

Washington State Register, Issue 06-07

OFFICE OF THE CODE REVISER
 Quarterly Rule-Making Report
 Covering Registers 06-01 through 06-06

Type of Activity	New	Amended	Repealed
ADMINISTRATIVE HEARINGS, OFFICE OF			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	1	0
AGRICULTURE, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	20	11	8
Number of Rules Adopted as Emergency Rules	0	1	0
Number of Rules Proposed for Permanent Adoption	2	7	5
Number of Rules Withdrawn	1	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	19	2	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	1	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	1	5	3
Number of Sections Adopted on the Agency's own Initiative	0	5	5
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	20	11	4
Number of Sections Adopted using Pilot Rule Making	0	0	0
ARCHAEOLOGY AND HISTORIC PRESERVATION, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	12	41	1
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	12	44	1
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	58	0	0
Number of Sections Adopted on the Agency's own Initiative	58	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
ATTORNEY GENERAL'S OFFICE			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	43	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	42	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

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Type of Activity	New	Amended	Repealed
CENTRAL WASHINGTON UNIVERSITY			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	6	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	6	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
CORRECTIONS, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	3	25	2
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
COUNTY ROAD ADMINISTRATION BOARD			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	6	0
CRIMINAL JUSTICE TRAINING COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
ECOLOGY, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	18	12	0
Number of Rules Proposed for Permanent Adoption	1	13	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	18	12	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	1	5	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	16	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	16	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
EDUCATION, STATE BOARD OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Rules Withdrawn	1	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	1	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
ENERGY FACILITY SITE EVALUATION COUNCIL			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	5	0
Number of Rules Proposed for Permanent Adoption	0	5	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	2	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	5	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	5	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
ENVIRONMENTAL HEARINGS OFFICE			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	1	0
FINANCIAL INSTITUTIONS, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	51	1	23
Number of Rules Proposed for Permanent Adoption	51	1	23
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	32	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	51	1	0
Number of Sections Adopted on the Agency's own Initiative	3	0	0
Number of Sections Adopted using Negotiated Rule Making	51	1	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

Type of Activity	New	Amended	Repealed
FINANCIAL MANAGEMENT, OFFICE OF			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	1	0
FISH AND WILDLIFE, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	11	42	1
Number of Rules Adopted as Emergency Rules	46	0	42
Number of Rules Proposed for Permanent Adoption	10	60	4
Number of Rules Withdrawn	3	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	57	38	43
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
GAMBLING COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	5	0
Number of Rules Proposed for Permanent Adoption	76	4	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	4	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	4	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	5	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
GROWTH MANAGEMENT HEARINGS BOARDS			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	4	7	0
HEALTH CARE AUTHORITY			
Type of Activity	New	Amended	Repealed
Number of Rules Adopted as Emergency Rules	0	1	0
Number of Rules Proposed for Permanent Adoption	1	14	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	1	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

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Type of Activity	New	Amended	Repealed
HEALTH, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	132	55	42
Number of Rules Proposed for Permanent Adoption	5	16	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	5	1
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	3	23	1
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	116	27	21
Number of Sections Adopted in Order to Comply with Federal Statute	0	11	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	9	4	14
Number of Sections Adopted on the Agency's own Initiative	4	22	1
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	132	40	36
Number of Sections Adopted using Pilot Rule Making	0	0	0
HORSE RACING COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	4	13	7
Number of Rules Proposed for Permanent Adoption	23	104	51
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	4	12	7
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	4	13	7
Number of Sections Adopted using Negotiated Rule Making	4	13	7
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
INDETERMINATE SENTENCE REVIEW BOARD			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
INSURANCE COMMISSIONER, OFFICE OF			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	1	0	0
INTERAGENCY COMMITTEE, OFFICE OF THE			
Type of Activity	New	Amended	Repealed
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	4	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	4	5	2
Number of Sections Adopted on the Agency's own Initiative	0	2	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	4	7	2
Number of Sections Adopted using Pilot Rule Making	0	0	0
LABOR AND INDUSTRIES, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	97	54	132
Number of Rules Proposed for Permanent Adoption	65	36	28
Number of Rules Withdrawn	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	75	37	27
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	53	11	13
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	57	45	22
Number of Sections Adopted using Negotiated Rule Making	12	8	7
Number of Sections Adopted using Other Alternative Rule Making	23	45	11
Number of Sections Adopted using Pilot Rule Making	0	0	0
LICENSING, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	8	24	0
Number of Rules Proposed for Permanent Adoption	34	33	21
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	7	24	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	2	9	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	1	15	0
Number of Sections Adopted on the Agency's own Initiative	8	20	0
Number of Sections Adopted using Negotiated Rule Making	4	2	0
Number of Sections Adopted using Other Alternative Rule Making	3	19	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
LOTTERY, WASHINGTON STATE			
Type of Activity	New	Amended	Repealed
Number of Rules Withdrawn	0	1	12
MARINE EMPLOYEES' COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Rules Withdrawn	0	26	0
NATURAL RESOURCES, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	17	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	21	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	5	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
PERSONNEL, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	4	12	0
Number of Rules Proposed for Permanent Adoption	10	0	0
Number of Rules Withdrawn	0	3	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	4	12	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	4	12	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
PUBLIC DISCLOSURE COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	2	0
PUBLIC INSTRUCTION, SUPERINTENDENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	12	0
Number of Rules Proposed for Permanent Adoption	4	9	7
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	12	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
RETIREMENT SYSTEMS, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	7	0
Number of Rules Proposed for Permanent Adoption	0	4	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	1	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	1	0
Number of Sections Adopted on the Agency's own Initiative	0	5	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	7	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
REVENUE, DEPARTMENT OF			

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Type of Activity	New	Amended	Repealed
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	14	0
Number of Rules Adopted as Emergency Rules	0	3	0
Number of Rules Proposed for Permanent Adoption	1	16	0
Number of Rules Withdrawn	0	0	1
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	8	0
Number of Sections Adopted on the Agency's own Initiative	0	16	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	16	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
SALARIES FOR ELECTED OFFICIALS, WASHINGTON CITIZENS' COMMISSION ON			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	3	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
SECRETARY OF STATE			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	4	15	0
Number of Rules Withdrawn	3	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	3	10	0
Number of Sections Adopted on the Agency's own Initiative	1	5	0
Number of Sections Adopted using Negotiated Rule Making	4	15	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
SOCIAL AND HEALTH SERVICES, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	176	106	11
Number of Rules Adopted as Emergency Rules	43	20	0
Number of Rules Proposed for Permanent Adoption	27	92	12
Number of Sections Adopted at Request of a Nongovernmental Entity	4	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	8	88	11
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	131	14	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Federal Statute	0	13	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	67	10	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	131	0	0
Number of Sections Adopted using Other Alternative Rule Making	79	126	11
Number of Sections Adopted using Pilot Rule Making	0	0	0
TRANSPORTATION, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	5	38	18
Number of Rules Proposed for Permanent Adoption	0	11	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	2	34	2
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	2	34	1
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	1
Number of Sections Adopted using Negotiated Rule Making	0	1	1
Number of Sections Adopted using Other Alternative Rule Making	2	34	1
Number of Sections Adopted using Pilot Rule Making	0	0	0
UNIVERSITY OF WASHINGTON			
Type of Activity	New	Amended	Repealed
Number of Rules Adopted as Emergency Rules	1	3	0
Number of Rules Proposed for Permanent Adoption	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	1	3	0
Number of Sections Adopted on the Agency's own Initiative	1	3	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
UTILITIES AND TRANSPORTATION COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	5	3	0
Number of Rules Proposed for Permanent Adoption	130	12	52
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	5	3	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

Type of Activity	New	Amended	Repealed
WASHINGTON STATE PATROL			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	0	0
Number of Rules Proposed for Permanent Adoption	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
WASHINGTON STATE UNIVERSITY			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	46	0	71
TOTALS FOR THE QUARTER:			
Number of Permanent Rules Adopted	601	518	245
Number of Rules Adopted as Emergency Rules	90	28	42
Number of Rules Proposed for Permanent Adoption	491	457	274
Number of Rules Withdrawn	8	33	13
Number of Sections Adopted at Request of a Nongovernmental Entity	23	8	1
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	161	311	49
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	305	105	35
Number of Sections Adopted in Order to Comply with Federal Statute	0	26	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	257	75	19
Number of Sections Adopted on the Agency's own Initiative	205	208	79
Number of Sections Adopted using Negotiated Rule Making	206	41	15
Number of Sections Adopted using Other Alternative Rule Making	283	323	65
Number of Sections Adopted using Pilot Rule Making	0	0	0

WSR 06-06-006
INTERPRETIVE AND POLICY STATEMENT
PUBLIC DISCLOSURE COMMISSION

[Filed February 16, 2006, 3:53 p.m.]

In accordance with RCW 34.05.230, listed below are four interpretations, and one declaratory order adopted by the public disclosure commission in calendar year 1996.

Title: Commission Interpretation 96-01 - Participation in Fund Raising Events by State Officials During Legislative Freeze Period. (This interpretation is superseded by 01-01).

Purpose: Provides guidance concerning RCW 42.17.-710, which prohibits a state elected official (or a person employed by or acting on behalf of a state elected official), during the legislative session freeze period, from soliciting or accepting contributions to a public office fund, to a candidate or authorized committee, or to retire a campaign debt. At its

meeting on February 20, 1996, the commission clarified the application of this prohibition to specific fund-raising activities.

Effective Date: February 20, 1996. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/html/007.html>.

Title: Commission Interpretation 96-02 - Commercial Loans to a Candidate.

Purpose: Provides guidance concerning under what circumstances commercial loans made to a candidate or a candidate's authorized committee are not subject to the contribution limits provided in RCW 42.17.640. In addition, the interpretation answers the question of whether the maximum loan repayment restriction in RCW 42.17.125(3) apply to

commercial loans to a candidate or a candidate's authorized committee.

Effective Date: July 15, 1996. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/html/006.html>.

Title: Commission Interpretation 96-03 - L-2 Reporting Guide for Entertainment, Travel and Educational Expenditures.

Purpose: The commission provides guidance to lobbyists on how to report meals, entertainment and gifts on the monthly lobbyist expense report (PDC form L-2).

