

WSR 06-20-017
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Health and Recovery Services Administration)
 [Filed September 22, 2006, 3:43 p.m.]

Subject of Possible Rule Making: WAC 388-502-0240 Audits and the audit appeal process for contractors/providers.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090 and 74.09.200.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revisions of these rules are necessary to update and clarify the current audit review and appeal process including, but not limited to, deleting redundant sections and outdated sections. The department is also moving this section into new chapter 388-502A WAC.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: DSHS - office of financial recovery (OFR), department of health (DOH). The health and recovery services administration will include staff from OFR and DOH during the drafting and review of these rules.

Process for Developing New Rule: The department invites the interested public to review and provide input on the draft language of this rule. Draft material and information about how to participate may be obtained from the department representative listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Wendy L. Boedigheimer, Rules Program Manager, 626 8th Avenue S.E., Mailstop 45504, Olympia, WA 98504-5504, phone (360) 725-1306, fax (360) 586-9727, TTY 1-800-848-5429, e-mail boediwl@dshs.wa.gov.

September 22, 2006

Andy Fernando, Manager
 Rules and Policies Assistance Unit

WSR 06-20-018
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD
 [Filed September 25, 2006, 10:17 a.m.]

Subject of Possible Rule Making: Chapter 181-01 WAC, WEST-B exemption.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nasue Nishida, Rules Coordinator, Policy and Research Analyst, Professional Educator Stan-

dards Board, P.O. Box 47236, Olympia, WA 98504-7236, (360) 725-6238, fax (360) 586-4548, nnishida@ospi.wednet.edu or pesb@ospi.wednet.edu. Rule changes are conducted at regular board meetings of the professional educator standards board (PESB). Public comment may be provided via public testimony at PESB meetings and/or via written correspondence to the rules coordinator noted above.

September 25, 2006

Nasue Nishida
 Policy and Research Analyst

WSR 06-20-019
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD
 [Filed September 25, 2006, 10:18 a.m.]

Subject of Possible Rule Making: Chapter 181-02 WAC, WEST-E assessment program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

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September 25, 2006

Nasue Nishida
 Policy and Research Analyst

WSR 06-20-020
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD
 [Filed September 25, 2006, 10:18 a.m.]

Subject of Possible Rule Making: Chapter 181-77 WAC, Standards for career and technical education certification.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the fol-

lowing, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nasue Nishida, Rules Coordinator, Policy and Research Analyst, Professional Educator Standards Board, P.O. Box 47236, Olympia, WA 98504-7236, (360) 725-6238, fax (360) 586-4548, nnishida@ospi.wednet.edu or pesb@ospi.wednet.edu. Rule changes are conducted at regular board meetings of the professional educator standards board (PESB). Public comment may be provided via public testimony at PESB meetings and/or via written correspondence to the rules coordinator noted above.

September 25, 2006

Nasue Nishida
Policy and Research Analyst

WSR 06-20-021

PREPROPOSAL STATEMENT OF INQUIRY PROFESSIONAL EDUCATOR STANDARDS BOARD

[Filed September 25, 2006, 10:18 a.m.]

Subject of Possible Rule Making: Chapter 181-77A WAC, Approval standards for career and technical education teacher preparation programs based on business and industry work experience.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

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September 25, 2006

Nasue Nishida
Policy and Research Analyst

WSR 06-20-022

PREPROPOSAL STATEMENT OF INQUIRY PROFESSIONAL EDUCATOR STANDARDS BOARD

[Filed September 25, 2006, 10:19 a.m.]

Subject of Possible Rule Making: Chapter 181-78A WAC, Approval standards for performance-based preparation programs for teachers, administrators, and education staff associates.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

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September 25, 2006

Nasue Nishida
Policy and Research Analyst

WSR 06-20-023

PREPROPOSAL STATEMENT OF INQUIRY PROFESSIONAL EDUCATOR STANDARDS BOARD

[Filed September 25, 2006, 10:19 a.m.]

Subject of Possible Rule Making: Chapter 181-79A WAC, Standards for teacher, administrator, and educational staff associate certification.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

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at regular board meetings of the professional educator standards board (PESB). Public comment may be provided via public testimony at PESB meetings and/or via written correspondence to the rules coordinator noted above.

September 25, 2006
Nasue Nishida
Policy and Research Analyst

WSR 06-20-024
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed September 25, 2006, 10:19 a.m.]

