and 246-919 WAC regarding collaborative drug therapy agreements.	20-16-008				Amelia Boyd 360-918-6336
Washington Medical Commission	Physicians and physician assistants general provision for opioid prescribing and tapering rules.  The Washington medical commission (commission) is considering amending the following rules to modernize the language, add clarity, and bring the rules more in line with current practice: WAC 246-918-801 (physician assistants) Exclusions, 246-918-845 (physician assistants) Patient evaluation and patient record—Subacute pain, 246-918-855 (physician assistants) Patient evaluation and patient record—Chronic pain, 246-918-870 (physician assistants) Periodic review—Chronic pain, 246-918-900 (physician assistants) Tapering considerations—Chronic pain, 246-919-851 (physicians) Exclusions, 246-919-895 (physicians) Patient evaluation and patient record—Subacute pain, 246-919-905 (physicians) Patient evaluation and patient record—Chronic pain, 246-919-920 (physicians) Periodic review—Chronic pain, and 246-919-950 (physicians) Tapering considerations—Chronic pain. The commission is considering amending these WAC to modernize the language, add clarity, and bring the rules more in line with current practice.	23-17-094	Anticipate filing			Amelia Boyd 360-918-6336
Washington Medical Commission	Military spouse temporary practice permits; WAC 246-918-076 (physician assistants) and 246-919-397 (physicians), How to obtain a temporary practice permit—Military spouse.  The commission will consider amending these WAC in response to 2SHB 1009 (chapter 165, Laws of 2023), Military Spouse Employment Act.	23-19-029	Anticipate filing			Amelia Boyd 360-918-6336
Washington Medical Commission	Establishing the use of nitrous oxide in office-based settings under WAC 246-919-601.	24-11-104				Amelia Boyd 360-918-6336

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Washington Medical Commission	Establishing the anesthesiologist assistant profession.	Anticipate filing				Amelia Boyd 360-918-6336
Washington Medical Commission	Removing references to osteopathic physician assistants. The commission is proposing amendments to WAC 246-918-895 and 246-919-945, Pain management specialist—Chronic pain, to align rule language with currently accepted language.			Anticipate filing	24-15-054	Amelia Boyd 360-918-6336
Washington Medical Commission	Implementation of the physician assistant collaborative practice. The commission is proposing amendments to chapter 246-918 WAC to implement ESHB 2041 (chapter 62, Laws of 2024), which aims to establish clear guidelines and requirements for the collaboration between physician assistants and supervising physicians. Proposed changes also include clarifying and updating terms.			Anticipate filing	24-15-055	Amelia Boyd 360-918-6336