Effective Date: January 23, 1996. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/html/005.html>.

Title: Commission Interpretation 96-04 - Definition of the phrase "Within 21 Days of a General Election," for Purposes of RCW 42.17.105(8). (This interpretation supersedes 92-02.)

Purpose: For purposes of RCW 42.17.105(8), the statute requiring special reports for late contributions or large totals, the phrase "within 21 days of a general election" means the period beginning at 12:01 a.m. PST on the third Tuesday before the general election held in November and ending at 11:59 p.m. PST on the day before the election.

Effective Date: March 26, 1996. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/html/004.html>.

Title: Declaratory Order number 14 – School District Activities Relating to Support of or Opposition to Initiatives to the Legislature.

Purpose: An analysis of when and to what extent the statute regarding the prohibition of using public facilities in election campaigns, RCW 42.17.130, and the statute concerning legislative activities of state agencies, other units of government, elective officials, employees, RCW 42.17.190, affect a school district's ability to engage in activities relating to the support of or opposition to initiatives to the legislature.

Effective Date: May 28, 1996. A copy of the declaratory order may be downloaded at the public disclosure commission's web site at http://www.pdc.wa.gov/guide/declar/DECL_14.pdf.

In accordance with RCW 34.05.230, listed below is one interpretation adopted by the public disclosure commission in calendar year 1998.

Title: Commission Interpretation 98-01 - Slate Cards and Other Candidate Listings (withdrawn by commission on April 24, 2001).

Purpose: The commission determined that, under certain conditions, expenditures for slate cards fall within the parameters of RCW 42.17.640 (14)(a) and are, therefore, exempt from contribution limits and eligible for payment with a bona fide political party's exempt funds. Slate cards remain reportable under chapter 42.17 RCW and subject to the political

advertising provisions. However, this interpretation was withdrawn by commission on April 24, 2001.

Effective Date: August 25, 1998. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/html/003.html>.

In accordance with RCW 34.05.230, listed below are an interpretation, a declaratory order and one policy adopted by the public disclosure commission in calendar year 1999.

Title: Declaratory Order number 15 - Petition by the University of Washington Regarding Application of the Public Agency Lobbying Provisions.

Purpose: Lobbying under RCW 42.17.190 occurs when the person making the communication to an elected official, or officer or employee of any agency, intends to influence in a material way the adoption or rejection of specific proposed or reasonably anticipated bills, resolutions, motions, amendments, nominations, and other like matters before the state legislature. The University of Washington's discretionary funds, and returns on those funds, received by the university under RCW 28B.20.130 do not constitute "public funds" under RCW 42.17.190 (3) and (5). The gift prohibition contained in RCW 42.17.190(3) applies when lobbying occurs within a reasonable period of time before or after receipt of the gift.

Effective Date: June 29, 1999. A copy of the declaratory order may be downloaded at the public disclosure commission's web site at http://www.pdc.wa.gov/guide/declar/DECL_15.pdf.

Title: PDC Policy number 99-01 - Goals Regarding Access to Campaign and Lobbying Reports.

Purpose: Section 2, Chapter 401, Laws of 1999 (E2SSB 5931), requires the commission to establish goals regarding prompt availability of the reports filed with the commission or the information included in the reports, which are detailed in this policy.

Effective Date: August 24, 1999. A copy of the policy may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/policy/graclr.asp>.

Title: Commission Interpretation 99-01 - The Eight-Day Period for Inspection of Campaign Books (withdrawn by commission on April 24, 2001).

Purpose: On July 25, 1999, RCW 42.17.080(4), the provision requiring candidates and political committees to make their books of account available for public inspection, will be sufficiently changed by chapter 401, Laws of 1999, so that the items on the C-1 and C-1pc forms relating to this requirement are no longer entirely accurate. (The information called for on the forms will not change, but the brief explanation of the law's requirement will be outdated.) Since the C-1 and the C-1pc are adopted by rule, it takes a rule amendment to modify them and, according to RCW 42.17.370(1), if a rule amendment is not in effect on or before June 30, it will not take effect until after that year's general election. No exception is made for rules needed to implement new or amended statutes.

Effective Date: June 29, 1999. A copy of the commission interpretation may be downloaded at the public disclosure

sure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/html/002.html>.

In accordance with RCW 34.05.230, listed below are interpretations, declaratory orders and policies adopted by the public disclosure commission in calendar year 2000.

Title: Commission Interpretation 00-01 - Reporting of Field Trips and Other Excursions.

Purpose: The public disclosure commission interprets RCW 42.17.170 and 42.17.241 as requiring all entities that lobby to file a listing for excursions or occasions showing the elected and appointed officials, and other individuals required to file the Personal Financial Affairs Statements (PDC Form F-1), attending. The listing is to show the names of attendees, date, pro rata cost, and a brief description.

Effective Date: April 25, 2000. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/html/001.html>.

Title: Commission Interpretation 00-02 - Guidelines for Internet Contributions.

Purpose: The commission's guidelines for candidates and political committees when accepting and reporting contributions made through web-based applications on the Internet.

Effective Date: June 29, 2000. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/007.pdf>.

Title: Commission Interpretation 00-03 - Use of Robes and Court Rooms in Campaign Literature by District and Municipal Court Judges.

Purpose: Answers the question of under what circumstances may elected district and municipal court judges wear their robes in campaign literature, given the prohibitions in RCW 42.17.130 on the use of public facilities in campaigns. Also, the interpretation answers the question of under what circumstances may district and municipal court judges use courtrooms in campaign literature, given the prohibitions in RCW 42.17.130. (See also the attorney general's office memorandum on this subject.)

Effective Date: July 25, 2000. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/006.pdf>.

Title: Commission Interpretation 00-04 - Use of "Soft Money" for Issue Advocacy.

Purpose: Answers the question on the effect of the state supreme court's decision *Washington State Republican Party v. Washington State Public Disclosure Commission et al.*, 141 Wn.2d 245, 4 P.3d 808 (July 27, 2000) on the use of exempt funds under RCW 42.17.640 ("soft money") by political parties for advertisements and publications that educate the voters on a candidate's stand on the issues.

Effective Date: September 29, 2000. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/005.pdf>.

Title: Commission Interpretation 00-05 - Guidelines for Local Government Agencies, Including School Districts, in Election Campaigns (Superseded by 04-02).

Purpose: Provides the commission's guidance concerning RCW 42.17.130, WAC 390-05-271 and 390-05-273.

Effective Date: September 26, 2000. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/AgencyGuidelinesIII.pdf>.

In accordance with RCW 34.05.230, listed below are interpretations, declaratory orders and policies adopted by the public disclosure commission for calendar year 2001.

Title: Commission Interpretation 01-01 - Participation in Fund Raising Events by State Officials During Legislative Freeze Period (Supersedes 96-01) (Superseded by 01-04).

Purpose: At its meeting on February 20, 1996, by adopting Interpretation 96-01 the commission clarified the application of the prohibition to participate in certain fund-raising activities. However, since adoption of that interpretation, the Washington state supreme court issued its decision in *Senate Republican Campaign Committee v. PDC* (133 Wn.2d 229, 943 P.2d 1358 (1997)) and the commission amended its rule, WAC 390-17-400, implementing RCW 42.17.710 in 1998. The commission revisited this session freeze fund-raising issue at its April 2001 meeting and amended its earlier interpretation accordingly.

Effective Date: April 24, 2001. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/003.pdf>.

Title: Commission Interpretation 01-02 - Contributions to State Office Candidates Who Lose the Primary Election (Superseded by WAC 390-17-302).

Purpose: On July 22, 2001, HB 1770 is effective. Chapter 208, Laws of 2001. This act amends RCW 42.17.640 to allow contributions to be made to a statewide executive or legislative candidate or a candidate's authorized committee with respect to a primary election until thirty days after the primary.

Effective Date: July 24, 2001. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/002.pdf>.

Title: Commission Interpretation 01-03 - Guidelines for School Districts in Election Campaigns.

Purpose: This document is an educational tool that is an expression of the commission's view of the meaning of RCW 42.17.130 and relevant administrative rules and case law involving school districts and election campaign activity. It is intended to provide guidance regarding the commission's approach and interpretation of how the statutory prohibition on the use of public school facilities for campaigns impacts activities that may be contemplated by district personnel and other persons who may seek to utilize those public facilities. These guidelines are meant to aid and assist in compliance with the law. Readers are strongly encouraged to review the statute and rules referenced in these guidelines.

Effective Date: January 13, 2004/April 26, 2005. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/01-03A.pdf>.

Title: Commission Interpretation 01-04 - Participation in Fund Raising Events by State Officials During Legislative Freeze Period.

Purpose: At its meeting on February 20, 1996, by adopting Interpretation 96-01 the commission clarified the application of this prohibition to certain fund-raising activities. However, since adoption of that interpretation, the Washington state supreme court issued its decision in *Senate Republican Campaign Committee v. PDC* (133 Wn.2d 229, 943 P.2d 1358 (1997)) and the commission amended its rule, WAC 390-17-400, implementing RCW 42.17.710 in 1998. The commission revisited this session freeze fund-raising issue at its April 2001 meeting and amended its earlier interpretation accordingly.

Effective Date: December 4, 2001. A copy of the declaratory order may be downloaded at the Public Disclosure Commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/01-04.pdf>.

In accordance with RCW 34.05.230, listed below are commission interpretations adopted by the public disclosure commission for calendar year 2002.

Title: Commission Interpretation 02-01 - 2002 Contribution Limits From Bona Fide Political Party Committees and Caucus Political Committees to Legislative Candidates.

Purpose: For purposes of calculating the contribution limits from party and caucus committees to legislative candidates for 2002 campaigns, the public disclosure commission has interpreted RCW 42.17.640(5) to mean that the number of registered voters in a legislative district is the current number of registered voters, as determined by county election officials on or before June 30, 2002, in that jurisdiction as it is now constituted following approval of the state's redistricting plan.

Effective Date: February 26, 2002. A copy of the declaratory order may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/02-01.pdf>.

Title: Commission Interpretation 02-02 - Filing a Report of Independent Expenditures That Support or Oppose More Than One Candidate or Ballot Measure.

Purpose: A Report of Independent Expenditures (PDC form C-6) that supports or opposes more than one candidate or ballot measure must be filed when the pro rata cost attributed to at least one candidate or ballot proposition identified in the expenditure(s) is \$100 or more.