Subject of Possible Rule Making: Chapter 181-82 WAC, Certificate endorsements and assignment of certificated personnel.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nasue Nishida, Rules Coordinator, Policy and Research Analyst, Professional Educator Standards Board, P.O. Box 47236, Olympia, WA 98504-7236, (360) 725-6238, fax (360) 586-4548, nnishida@ospi.wednet.edu or pesb@ospi.wednet.edu. Rule changes are conducted at regular board meetings of the professional educator standards board (PESB). Public comment may be provided via public testimony at PESB meetings and/or via written correspondence to the rules coordinator noted above.

September 25, 2006
Nasue Nishida
Policy and Research Analyst

WSR 06-20-025
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed September 25, 2006, 10:19 a.m.]

Subject of Possible Rule Making: Chapter 181-82A WAC, Performance-based teacher certificate endorsements.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making

authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

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September 25, 2006
Nasue Nishida
Policy and Research Analyst

WSR 06-20-026
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed September 25, 2006, 10:20 a.m.]

Subject of Possible Rule Making: Chapter 181-83 WAC, Internships.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

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September 25, 2006
Nasue Nishida
Policy and Research Analyst

WSR 06-20-027
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed September 25, 2006, 10:20 a.m.]

Subject of Possible Rule Making: Chapter 181-85 WAC, Professional certification—Continuing education requirement.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

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September 25, 2006
 Nasue Nishida
 Policy and Research Analyst

WSR 06-20-028
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed September 25, 2006, 10:20 a.m.]

Subject of Possible Rule Making: Chapter 181-86 WAC, Professional certification—Policies and procedures for administration of certification proceedings.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nasue Nishida, Rules Coordinator, Policy and Research Analyst, Professional Educator Standards Board, P.O. Box 47236, Olympia, WA 98504-7236, (360) 725-6238, fax (360) 586-4548, nnishida@ospi.wednet.edu or pesb@ospi.wednet.edu. Rule changes are conducted at regular board meetings of the professional educator stan-

dards board (PESB). Public comment may be provided via public testimony at PESB meetings and/or via written correspondence to the rules coordinator noted above.

September 25, 2006
 Nasue Nishida
 Policy and Research Analyst

WSR 06-20-029
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed September 25, 2006, 10:20 a.m.]

Subject of Possible Rule Making: Chapter 181-87 WAC, Professional certification—Acts of unprofessional conduct.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nasue Nishida, Rules Coordinator, Policy and Research Analyst, Professional Educator Standards Board, P.O. Box 47236, Olympia, WA 98504-7236, (360) 725-6238, fax (360) 586-4548, nnishida@ospi.wednet.edu or pesb@ospi.wednet.edu. Rule changes are conducted at regular board meetings of the professional educator standards board (PESB). Public comment may be provided via public testimony at PESB meetings and/or via written correspondence to the rules coordinator noted above.

September 25, 2006
 Nasue Nishida
 Policy and Research Analyst

WSR 06-20-030
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed September 25, 2006, 10:21 a.m.]

Subject of Possible Rule Making: Chapter 181-88 WAC, Definitions of sexual misconduct, verbal abuse and physical abuse—Mandatory disclosure—Prohibited agreements.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.210 and 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To do one or more of the following, as deemed appropriate: Make technical adjustments, clarify and change existing provisions, repeal unnecessary

wording, repeal provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nasue Nishida, Rules Coordinator, Policy and Research Analyst, Professional Educator Standards Board, P.O. Box 47236, Olympia, WA 98504-7236, (360) 725-6238, fax (360) 586-4548, nnishida@ospi.wednet.edu or pesb@ospi.wednet.edu. Rule changes are conducted at regular board meetings of the professional educator standards board (PESB). Public comment may be provided via public testimony at PESB meetings and/or via written correspondence to the rules coordinator noted above.

September 25, 2006

Nasue Nishida

Policy and Research Analyst

WSR 06-20-037

PREPROPOSAL STATEMENT OF INQUIRY GAMBLING COMMISSION

[Filed September 25, 2006, 2:07 p.m.]

Subject of Possible Rule Making: Card rooms.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Currently, house-banked card room licensees must process fills and credits using a three part form dispensed from a "whiz machine." The petition for rule change submitted by Leading Edge Software would allow each page of the three part form used for fills and credits to be printed out separately on a printer from a computer based program.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Sharon Reese, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3452; or Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] November 17, 2006, and on January 12, 2007, at the DoubleTree Guest Suites, 16500 Southcenter Parkway, Seattle, WA 98188, (206) 575-8220; and on February 9, 2007, at the Red Lion Hotel, 2300 Evergreen Park Drive, Olympia, WA 98502, (360) 943-4000.