Effective Date: October 2, 2002. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/02-02.pdf>.

Title: Commission Interpretation 02-03 - Requests for Modification of the Requirements to Report Information on the Personal Financial Affairs Statement (F-1) for Lawyers and Law Firms.

Purpose: The public disclosure commission enforces the election and campaign reporting requirements in chapter 42.17 RCW. The statutes require certain candidates and public officials to report their financial affairs on a "Personal Financial Affairs Statement" (an "F-1" form). RCW 42.17.-240, RCW 42.17.241. The commission is authorized to allow modifications or suspensions of these reporting requirements under RCW 42.17.370(10) when it finds that "literal application" of the chapter "works a manifestly unreasonable hardship" and that the suspension or modification of the reporting requirements "will not frustrate the purposes of the chapter." The commission shall suspend or modify the reporting requirement or requirements only to the extent necessary to substantially relieve such hardship, and only upon clear and convincing proof of such claim. This interpretation addresses reporting modifications concerning attorneys and law firms.

Effective Date: January 28, 2003. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/02-03.pdf>.

Title: Commission Interpretation 02-04 - Requests for Modification of the Requirements to Report Information on the Personal Financial Affairs Statement (F-1) for Judges and Judicial Candidates.

Purpose: The public disclosure commission enforces the election and campaign reporting requirements in chapter 42.17 RCW. The statutes require certain candidates and public officials to report their financial affairs on a "Personal Financial Affairs Statement" (an "F-1" form). RCW 42.17.-240, 42.17.241. The commission is authorized to allow modifications or suspensions of these reporting requirements under RCW 42.17.370(10) when it finds that "literal application" of the chapter "works a manifestly unreasonable hardship" and that the suspension or modification of the reporting requirements "will not frustrate the purposes of the chapter." The commission shall suspend or modify the reporting requirement or requirements only to the extent necessary to substantially relieve such hardship, and only upon clear and convincing proof of such claim. This interpretation addresses reporting modifications concerning judges or judicial candidates.

Effective Date: January 28, 2003. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/02-04.pdf>.

Title: Commission Interpretation 02-05 - Requests for Modification of the Requirements to Report Information on the Personal Financial Affairs Statement (F-1) for Motor Vehicle Dealers.

Purpose: The public disclosure commission enforces the election and campaign reporting requirements in chapter 42.17 RCW. The statutes require certain candidates and public officials to report their financial affairs on a "Personal Financial Affairs Statement" (an "F-1" form). RCW 42.17.-240, 42.17.241. The commission is authorized to allow modifications or suspensions of these reporting requirements under RCW 42.17.370(10) when it finds that "literal application" of the chapter "works a manifestly unreasonable hard-

ship" and that the suspension or modification of the reporting requirements "will not frustrate the purposes of the chapter." The commission shall suspend or modify the reporting requirement or requirements only to the extent necessary to substantially relieve such hardship, and only upon clear and convincing proof of such claim. This interpretation addresses reporting modifications concerning motor vehicle dealerships.

Effective Date: January 28, 2003. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/02-05.pdf>.

Title: Commission Interpretation 02-06 - Requests for Modification of the Requirements to Report Information on the Personal Financial Affairs Statement (F-1) for Applicants Whose Spouses Create a Reporting Obligation for the Applicant.

Purpose: The public disclosure commission enforces the election and campaign reporting requirements in chapter 42.17 RCW. The statutes require certain candidates and public officials to report their financial affairs on a "Personal Financial Affairs Statement" (an "F-1" form). RCW 42.17.-240, 42.17.241. The commission is authorized to allow modifications or suspensions of these reporting requirements under RCW 42.17.370(10) when it finds that "literal application" of the chapter "works a manifestly unreasonable hardship" and that the suspension or modification of the reporting requirements "will not frustrate the purposes of the chapter." The commission shall suspend or modify the reporting requirement or requirements only to the extent necessary to substantially relieve such hardship, and only upon clear and convincing proof of such claim. This interpretation addresses reporting modifications concerning an official or candidate's spouse.

Effective Date: January 28, 2003/May 27, 2003. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/02-06.pdf>.

In accordance with RCW 34.05.230, listed below are interpretations, declaratory orders and policies adopted by the public disclosure commission for calendar year 2004.

Title: Commission Interpretation 04-01 - Contribution Limits: Impact When a State Office Candidate Does Not Have a Primary Election.

Purpose: The intent of 04-01 is to document the commission's interpretation of RCW 42.17.640(1) in the event that there is no primary election for a candidate for state office, and provide guidance regarding actions an affected candidate is required to take concerning contributions received in anticipation of both a primary and general election.

Effective Date: February 24, 2004. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/04-01.pdf>.

Title: Commission Interpretation 04-02 - Guidelines for Local Government Agencies in Election Campaigns.

Purpose: This document is an educational tool that is an expression of the commission's view of the meaning of RCW 42.17.130 and relevant administrative rules and case law involving local government and election campaign activity. It is intended to provide guidance regarding the commission's approach and interpretation of how the statutory prohibition on the use of public facilities for campaigns impacts activities that may be contemplated by government employees and other persons who may seek to utilize those public facilities. Readers are strongly encouraged to review the statute and rules referenced in these guidelines.

Effective Date: September 28, 2004/April 26, 2005. A copy of the commission interpretation may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/04-02.pdf>.

Title: Commission Interpretation 04-03 - Service members Civil Relief Act and PDC Filings.

Purpose: The Service members Civil Relief Act (SCRA) is a longstanding federal law (first passed as the Soldiers and Sailors Civil Relief Act during World War I) which protects members of the armed forces from various legal obligations while engaged in active duty. The SCRA does not explicitly address a service member's obligation to file with the Washington state public disclosure commission, and this interpretation provides guidance concerning this topic.

Effective Date: September 28, 2004. A copy of the declaratory order may be downloaded at the public disclosure commission's web site at <http://www.pdc.wa.gov/guide/interpretations/pdf/04-03.pdf>.

For copies of commission interpretations, you may also contact Suemary Trobaugh, Public Disclosure Commission, P.O. Box 40908, 98504-7600, phone (360) 753-1985, fax (360) 753-1112, e-mail strobaugh@pdc.wa.gov. If you have special accommodation needs or require this document in an alternate format, please contact public disclosure commission reception at (360) 753-1111 (voice).

WSR 06-07-004

**NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE UNIVERSITY**

[Memorandum—February 23, 2006]

The board of regents of Washington State University will hold its next board meeting on Friday, March 3, 2006, **commencing at 9:00 a.m.**, at WSR Tri-Cities Consolidated Information Center, Rooms 210-214, Richland, Washington. The regents will consider all matters included on the attached agenda plus any items that may normally come before them. In addition, the regents will hold committee meetings and activities according to the schedule below:

Thursday, March 2, 2006

11:30 a.m.	Executive, Planning, and Budget Committee	CIC 210-212
1:00 p.m.	University Development, Relations & Athletics Committee	CIC 214
2:30 p.m.	Academic, Faculty, and Student Affairs Committee	CIC 221

2:30 p.m.	Business Affairs and Information Technology Committee	CIC 223
4:00 p.m.	Executive, Planning, and Budget Committee	CIC 221
6:30 p.m.	Dinner	Anthony's at Columbia Point 550 Columbia Point Drive Richland

Friday, March 3, 2006

7:30 a.m.	Breakfast	Courtyard by Marriott 480 Columbia Point Drive Richland
9:00 a.m.	Board of Regents Meeting	CIC 210-214

This notice is being sent by direction of the president of the board of regents pursuant to the requirements of the Open [Public] Meeting Act of 1971 (chapter 250, Laws of 1971 1st ex. sess.), as amended.

WSR 06-07-005
POLICY STATEMENT
DEPARTMENT OF HEALTH
(Office of Drinking Water)
[Filed March 2, 2006, 12:18 p.m.]

The office of drinking water has completed an exercise examining all our policies and consistency statements to determine if they are in compliance with the Administrative Procedure Act. With the creation of various guidance documents, amendments to Washington Administrative Code, and changes in selected program approaches, the office of drinking water has elected to rescind the policy listed below because it is outdated in content and format.

Policy Title	ID	Effective Date
Well Site Inspection Form	E.07	September 12, 1984

Please contact Denise A. Clifford if you need any additional information, phone (360) 236-3110 or e-mail denise.clifford@doh.wa.gov.

Denise Clifford, Director
Office of Drinking Water

WSR 06-07-009
NOTICE OF PUBLIC MEETINGS
WHATCOM COMMUNITY COLLEGE
[Memorandum—March 1, 2006]

The board of trustees of Whatcom Community College, District Number Twenty-One, will hold its scheduled monthly meeting on Wednesday, March 8, 2006, at 2:00 p.m. at Whatcom Community College in the Laidlaw Center Board Room. The college is located at 237 West Kellogg Road, Bellingham, WA.

WSR 06-07-010
DEPARTMENT OF ECOLOGY
[Filed March 3, 2006, 12:26 p.m.]

Hearing Notice
State Implementation Plan Revision
Including Revised Puget Sound Clean Air Agency Regulations in the State Implementation Plan

Background information: Local air pollution control agencies periodically submit air quality regulations to the department of ecology (ecology) for inclusion in Washington's state implementation plan (SIP). The SIP is a statewide plan for meeting federal health-based standards for certain air pollutants.

Ecology will hold a public hearing to receive comments on including amendments to Puget Sound clean air agency (PSCAA) Regulations I and II in the SIP.

Hearing information: Thursday, April 27, 2006, 9:15 a.m. at the Puget Sound Clear Air Agency, 110 Union Street, Suite 500, Seattle, WA 98101.

Changes to be included in the SIP:

PSCAA is proposing to include the following new changes in the SIP:

- AMEND: Regulation I, Sections 13.02, 3.11 and 3.25.
- REMOVE: Regulation II, Section 3.11.

PSCAA previously amended the following sections of its regulations, and now proposes to include them in the SIP:

- Regulation I, Sections 13.02, 3.11 and 3.25 (amended September 22, 2005).
- Regulation II, Section 3.11 (amended February 24, 2005).

Effects of the changes:

The above changes:

- Delete certain requirements for coatings and ink manufacturing,
- Adjust the maximum civil penalty for inflation,
- Update rules to reflect new criteria for impaired air quality adopted by the legislature, and
- Allow for additional clarifications and administrative updates.

For ecology's purposes, comments must be limited to including the PSCAA amendments in the SIP. Written comments must be postmarked no later than April 28, 2006, and should be sent to Brett Rude, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600. *Written comments must be postmarked no later than April 28, 2006.*

For more information: For more information about the content of the regulations prior to the hearing, please contact John Anderson, Puget Sound clean air agency, (206) 689-4051.

If you need special accommodations, please contact the receptionist at Puget Sound clean air agency, (206) 689-4010 by April 20, 2006. If you are a person with a speech or hearing impairment, call (800) 833-6388 (TDD) by April 20, 2006.

WSR 06-07-015
INTERPRETIVE STATEMENT
DEPARTMENT OF
FINANCIAL INSTITUTIONS
 (Securities Division)
 [Filed March 6, 2006, 9:14 a.m.]

Descriptive Statement Pursuant to RCW 34.05.230(4)

Subject: Franchise Act Interpretive Statement - 06 (FIS 06). Franchise advertising on the internet.

To receive a copy of FIS 06, contact Cheryl Pearson, Securities Division, P.O. Box 9033, Olympia, WA 98507-9033, (360) 902-8760, cpearson@dfi.wa.gov.

Michael E. Stevenson
 Director of Securities

WSR 06-07-016
NOTICE OF PUBLIC MEETINGS
BELLINGHAM TECHNICAL COLLEGE

[Memorandum—March 6, 2006]

The board of trustees of Bellingham Technical College will hold a special meeting on Thursday, March 16, 2006, from 8:00 a.m. to 9:00 a.m., in the College Services Building Board Room on the Bellingham Technical College campus. The special meeting will be conducted in executive session to review the performance of public employees. (RCW 42.30-110 (1)(g)). No action will be taken during executive session. Call 752-8334 for information.

The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, March 16, 2006, 9:00 - 11:00 a.m., in the College Services Board Room on the Bellingham Technical College campus. Call 752-8334 for information.

WSR 06-07-021
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF HEALTH
 (Office of Drinking Water)
 [Filed March 7, 2006, 7:33 a.m.]

Title of Policy or Interpretive Statement: Drinking Water State Revolving Fund Guidelines (DWSRF) 2006.

Issuing Entity: Washington state department of health, division of environmental health, office of drinking water.

Description: The document provides guidelines for the DWSRF 2006 application cycle. The DWSRF provides funding for systems to make drinking water infrastructure improvements. The DWSRF program guidelines have been jointly revised by the department of health, office of drinking water; the public works board, and its administrative agent, the department of community, trade and economic development to reflect procedural and timeline revisions.

Division Contact: Chris Gagnon, DWSRF Program Manager, Department of Health, Office of Drinking Water, 7211 Cleanwater Lane, Building 11, P.O. Box 47822, Olympia, WA 98504-7822.

Effective Date: January 2006.

Denise Clifford
 Director

WSR 06-07-026
PUBLIC RECORDS OFFICER
OFFICE OF
INSURANCE COMMISSIONER

[Filed March 7, 2006, 3:34 p.m.]

Pursuant to RCW 42.17.253, please show Makeba Andrews, phone (360) 725-7003, fax (360) 664-2782, e-mail pdr@oic.wa.gov, P.O. Box 40255, Olympia, WA 98504-0255, as public disclosure officer of the insurance commissioner's office.

WSR 06-07-027
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed March 7, 2006, 4:31 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: HRSA Numbered Memorandums.

Subject: 06-06 and 06-11.

Effective Date: 06-06 May 1, 2006, and 06-11 April 1, 2006.

Document Description: Numbered Memorandum 06-06, National Drug Code Required for Billing of Drugs Administered in the Provider's Office and Numbered Memorandum 06-11, Prescription Drug Program: Maximum Allowable Cost Update.

To receive a copy of the interpretive or policy statement contact Amelia Holl, Office of Rules and Publications, DSHS, Health and Recovery Services Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1349 or go to web site <http://maa.dshs.wa.gov/download/publicationsfees.htm> (click on "Numbered Memos," "Year 2005"), TDD (800) 848-5429, fax (360) 586-9727, e-mail hollag@dshs.wa.gov.

March 3, 2006

Amelia Holl
 for Ann Myers, Manager
 Rules and Publications Section

WSR 06-07-028

**INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed March 7, 2006, 4:32 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document title: PCM 06-003 Changes to IRS Certification.

Subject: Changes to IRS certification.

Effective Date: March 1, 2006.

Document Description: This policy explains to the division of child support (DCS) staff that the support enforcement management system (SEMS) now allows DCS to certify additional debts for the federal IRS offset program.

To receive a copy of the interpretive or policy statement, contact Jeffrey Kildahl, Division of Child Support, P.O. Box 11520, Tacoma, WA 98411-5520, phone (360) 664-5278, TDD (360) 753-9122, fax (360) 586-3274, e-mail JKildahl@dshs.wa.gov.

March 1, 2006
Jeff A. Kildahl

WSR 06-07-029

**INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed March 7, 2006, 4:33 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: HRSA Numbered Memorandums.

Subject: 06-10 and 06-12.

Effective Date: 06-10 February 16, 2006, and 06-12 March 1, 2006.

Document Description: Numbered Memorandum 06-10, Hearing Aids and Services: Clarification and changes to Fee Schedule and Numbered Memorandum 06-12, Prescription Drug Program: Additions and Changes to the Washington PDL, Changes to EPA List, and Additions to the List of Limitations on Certain Drugs.

To receive a copy of the interpretive or policy statement, contact Amelia Holl, Office of Rules and Publications, DSHS, Health and Recovery Services Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1349 or go to web site <http://maa.dshs.wa.gov/download/publicationsfees.htm> (click on "Numbered Memos," "Year 2005"), TDD (800) 848-5429, fax (360) 586-9727, e-mail hollag@dshs.wa.gov.

March 7, 2006
Amelia Holl
for Ann Myers, Manager
Rules and Publications Section

WSR 06-07-037

**NOTICE OF PUBLIC MEETINGS
SHORELINE COMMUNITY COLLEGE**

[Memorandum—March 3, 2006]

The board of trustees of Shoreline Community College will hold special meetings for the purpose of conducting the presidential search process with the designated search committee. Each meeting will take place in the Building 1000 Board Room. The meetings are scheduled as follows:

- Wednesday, March 8, 2006 2:00 to 4:00 p.m.
- Friday, April 7, 2006 2:30 to 5:00 p.m.
- Friday, April 14, 2006 2:30 to 5:30 p.m.

Please call (206) 546-4552 or e-mail Michele Foley at mfoley@shoreline.edu if you have further information. Michele Foley will continue to notify the code reviser's office when additional meetings are scheduled.

WSR 06-07-047

**NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE PATROL**

(Fire Protection Policy Board)

[Memorandum—March 2, 2006]

The location of the April 26, 2006, work session of the Washington state fire protection policy board has been changed from the General Administration Building in Olympia, and will now be held at the Lacey Fire District, Headquarters, Station 31, 1231 Franz Street S.E., Lacey, WA 98503.

For further information, please contact Ellen Tombleson at (360) 753-0411.

WSR 06-07-052

**RULES OF COURT
STATE SUPREME COURT**

[Memorandum—March 9, 2006]

IN THE MATTER OF THE ADOPTION)	ORDER
OF NEW CrR 4.11, NEW CrRLJ 4.11 AND)	NO. 25700-A-848
THE ADOPTION OF THE AMEND-)	
MENTS TO CrR 4.6 AND CrRLJ 4.6)	

The Washington State Bar Association having recommended the adoption of New CrR 4.11, New CrRLJ 4.11 and the proposed amendments to CrR 4.6 and CrRLJ 4.6, and the Court having approved the proposed new rules and amendments for publication;

Now, therefore, it is hereby

ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed new rules and amendment as attached hereto are to be published for comment in the Washington Reports, Washington Register, Washington State Bar Association and Office of the Administrator for the Court's web sites expeditiously.

(b) The purpose statement as required by GR 9(e), is published solely for the information of the Bench, Bar and other interested parties.

(c) Comments are to be submitted to the Clerk of the Supreme Court by either U.S. Mail or Internet E-Mail by no later than 90 days from the published date. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, WA 98504-0929, or Camilla.Faulk@courts.wa.gov. Comments submitted by e-mail message must be limited to 1500 words.

DATED at Olympia, Washington this 9th day of March, 2006.

For the Court
Gerry L. Alexander

CHIEF JUSTICE

GR 9 Cover Sheet

Suggested Amendment to Superior Court Criminal Rules (CrR)

New Rule 4.11 concerning Recording of Witness Interviews

together with companion amendment to CrR 4.6

Submitted by the Board of Governors of the Washington State Bar Association

(A) Name of Proponent: Washington State Bar Association.

Changes to the Criminal Rules to permit recording of witness interviews were originally suggested by the Washington Association of Criminal Defense Lawyers in 2002. At the recommendation of the WSBA Court Rules and Procedures Committee, the WSBA Board of Governors approved a modified version of the suggested changes in January 2004 and submitted the suggested changes to the Supreme Court. The Court returned the proposal to the Court Rules and Procedures Committee and requested that the WSBA consider written comments received by the Court and work with other interested organizations in developing a revised rule. The current amended version represents the Board of Governors' suggested revision.

(B) Spokesperson: David D. Swartling, Chair, WSBA Court Rules and Procedures Committee

(C) Purpose: This suggested new rule clarifies that a lawyer in a criminal case, or the lawyer's employees or agents, may record witness interviews "by openly using an audiotape or other means of verbatim recording, including a court reporter." Recording will facilitate trial preparation in criminal cases, in which depositions either are not allowed or are not a financially viable option in many circumstances. In addition, a recording or transcript provides a more accurate record of witness statements for use at trial if the witness's testimony differs from the prior recorded statement. This should ameliorate problems and inefficiencies encountered in proving prior inconsistent statements in criminal cases,

which is typically accomplished by calling an investigator or other person who took notes, who is then subject to cross examination regarding his or her integrity and/or the accuracy of the notes.