September 22, 2006

Susan Arland

Rules Coordinator

WSR 06-20-042

PREPROPOSAL STATEMENT OF INQUIRY WASHINGTON STATE LOTTERY

[Filed September 26, 2006, 2:13 p.m.]

Subject of Possible Rule Making: The lottery commission will consider rule making around the lottery agency's proposed adoption of a new lottery draw game to be launched in the spring of 2007.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 67.70.040 (1), (3).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In order that the Washington lottery produce the maximum amount of net revenues for the state consonant with the dignity of the state and the general welfare of the people, the lottery commission may determine that the draw game of Quinto be retired and be replaced with a new draw game anticipated to maximize the amount of net revenues.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Negotiated rule making; and agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Michael Cousins, Director of Marketing, (360) 664-4728, e-mail mcousins@walottery.com; or Jana Jones, Director of Legal Services, (360) 664-4833, e-mail jjones@walottery.com; or at the Washington lottery commission meeting, November 16, 2006, Holiday Inn Hotel, Downtown, Everett, Washington.

September 26, 2006

Jana L. Jones

Director of Legal Services

WSR 06-20-043

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF FISH AND WILDLIFE

[Filed September 26, 2006, 3:15 p.m.]

Subject of Possible Rule Making: Freshwater recreational fishing rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.12.047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Providing additional fishing opportunity.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lew Atkins, Fish Program Assistant Director, 600 Capitol Way North, Olympia, WA 98504-

1091, phone (360) 902-2651. Contact by March 6, 2007.
Expected proposal filing on or after March 9, 2007.

September 26, 2006
Morris W. Barker
Rules Coordinator

Ellensburg, WA 9826-7501 [98926-7501], miller@cwu.edu,
phone (509) 963-2156, fax (509) 963-3206.

September 25, 2006
Jerilyn S. McIntyre
President

WSR 06-20-048

**PREPROPOSAL STATEMENT OF INQUIRY
EVERETT COMMUNITY COLLEGE**

[Filed September 27, 2006, 9:25 a.m.]

Subject of Possible Rule Making: Student rights and responsibilities, WAC 132E-120-220 Student conduct code—Violations and 132E-120-400 Drug-free campus policy.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To provide current rules related to student rights and responsibilities.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington state community and technical colleges.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Juli Boyington, Everett Community College, 2000 Tower Street, Everett, WA 98201, phone (425) 388-9179, e-mail jboyington@everettcc.edu.

September 21, 2006
Juli Boyington
Rules Coordinator

WSR 06-20-054

**PREPROPOSAL STATEMENT OF INQUIRY
CENTRAL WASHINGTON UNIVERSITY**

[Filed September 28, 2006, 9:48 a.m.]

Subject of Possible Rule Making: Parking rules and regulations (chapter 106-116 WAC).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.10.528 and 28B.35.120(12).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules regulate use of designated parking areas on campus. Proposed changes clarify use of designated parking areas and provide access to additional information.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Judy B. Miller, President's Office, Central Washington University, 400 East University Way,

WSR 06-20-055

**PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF MINORITY AND
WOMEN'S BUSINESS ENTERPRISES**

[Filed September 28, 2006, 11:57 a.m.]

Subject of Possible Rule Making: Change the annual overall goals and the procedure for establishing annual overall goals for participation by certified firms in the public works, procurement and other contracting of state agencies and educational institutions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 39.19.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The current rules do not consider the individual agencies' and educational institutions' unique contracting and procurement opportunities and circumstances impacting achievement. Proposed rules would allow individual state agencies and educational institutions to participate in the goal-setting process, allow for establishment of achievable and realist goals, and improve accountability for actual goal achievement.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: This is a rule that will govern the actions of state agencies and educational institutions and is not subject to violation by a nongovernment party.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by sending written comments and questions to Cathy V. Canorro, Rules Coordinator, P.O. Box 41160, Olympia, WA 98504-1160, phone 1-866-208-1064 (toll free), e-mail ccanorro@omwbe.wa.gov, fax (360) 586-7079.

September 28, 2006
Carolyn Crowson
Director

WSR 06-20-067

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF REVENUE**

[Filed September 29, 2006, 12:59 p.m.]