Although the statement of any witness may be recorded, subject to the criteria of the rule, five days' notice must be provided to the interviewee and opposing counsel in order to take the statement of a complaining witness and/or alleged victim. The notice must state the method of recording. Objections to taking a statement or the protocol for recording are subject to oversight of a superior court judge pursuant to the protective order provisions of CrR 4.7(h).

The rule also prescribes information that must be provided on the tape/recording at the commencement of the interview. It also provides that the person interviewed and all parties are entitled to copies of the interview. Tapes or copies of the interview transcripts must not be disseminated by any party except as reasonably necessary to conduct a party's case.

The Board of Governors has considered a number of earlier iterations of this suggested rule. The rule has undergone numerous revisions to address concerns of interested groups, including victims' advocates, criminal defense lawyers, prosecutors, and judges. These proposed revisions included specification that the recording must be conducted "openly" to prevent surreptitious recording, addition of a notice period to allow objection to statements by complaining witnesses and/or victims, addition of paragraph (c) providing a protocol for beginning the recording, and a prohibition on dissemination of transcripts and tapes.

Most recently, the Supreme Court referred the suggested rule back to the WSBA Court Rules and Procedures Committee to address concerns raised by the Superior Court Judges' Association (SCJA). The Committee appointed a subcommittee to evaluate these issues, obtain input from stakeholders and interested persons, and to coordinate with the SCJA. As a result of these efforts, the subcommittee recommended two additional amendments to the suggested rule. In order to clarify the persons who may take statements, the phrase "or counsel's designee" was deleted and replaced with "an employee or agent of counsel's office." In addition, two sentences were added to paragraph (a) specifying that witness interviews are subject to the court's regulation of discovery under CrR 4.7(h) and that disputes regarding the interview protocol shall be resolved under CrR 4.6 (b) and (c) and CrR 4.7(h). In making these recommended revisions to the suggested rule, the Committee again opted not to "carve out" an exception for a specific class of individuals (crime victims or children); instead, concerns about the circumstances of an individual interviewee are subject to judicial oversight under the provisions of CrR 4.7 relating to protective orders.

Consistent with the previous version of this rule, if the witness does not wish to give a recorded statement, the interviewer has the choice to proceed with the interview without a verbatim recording or to seek a court-ordered deposition under CrR 4.6.

(D) Hearing: A public hearing is not recommended.

(E) Expedited Consideration: Expedited consideration is not requested.

SUPERIOR COURT CRIMINAL RULES (CrR)
[NEW] RULE 4.11. INTERVIEWS OF WITNESSES

(a) Recording of Witness Interviews. Counsel for any party, or an employee or agent of counsel's office, may conduct witness interviews by openly using an audiotape or other means of verbatim recording, including a court reporter. Complaining witnesses, alleged victims, and opposing counsel shall receive 5 days' notice of the intent to record interviews of complaining witnesses and/or alleged victims. The notice shall state the method of recording. Such interviews are subject to the court's regulation of discovery under CrR 4.7(h). Any disputes about the interview, notice, or manner of recording shall be resolved in accordance with CrR 4.6 (b) and (c) and CrR 4.7(h). This rule shall not affect any other legal rights of the witness.

(b) Providing Copies. Copies of the tapes and transcripts of interviews of witnesses shall not be disseminated by any party except as reasonably necessary to conduct the party's case. If requested, counsel shall promptly provide all other parties and the witness with a copy of the recording and transcript, if made. If the interview is recorded by a court reporter, any party or the witness may order a transcript thereof at the expense of the party or witness who orders the transcript.

(c) Preliminary Statement. At the commencement of any recorded witness interview, the person conducting the interview shall confirm on the audiotape or recording that the witness has been provided the following information: (1) the name, address, and telephone number of the person conducting the interview; (2) the identity of the party represented by the person conducting the interview; and (3) that the witness may obtain a copy of the recording and transcript, if made.

GR 9 Cover Sheet

Suggested Amendment to Superior Court Criminal Rule (CrR) 4.6 concerning Depositions

Submitted by the Board of Governors of the Washington State Bar Association

(A) Name of Proponent: Washington State Bar Association.

(B) Spokesperson: David D. Swartling, Chair, WSBA Court Rules and Procedures Committee.

(C) Purpose: The amendment to section (a) is a companion to suggested new CrR 4.11. It would allow a party to request that the court order a deposition when a witness "does not agree to allow his or her interview by, or statement to, either counsel to be recorded by audiotape or other means of verbatim recording." Currently, the party must show that the witness "refuses to discuss the case with either counsel." Ordering a deposition is discretionary with the court, as the rule uses the language "may upon motion of a party"

Even if the witness fails to agree to allow recording, the party seeking the deposition must still show that "such testimony is material and that it is necessary to take the witness's deposition in order to prevent a failure of justice."

(D) Hearing: A public hearing is not recommended.

(E) Expedited Consideration: Expedited consideration is not requested.

SUPERIOR COURT CRIMINAL RULES (CrR)
RULE 4.6 DEPOSITIONS

[companion to suggested New Rule 4.11]

(a) When Taken. Upon a showing that a prospective witness may be unable to attend or prevented from attending a trial or hearing or if a witness refuses to discuss the case with either counsel or does not agree to allow his or her interview by, or statement to, either counsel to be recorded by audiotape or other means of verbatim recording, including a court reporter, and that his such testimony is material and that it is necessary to take his the witness's deposition in order to prevent a failure of justice, the court at any time after the filing of an indictment or information may upon motion of a party and notice to the parties order that his the witness's testimony be taken by deposition and that any designated books, papers, documents or tangible objects, not privileged, be produced at the same time and place.

(b) - (e) [Unchanged.]

GR 9 Cover Sheet

Suggested Amendment to Criminal Rules for Courts of Limited Jurisdiction (CrRLJ)
New Rule 4.11 concerning Recording of Witness Interviews

together with companion amendment to CrRLJ 4.6

Submitted by the Board of Governors of the Washington State Bar Association

(A) Name of Proponent: Washington State Bar Association

(B) Spokesperson: David D. Swartling, Chair, WSBA Court Rules and Procedures Committee

(C) Purpose: Please see the statement of purpose for the suggested new Rule CrR 4.11.

(D) Hearing: A public hearing is not recommended.

(E) Expedited Consideration: Expedited consideration is not requested.

CRIMINAL RULES FOR COURTS OF LIMITED JURISDICTION (CrRLJ)
RULE 4.6 DEPOSITIONS

[companion amendment to suggested New Rule 4.11]

(a) When Taken. Upon a showing that a prospective witness may be unable to attend or prevented from attending a trial or hearing or if a witness refuses to discuss the case with either lawyer or does not agree to allow his or her interview by, or statement to, either lawyer to be recorded by audiotape or other means of verbatim recording, including a court reporter, and that his or her such testimony is material and that it is necessary to take his or her the witness's deposition in order to prevent a failure of justice, the court at any time after the filing of a complaint or citation and notice may upon motion of a party and notice to the parties order that his or her the witness's testimony be taken by deposition and that

any designated books, papers, documents or tangible objects, not privileged, be produced at the same time and place.

(b) - (e) [Unchanged.]

GR 9 Cover Sheet

Suggested Amendment to Criminal Rule for Courts of Limited Jurisdiction (CrRLJ) 4.6 concerning Depositions

Submitted by the Board of Governors of the Washington State Bar Association

- (A) Name of Proponent: Washington State Bar Association
(B) Spokesperson: David D. Swartling, Chair, WSBA Court Rules and Procedures Committee
(C) Purpose: Please see the statement of purpose for the suggested amendment to CrR 4.6.
(D) Hearing: A public hearing is not recommended.
(E) Expedited Consideration: Expedited consideration is not requested.

CRIMINAL RULES FOR COURTS OF LIMITED JURISDICTION (CrRLJ) NEW! RULE 4.11 INTERVIEWS OF WITNESSES

(a) Recording of Witness Interviews. Counsel for any party, or an employee or agent of counsel's office, may conduct witness interviews by openly using an audiotape or other means of verbatim recording, including a court reporter.

(b) Providing Copies. Copies of the tapes and transcripts of interviews of witnesses shall not be disseminated by any party except as reasonably necessary to conduct the party's case.

(c) Preliminary Statement. At the commencement of any recorded witness interview, the person conducting the interview shall confirm on the audiotape or recording that the witness has been provided the following information: (1) the name, address, and telephone number of the person conducting the interview; (2) the identity of the party represented by the person conducting the interview; and (3) that the witness may obtain a copy of the recording and transcript, if made.

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The typographical errors in the above material occurred in the copy filed by the state supreme court and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 06-07-053 RULES OF COURT STATE SUPREME COURT

[Memorandum—March 9, 2006]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENT TO CrR 4.2(g)) NO. 25700-A-849

The Patterns Forms Committee having recommended the adoption of the proposed amendment to CrR 4.2(g), and the Court having approved the proposed amendment will aid in the prompt and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby ORDERED:

- (a) That the amendment as attached hereto is adopted.
(b) That pursuant to the emergency provisions of GR 9 (j)(1), the amendment will be published expeditiously and become effective upon publication.

DATED at Olympia, Washington this 9th day of March, 2006.

Alexander, C.J.
C. Johnson, J. Chambers, J.
Madsen, J. Owens, J.
Sanders, J. Fairhurst, J.
Bridge, J. J. M. Johnson, J.

Form with fields for SUPERIOR COURT OF WASHINGTON FOR STATE OF WASHINGTON, Plaintiff, vs., Defendant.

NO.

STATEMENT OF DEFENDANT ON PLEA OF GUILTY TO NON-SEX OFFENSE (STTDFG)

1. My true name is: _____
2. My age is: _____
3. I went through the _____ grade.
4. I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT:
 - (a) I have the right to representation by a lawyer and that if I cannot afford to pay for a lawyer, one will be provided at no expense to me.
 - (b) I am charged with: _____

The elements are: _____

5. I UNDERSTAND I HAVE THE FOLLOWING IMPORTANT RIGHTS, AND I GIVE THEM ALL UP BY PLEADING GUILTY:
 - (a) The right to a speedy and public trial by an impartial jury in the county where the crime is alleged to have been committed;
 - (b) The right to remain silent before and during trial, and the right to refuse to testify against myself;
 - (c) The right at trial to hear and question the witnesses who testify against me;
 - (d) The right at trial to testify and to have witnesses testify for me. These witnesses can be made to appear at no expense to me;
 - (e) I am presumed innocent unless the charge is proven beyond a reasonable doubt or I enter a plea of guilty;
 - (f) The right to appeal a finding of guilt after a trial.
6. IN CONSIDERING THE CONSEQUENCES OF MY GUILTY PLEA, I UNDERSTAND THAT:
 - (a) Each crime with which I am charged carries a maximum sentence, a fine, and a STANDARD SENTENCE RANGE as follows:

COUNT NO.	OFFENDER SCORE	STANDARD RANGE ACTUAL CONFINEMENT (not including enhancements)	PLUS Enhancements*	TOTAL ACTUAL CONFINEMENT (standard range including enhancements)	COMMUNITY CUSTODY RANGE (Only applicable for crimes committed on or after July 1, 2000. For crimes committed prior to July 1, 2000, see paragraph 6(f).)	MAXIMUM TERM AND FINE
1						
2						
3						

*(F) Firearm, (D) other deadly weapon, (V) VUCSA in protected zone, (VH) Veh. Hom, see RCW 46.61.520, (JP) Juvenile present

- (b) The standard sentence range is based on the crime charged and my criminal history. Criminal history includes prior convictions and juvenile adjudications or convictions, whether in this state, in federal court, or elsewhere.
- (c) The prosecuting attorney's statement of my criminal history is attached to this agreement. Unless I have attached a different statement, I agree that the prosecuting attorney's statement is correct and complete. If I have attached my own statement, I assert that it is correct and complete. If I am convicted of any additional crimes between now and the time I am sentenced, I am obligated to tell the sentencing judge about those convictions.
- (d) If I am convicted of any new crimes before sentencing, or if any additional criminal history is discovered, both the standard sentence range and the prosecuting attorney's recommendation may increase. Even so, my plea of guilty to this charge is binding on me. I cannot change my mind if additional criminal history is discovered even though the standard sentencing range and the prosecuting attorney's recommendation increase or a mandatory sentence of life imprisonment without the possibility of parole is required by law.

(e) In addition to sentencing me to confinement, the judge will order me to pay \$500.00 as a victim's compensation fund assessment. If this crime resulted in injury to any person or damage to or loss of property, the judge will order me to make restitution, unless extraordinary circumstances exist which make restitution inappropriate. The amount of restitution may be up to double my gain or double the victim's loss. The judge may also order that I pay a fine, court costs, attorney fees and the costs of incarceration.

(f) For crimes committed prior to July 1, 2000: In addition to sentencing me to confinement, the judge may order me to serve up to one year of community supervision if the total period of confinement ordered is not more than 12 months. If this crime is a drug offense, assault in the second degree, assault of a child in the second degree, or any crime against a person in which a specific finding was made that I or an accomplice was armed with a deadly weapon, the judge will order me to serve at least one year of community placement. If this crime is a vehicular homicide, vehicular assault, or a serious violent offense, the judge will order me to serve at least two years of community placement. The actual period of community placement, community custody, or community supervision may be as long as my earned early release period. During the period of community placement, community custody, or community supervision, I will be under the supervision of the Department of Corrections, and I will have restrictions and requirements placed upon me.

For crimes committed on or after July 1, 2000: In addition to sentencing me to confinement, the judge may order me to serve up to one year of community custody if the total period of confinement ordered is not more than 12 months. If the crime I have been convicted of falls into one of the offense types listed in the following chart, the court will sentence me to community custody for the community custody range established for that offense type unless the judge finds substantial and compelling reasons not to do so. If the period of earned release awarded per RCW 9.94A.150 is longer, that will be the term of my community custody. If the crime I have been convicted of falls into more than one category of offense types listed in the following chart, then the community custody range will be based on the offense type that dictates the longest term of community custody.

OFFENSE TYPE	COMMUNITY CUSTODY RANGE
Serious Violent Offenses	24 to 48 months or up to the period of earned release, whichever is longer.
Violent Offenses	18 to 36 months or up to the period of earned release, whichever is longer.
Crimes Against Persons as defined by RCW 9.94A.411(2)	9 to 18 months or up to the period of earned release, whichever is longer.
Offenses under Chapter 69.50 or 69.52 RCW (not sentenced under RCW 9.94A.120(6))	9 to 12 months or up to the period of earned release, whichever is longer.

During the period of community custody I will be under the supervision of the Department of Corrections, and I will have restrictions and requirements placed upon me. My failure to comply with these conditions will render me ineligible for general assistance, RCW 74.04.005 (6)(h), and may result in the Department of Corrections transferring me to a more restrictive confinement status or other sanctions.

(g) The prosecuting attorney will make the following recommendation to the judge: _____

[] The prosecutor will recommend as stated in the plea agreement, which is incorporated by reference.

(h) The judge does not have to follow anyone's recommendation as to sentence. The judge must impose a sentence within the standard range unless there is a finding of substantial and compelling reasons not to do so. I understand the following regarding exceptional sentences:

- (i) The judge may impose an exceptional sentence below the standard range if the judge finds mitigating circumstances supporting an exceptional sentence.
- (ii) The judge may impose an exceptional sentence above the standard range if I am being sentenced for more than one crime and I have an offender score of more than nine.
- (iii) The judge may also impose an exceptional sentence above the standard range if the State and I stipulate that justice is best served by imposition of an exceptional sentence and the judge agrees that an exceptional sentence is consistent with and in furtherance of the interests of justice and the purposes of the Sentencing Reform Act.

- (iv) The judge may also impose an exceptional sentence above the standard range if the State has given notice that it will seek an exceptional sentence, the notice states aggravating circumstances upon which the requested sentence will be based, and facts supporting an exceptional sentence are proven beyond a reasonable doubt to a unanimous jury, to a judge if I waive a jury, or by stipulated facts.

I understand that if a standard range sentence is imposed, the sentence cannot be appealed by anyone. If an exceptional sentence is imposed after a contested hearing, either the State or I can appeal the sentence.

- (i) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a crime under state law is grounds for deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.
- (j) I understand that I may not possess, own, or have under my control any firearm unless my right to do so is restored by a court of record and that I must immediately surrender any concealed pistol license. RCW 9.41.040.
- (k) I understand that I will be ineligible to vote until that right is restored in a manner described in RCW 10.64 ____ [2005 Wash. Laws 246 § 1]. If I am registered to vote, my voter registration will be cancelled. Wash. Const. art. VI, § 3, RCW 29A.04.079, 29A.08.520.
- (l) Public assistance will be suspended during any period of imprisonment.
- (m) I understand that I will be required to have a biological sample collected for purposes of DNA identification analysis. For offenses committed on or after July 1, 2002, I will be required to pay a \$100.00 DNA collection fee.

NOTIFICATION RELATING TO SPECIFIC CRIMES: IF ANY OF THE FOLLOWING PARAGRAPHS DO NOT APPLY, THEY SHOULD BE STRICKEN AND INITIALED BY THE DEFENDANT AND THE JUDGE.

- [n] This offense is a most serious offense or strike as defined by RCW 9.94A.030, and if I have at least two prior convictions for most serious offenses, whether in this state, in federal court, or elsewhere, the crime for which I am charged carries a mandatory sentence of life imprisonment without the possibility of parole.
- [o] The judge may sentence me as a first-time offender instead of giving a sentence within the standard range if I qualify under RCW 9.94A.030. This sentence could include as much as 90 days' confinement, and up to two years community supervision if the crime was committed prior to July 1, 2000, or up to two years of community custody if the crime was committed on or after July 1, 2000, plus all of the conditions described in paragraph (e). Additionally, the judge could require me to undergo treatment, to devote time to a specific occupation, and to pursue a prescribed course of study or occupational training.
- [p] If this crime involves a kidnapping offense involving a minor, I will be required to register where I reside, study or work. The specific registration requirements are set forth in the "Offender Registration" Attachment.
- [q] If this is a crime of domestic violence, I may be ordered to pay a domestic violence assessment of up to \$100.00. If I, or the victim of the offense, have a minor child, the court may order me to participate in a domestic violence perpetrator program approved under RCW 26.50.150.
- [r] If this crime involves prostitution, or a drug offense associated with hypodermic needles, I will be required to undergo testing for the human immunodeficiency (HIV/AIDS) virus.
- [s] ~~The judge may sentence me under the special drug offender sentencing alternative (DOSA) if I qualify under former RCW 9.94A.120(6) (for offenses committed before July 1, 2001) or RCW 9.94A.660 (for offenses committed on or after July 1, 2001). (Effective for sentences imposed on or after October 1, 2005, the court may sentence me to a prison-based alternative.) This sentence could include a period of total confinement in a state facility for one-half of the midpoint of the standard range plus all of the conditions described in paragraph 6(e). During confinement, I will be required to undergo a comprehensive substance abuse assessment and to participate in treatment. The judge will also impose community custody of at least one-half of the midpoint of the standard range. Effective for sentences imposed on or after October 1, 2005, the judge may sentence me to a residential chemical dependency treatment based alternative. This sentence could include a term of community custody for one-half of the midpoint of the standard range or two years, whichever is greater, on the condition that I enter and remain in residential chemical dependency treatment for three to six months, plus all of the conditions described in paragraph 6(e). During community custody, I will be required to undergo substance abuse assessment and participate in treatment as provided by the Department of Corrections. At a treatment termination hearing scheduled three months before the expiration of the~~

~~term of community custody, the judge could impose a term of total confinement equal to one-half of the midpoint of the standard sentence range, followed by a term of community custody. During confinement, I would be required to undergo substance abuse assessment and participate in treatment as provided by the Department of Corrections. Any term of community custody imposed upon me under the special drug offender sentencing alternative must include appropriate substance abuse treatment, a condition not to use illegal controlled substances, and a requirement to submit to urinalysis or other testing to monitor that status. Additionally, the judge could prohibit me from using alcohol or controlled substances, require me to devote time to a specific employment or training, stay out of certain areas, pay \$30.00 per month to offset the cost of monitoring and require other conditions, including affirmative conditions.~~

The judge may sentence me under the special drug offender sentencing alternative (DOSA) if I qualify under RCW 9.94A.660. Even if I qualify, the judge may order that I be examined by a licensed or certified treatment provider before deciding to impose a DOSA sentence. If the judge decides to impose a DOSA sentence, it could be either a prison-based alternative or a residential chemical dependency treatment-based alternative. If the judge imposes the prison-based alternative, the sentence will consist of a period of total confinement in a state facility for one-half of the midpoint of the standard range. During confinement, I will be required to undergo a comprehensive substance abuse assessment and to participate in treatment. The judge will also impose a term of community custody of at least one-half of the midpoint of the standard range.

If the judge imposes the residential chemical dependency treatment-based alternative, the sentence will consist of a term of community custody equal to one-half of the midpoint of the standard sentence range or two years, whichever is greater, and I will have to enter and remain in a certified residential chemical dependency treatment program for a period of *three to six months*, as set by the court. As part of this sentencing alternative, the court is required to schedule a progress hearing during the period of residential chemical dependency treatment and a treatment termination hearing scheduled three months before the expiration of the term of community custody. At either hearing, based upon reports by my treatment provider and the department of corrections on my compliance with treatment and monitoring requirements and recommendations regarding termination from treatment, the judge may modify the conditions of my community custody or order me to serve a term of total confinement equal to one-half of the midpoint of the standard sentence range, followed by a term of community custody under RCW 9.94A.715.

During the term of community custody for either sentencing alternative, the judge could prohibit me from using alcohol or controlled substances, require me to submit to urinalysis or other testing to monitor that status, require me to devote time to a specific employment or training, stay out of certain areas, pay \$30.00 per month to offset the cost of monitoring and require other conditions, such as affirmative conditions, and the conditions described in paragraph 6(e). The judge, on his or her own initiative, may order me to appear in court at any time during the period of community custody to evaluate my progress in treatment or to determine if any violations of the conditions of the sentence have occurred. If the court finds that I have violated the conditions of the sentence or that I have failed to make satisfactory progress in treatment, the court may modify the terms of my community custody or order me to serve a term of total confinement within the standard range.

- [t] If the judge finds that I have a chemical dependency that has contributed to the offense, the judge may order me to participate in rehabilitative programs or otherwise to perform affirmative conduct reasonably related to the circumstances of the crime for which I am pleading guilty.
- [u] If this crime involves the manufacture, delivery, or possession with the intent to deliver methamphetamine, including its salts, isomers, and salts of isomers, or amphetamine, including its salts, isomers, and salts of isomers, a mandatory methamphetamine clean-up fine of \$3,000 will be assessed. RCW 69.50.401 (2)(b).
- [v] If this crime involves a violation of the state drug laws, my eligibility for state and federal food stamps, welfare, and education benefits will be affected. 20 U.S.C. § 1091(r) and 21 U.S.C. § 862a.
- [w] If this crime involves a motor vehicle, my driver's license or privilege to drive will be suspended or revoked.
- [x] If this crime involves the offense of vehicular homicide while under the influence of intoxicating liquor or any drug, as defined by RCW 46.61.502, committed on or after January 1, 1999, an additional two years shall be added to the presumptive sentence for vehicular homicide for each prior offense as defined in RCW 46.61.5055(8).

- (a) The defendant had previously read the entire statement above and that the defendant understood it in full;
- (b) The defendant's lawyer had previously read to him or her the entire statement above and that the defendant understood it in full; or
- (c) An interpreter had previously read to the defendant the entire statement above and that the defendant understood it in full. The Interpreter's Declaration is attached.

I find the defendant's plea of guilty to be knowingly, intelligently and voluntarily made. Defendant understands the charges and the consequences of the plea. There is a factual basis for the plea. The defendant is guilty as charged.

Dated: _____

Judge

INTERPRETER'S DECLARATION

I am a certified interpreter or have been found otherwise qualified by the court to interpret in the

_____ language, which the defendant understands, and I have translated the _____ for

(Identify document being translated)

the defendant from English into that language. The defendant has acknowledged his or her understanding of both the translation and the subject matter of this document. I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated: _____

Interpreter

- (a) That the amendments as attached hereto are adopted.
- (b) That pursuant to the emergency provisions of GR 9(j)(1), the amendments will be published expeditiously and become effective July 1, 2006.

DATED at Olympia, Washington this 9th day of March, 2006.

Alexander, C.J.

C. Johnson, J.

Chambers, J.

Madsen, J.

Owens, J.

Sanders, J.

Fairhurst, J.

Bridge, J.

J. M. Johnson, J.

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 06-08 issue of the Register.

Location: _____

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The typographical error in the above material occurred in the copy filed by the state supreme court and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 06-07-054

RULES OF COURT

STATE SUPREME COURT

[Memorandum—March 9, 2006]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENTS TO GR 15 AND) NO. 25700-A-850
GR 22)

The JIS Committee having recommended the adoption of the proposed amendments to GR 15 and GR 22, and the Court having determined that the proposed amendments will aid in the prompt and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby
ORDERED:

WSR 06-07-055

**NOTICE OF PUBLIC MEETINGS
INTERAGENCY COMMITTEE FOR
OUTDOOR RECREATION**

[Memorandum—March 8, 2006]

The interagency committee for outdoor recreation (IAC) will meet Tuesday afternoon, April 18, 2006, at the Natural Resources Building, Room 172, 1111 Washington Street S.E., Olympia, Washington.

The main focus of this half-day regular business meeting will be the 2007-2009 strategic plan for submittal with the agency budget request. The committee will also discuss new legislative mandates, decide on final approval of the Washington wildlife and recreation program (WWRP) manuals, and decide the maximum amount to allow for national recreational trails program (NRTP) grants.

If you plan to participate or have materials for committee review, please submit information to IAC no later than March 28, 2006. This will allow for distribution to committee members in a timely fashion.

IAC public meetings are held in locations accessible to people with disabilities. Arrangements for individuals with hearing or visual impairments can be provided by contacting

IAC by April 10, 2006, at (360) 902-2637 or TDD (360) 902-1996.

Please call Jonathan A. Hayes at (206) 587-5634 if you have any questions.

WSR 06-07-069
PUBLIC RECORDS OFFICER
JOINT LEGISLATIVE AUDIT
AND REVIEW COMMITTEE

[Filed March 10, 2006, 3:12 p.m.]

The joint legislative audit and review committee has appointed a public records officer in compliance with RCW 42.17.253. Requests for disclosure of public records may be directed to Curt Rogers, Administrative Coordinator, P.O. Box 40910, Olympia, WA 98501-2323, phone (360) 786-5171, fax (360) 786-5180, e-mail Rogers.curt@leg.wa.gov.

Ruta Fanning
Legislative Auditor

WSR 06-07-082
RULES COORDINATOR
HUMAN RIGHTS COMMISSION

[Filed March 14, 2006, 2:35 p.m.]

This letter is to supply your office with the contact information for the rules coordinator of the Washington state human rights commission. Pursuant to RCW 34.05.312, the information is as follows: Idolina Reta, 711 South Capitol Way, Suite 402, P.O. Box 42490, Olympia, WA 98504-2490, e-mail ireta@hum.wa.gov, phone (360) 586-9505, fax (360) 586-2282.

Marc Brenman
Executive Director

WSR 06-07-070
NOTICE OF PUBLIC MEETINGS
STATE BOARD OF EDUCATION

[Memorandum—March 9, 2006]

The following meetings of the state board of education have been scheduled:

- April 12, 2006 SeaTac Red Lion Hotel
- July 28-29, 2006 Tacoma area

As other dates are decided upon, we will notify you.

WSR 06-07-071
NOTICE OF PUBLIC MEETINGS
ECONOMIC DEVELOPMENT
FINANCE AUTHORITY

[Memorandum—March 10, 2006]

The Washington economic development finance authority (WEDFA) is an independent agency (#106) within the executive branch of the state government. The authority will have three regular board meetings this year. The authority's meetings are open to the public, and access for persons with disabilities is provided at all meetings of the authority.

The meeting schedule for 2006 is:

- June 16th Skamania Lodge
- 10:00 a.m. 1131 S.W. Skamania Lodge Way
Stevenson, WA
- September 26th Polynesian Resort
- 10:00 a.m. 615 Ocean Shores Boulevard
Ocean Shores, WA
- November 13th Seattle SeaTac Marriott Hotel
- 10:00 a.m. 3201 South 176th Street
Seattle, WA

WSR 06-07-083
NOTICE OF PUBLIC MEETINGS
HUMAN RIGHTS COMMISSION

[Memorandum—March 14, 2006]

Following is an *updated* schedule of meetings of the Washington state human rights commission for 2006.

With the exception of conference calls, the usual format for the meetings is a public forum on Thursday evenings from 7:00 p.m. to 9:00 p.m. (for meetings that have Thursdays noted) and a regular business meeting beginning at 9:00 a.m. on Friday. All meetings are held in accessible locations.

Conference calls start at 10 a.m. originating out of Olympia. Individuals can participate in commission meetings held by conference call by coming to the Commission's Headquarters Office, 711 South Capitol Way, Suite 402, Olympia, WA.

The time for work study sessions is 3:00 to 7:00 p.m. unless otherwise noted.

If you have questions or need additional information, please contact Tanya Calahan at (360) 753-4876 or tcalahan@hum.wa.gov.

DATES	LOCATION
January 26-27 (Thursday and Friday)	Olympia
February 10 (Friday) - Work Study Session	Olympia
February 23-24 (Thursday and Friday)	Vancouver
March 17 (Friday) - Work Study Session	Olympia
March 31 (Friday)	Tacoma
April 14 (Friday) - Work Study Session	Olympia
April 27-28 (Thursday and Friday)	Bellingham
May 12 (Friday) - Work Study Session	Olympia
May 25-26 (Thursday and Friday)	Spokane
June 9 (Friday) - Work Study Session	Olympia
June 22-23 (Thursday and Friday)	Tri Cities
July 14 (Friday) - Work Study Session	Olympia

July 27-28 (Thursday and Friday)	Silverdale
August 11 (Friday) - Work Study Session	Olympia
August 24-25 (Thursday and Friday)	Seattle
September 15 (Friday) - Work Study Session	Olympia
September 28-29 (Thursday and Friday)	Yakima
October 13 (Friday) - Work Study Session	Olympia
October 26-27 (Thursday and Friday)	Seattle
November 10 (Friday) - Work Study Session	Olympia
November 16-17 (Thursday and Friday)	Olympia
December 8 (Friday) - Work Study Session	Olympia
December 15 (Friday)	Olympia (conference call)

WSR 06-07-087
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 [Filed March 14, 2006, 4:21 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: HRSA Numbered Memorandums.
 Subject: 06-09.
 Effective Date: 06-09 January 1, 2006.

Document Description: Numbered Memorandum 06-09, Blood Bank Services: Fee Schedule Change.

To receive a copy of the interpretive or policy statement, contact Amelia Holl, Office of Rules and Publications, DSHS, Health and Recovery Services Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1349 or go to web site <http://maa.dshs.wa.gov/download/publicationsfees.htm> (click on "Numbered Memos," "Year 2005"), TDD (800) 848-5429, fax (360) 586-9727, e-mail hollag@dshs.wa.gov.

March 13, 2006
 Amelia Holl
 for Ann Myers, Manager
 Rules and Publications Section

WSR 06-07-089
NOTICE OF PUBLIC MEETINGS
WINE COMMISSION
 [Memorandum—March 13, 2006]

Below is a change in date for the April 2006 Washington wine commission meeting.

The commission meeting originally scheduled for April 7 has been **moved to April 14**. The location (Top of the Market, Seattle) and time (10 a.m.-1:00 p.m.) have not been changed.

If you need any additional information, please feel free to call Kim Abello at (206) 667-9463 ext 200 or via e-mail kabello@washingtonwine.org.

WSR 06-07-103
NOTICE OF PUBLIC MEETINGS
MARINE EMPLOYEES' COMMISSION
 [Memorandum—March 15, 2006]

There will be a change in the previously adopted 2006 meeting schedule for the marine employee's commission. The March 31, 2006, meeting will now begin at 1:30 p.m., rather than as originally published at 10:00 a.m. The location has also changed: Marine Engineers Beneficial Association Hall, 732 South Homer Street, Seattle, WA.

For further information, please call (360) 586-6354 or send an e-mail to mec@olywa.net.

WSR 06-07-107
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF AGRICULTURE
 (Fryer Commission)
 [Memorandum—March 16, 2006]

The Washington fryer board meetings for 2006 have been changed for the second and fourth quarters. The meeting dates will be:

Tuesday, April 4, 2006	Second Quarter
Tuesday, October 3, 2006	Fourth Quarter

Meetings will take place at the Renton Community Center, 1715 Maple Valley Highway, Classroom B, Renton, WA.

Any questions you may have can be addressed to JoAnne Naganawa, Washington Fryer Commission at (425) 226-6125 or e-mail joanne@cluckcluck.org.

WSR 06-07-117
RULES COORDINATOR
OLYMPIC COLLEGE
 [Filed March 20, 2006, 9:14 a.m.]

I am writing to request that Allison E. Smith be designated as the rules coordinator for Olympic College. Allison can be reached by mail at 1600 Chester Avenue, Bremerton, WA 98337, by phone at (360) 475-7100 and by e-mail at asmith@oc.ctc.edu.

David C. Mitchell, Ph.D.
 President

WSR 06-07-118
NOTICE OF PUBLIC MEETINGS
CONVENTION AND TRADE CENTER
 [Memorandum—March 15, 2006]

A regular meeting of the Washington State Convention and Trade Center board of directors will be held on Tuesday, March 21, 2006, at 2:00 p.m. in Room 303 of the Convention Center, 800 Convention Place, Seattle.

If you have any questions regarding this meeting, please call (206) 694-5000.

WSR 06-07-122

**NOTICE OF PUBLIC MEETINGS
OFFICE OF THE
INTERAGENCY COMMITTEE**

[Memorandum—March 20, 2006]

SRFB MEETING
April 6 and 7, 2006
Maple Hall
LaConner, Washington

Note: If you need special accommodations to participate in this meeting, please notify us by March 28, 2006, at (360) 902-2636 or TDD (360) 902-1996.

Next Meeting: June 8 and 9, 2006, Marcus Whitman Hotel, Walla Walla, Washington.

WSR 06-07-132

**NOTICE OF PUBLIC MEETINGS
EASTERN WASHINGTON UNIVERSITY**

[Memorandum—March 21, 2006]

BOARD OF TRUSTEES

March 23, 2006
Thursday

Open Public Session	1:00 p.m.	TAW 215 B&C
Executive Session	11:30 a.m.	TAW 215 A

Eastern Washington University strives to satisfy all requests for special access needs for persons with disabilities. Requests for such accommodation are welcome and may be made by calling the president's office, (509) 359-6598.

WSR 06-07-133

**NOTICE OF PUBLIC MEETINGS
WESTERN WASHINGTON GROWTH
MANAGEMENT HEARINGS BOARD**

[Memorandum—March 20, 2006]

APRIL MEETING CANCELLED

The regularly monthly meeting, required by law, of the western Washington growth management hearings board for April 12, 2006, is cancelled.

WSR 06-07-134

**NOTICE OF PUBLIC MEETINGS
WESTERN WASHINGTON GROWTH
MANAGEMENT HEARINGS BOARD**

[Memorandum—March 20, 2006]

A special meeting of the western Washington growth management hearings board is scheduled for April 5, 2006, at 11:00 a.m.

WSR 06-07-137

**INTERPRETIVE AND POLICY STATEMENT
DEPARTMENT OF
LABOR AND INDUSTRIES**

[Filed March 21, 2006, 11:24 a.m.]

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department for March 2006.

If you have any questions or need additional information, please call Carmen Moore at (360) 902-4206.

WISHA Services Division

WISHA Regional Directive (WRD) 33.27, Cholinesterase Depression.

WISHA regional directive (WRD) 33.27, "Cholinesterase Depression," provides guidance to WISHA consultation and enforcement staff regarding follow-up data collection for a reported significant cholinesterase depression under the cholinesterase monitoring rule for agriculture (WAC 296-307-148). This WRD replaces any previous guidance on the subject, whether formal or information, including WRD 33.27, originally issued April 19, 2004, and also amendments issued July 12, 2004, and April 15, 2005. This policy was issued February 22, 2006.

Contact Barbara Saunders, Mailstop 44650, phone (360) 902-5505.

WISHA Regional Directive: (WRD) "Rolling Outriggers On Mobile Cranes."

WISHA regional directive (WRD) 7.00, "Rolling Outriggers On Mobile Cranes," provides guidance to WISHA enforcement and consultation staff whenever they encounter mobile cranes using rolling outriggers and will remain in effect until rescinded. It replaces any previous guidance on the subject, whether formal or informal. This policy was issued February 2, 2006.

Contact Barbara Saunders, Mailstop 44650, phone (360) 902-5505.

WISHA Regional Directive WRD 12.15, "Audiometric Testing for Intermittent Noise Exposure."

This WISHA regional directive (WRD), provides guidance to WISHA staff in applying the requirements of the hearing conservation standard to intermittent noise exposure. This policy was repealed February 6, 2006.

Contact Barbara Saunders, Mailstop 44650, phone (360) 902-5505.

Carmen Moore
Legislative and
Governmental Affairs Office

TDD (360) 753-9122, fax (360) 586-3274, e-mail fferry@dshs.wa.gov.

March 16, 2006
Fran Ferry

WSR 06-07-148
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed March 21, 2006, 4:26 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: PCM 06-005 Medical Enforcement When the Noncustodial Parent has Private Health Insurance Available at No Cost and Indian Health Care is Available to the Child.

Subject: When the noncustodial parent has private health insurance available and Indian health services health care is available to the child.

Effective Date: March 16, 2006.

Document Description: This policy notice explains to division of child support staff what to do when enforcing medical support and the noncustodial parent has both private health insurance available at no cost, and Indian health services health care is available to the child.

To receive a copy of the interpretive or policy statement, contact Fran Ferry, Division of Child Support, P.O. Box 11520, Tacoma, WA 98411-5520, phone (360) 664-5322, TDD (360) 753-9122, fax (360) 586-3274, e-mail fferry@dshs.wa.gov.

March 17, 2006
Fran Ferry

WSR 06-07-149
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed March 21, 2006, 4:27 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: PCM 06-004 How DCS Collects Funds Obtained From NCP's by the Washington State Patrol.

Subject: How DCS collects funds obtained from NCP's by the Washington state patrol.

Effective Date: March 12, 2006.

Document Description: This policy notice provides staff with procedures on how to collect funds directly from the Washington state patrol (WSP) when the WSP has obtained funds from a detained noncustodial parent (NCP).

To receive a copy of the interpretive or policy statement, contact Fran Ferry, Division of Child Support, P.O. Box 11520, Tacoma, WA 98411-5520, phone (360) 664-5322,

WSR 06-07-150
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed March 21, 2006, 4:30 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: CN 248: Canadian Reciprocity.

Subject: Canadian reciprocity.

Effective Date: March 12, 2006.

Document Description: This notice provides the division of child support staff with procedural instructions and resources to work with international child support enforcement cases involving a Canadian province.

To receive a copy of the interpretive or policy statement, contact Fran Ferry, Division of Child Support, P.O. Box 11520, Tacoma, WA 98411-5520, phone (360) 664-5322, TDD (360) 753-9122, fax (360) 586-3274, e-mail fferry@dshs.wa.gov.

March 17, 2006
Fran Ferry

WSR 06-07-154
PUBLIC RECORDS OFFICER
SEATTLE COMMUNITY COLLEGES

[Filed March 22, 2006, 9:14 a.m.]

This letter confirms that the public records officer to be contacted for public records requests made to the Seattle Community Colleges is Patricia Paquette, Public Information Director, 1500 Harvard Avenue, Seattle, WA 98122, (206) 587-4105, fax (206) 287-5564, cell (206) 714-2525, ppaquette@sccd.ctc.edu.

This contact information is also reported on our district web site www.seattlecolleges.edu.

Charles H. Mitchell, Ed.D.
Chancellor

WSR 06-07-155
NOTICE OF PUBLIC MEETINGS
WASHINGTON SCHOOL
FOR THE DEAF

[Memorandum—March 17, 2006]

This letter is to advise you that the date of the June Washington School for the Deaf (WSD) board of trustees meeting has changed to June 8, 2006 (from June 15).