Subject of Possible Rule Making: WAC 458-20-166 Hotels, motels, boarding houses, rooming houses, resorts, summer camps, trailer camps, etc., this rule discusses the business and occupation (B&O) retail sales, and use tax reporting responsibilities of persons providing lodging and related services to transients for a charge. In addition, this

rule explains the application of the special hotel/motel tax and the convention and trade center tax to charges for transient lodging.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 82.32.300 and 82.01.060(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is considering an amendment to WAC 458-20-166 (Rule 166). An amended rule would recognize legislation (chapter 514, Laws of 2005) that changed the way income from coin-operated and self-service laundry facilities is taxed. This income is now subject to the service and other activities B&O tax classification, instead of as a retail sale. The explanation of when charges for lodging constitute a nontaxable rental of real estate or a taxable sale of transient lodging would also be updated.

Additionally, the department is requesting comments from interested parties on the following issues:

1. The federal government's program with respect to the issuance of contracted credit cards for the purchase of lodging and other services frequently changes. The department is for that reason considering an elimination of such information from the rule. Current information on this subject is available on the department's web site.

2. Under what circumstances, if any, is a travel agent, tour operator, or internet business that arranges hotel accommodations for guests in the business of furnishing lodging and obligated to collect sales and hotel-motel taxes?

3. What other issues should be addressed if the department proposes an amendment to Rule 166?

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Parties interested in this rule making may contact the individual listed below. The public may also participate by providing written comments throughout this rule making or giving oral testimony at the public meeting or public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Please see attachment soliciting comments and explaining need for rule making. Written comments may be submitted by mail, fax or at the public meeting. Oral comments will be accepted at the public meeting. Written comments may be directed to Kate Adams, Interpretations and Technical Advice Division, P.O. Box 47453, Olympia, WA 98504-7453, e-mail katea@dor.wa.gov, phone (360) 570-6115, fax (360) 586-5543.

Public Meeting Location: Capital Plaza Building, 4th Floor L&P Large Conference Room, 1025 Union Avenue S.E., Olympia, WA, on November 8, 2006, at 9:30 a.m.

Assistance for Persons with Disabilities: Contact Sandy Davis no later than ten days before the meeting date, TTY 1-800-451-7985 or (360) 725-7499.

September 28, 2006

Alan R. Lynn
Rules Coordinator

WSR 06-20-073

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES (Economic Services Administration)

[Filed September 29, 2006, 2:52 p.m.]

Subject of Possible Rule Making: WAC 388-428-0010 Request for address disclosure by a parent when a child is living with a nonparental caretaker; 388-454-0025 The department notifies a child's parent when we approve assistance and the child is living with someone other than their parent; and related WAC governing the requirement to notify parents when a child is out of the home.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 13.32A.082, 13.32A.090, chapter 74.12 RCW, 74.04.050, and 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: WACs governing the notification to parents of the whereabouts of their children need to be changed to comply with the requirements of RCW in a manner which recognizes the rights of the parents and maintains the safety of children.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Tom Berry, Policy Analyst, Division of Employment and Assistance Programs, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4617, fax (360) 493-3493, e-mail berrytj@dshs.wa.gov.

September 29, 2006

Andy Fernando, Manager
Rules and Policies Assistance Unit

WSR 06-20-074

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES (Economic Services Administration)

[Filed September 29, 2006, 2:54 p.m.]

Subject of Possible Rule Making: The division of employment and assistance programs plans to amend WAC 388-412-0025 How do I get my benefits?

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.500, 74.04.510, 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is amending WAC 388-412-0025 to remove an incorrect phone number

from the rule and to revise the rule for clarity. The department does not plan to make changes to current policy on benefit issuance as a result of this change.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John Camp, Policy Analyst, Division of Employment and Assistance Programs, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4616, fax (360) 493-3493, e-mail Campjx@dshs.wa.gov.

September 29, 2006

Andy Fernando, Manager
Rules and Policies Assistance Unit

WSR 06-20-076

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

[Filed October 2, 2006, 8:28 a.m.]

Subject of Possible Rule Making: WAC 246-12-XXX Retired volunteer medical worker license, the department will be developing rules to implement the new retired volunteer medical worker license category created by legislation passed during the 2006 session.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 18.130 RCW, RCW 43.70.250 and chapter 72, Laws of 2006 (ESHB 1850).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: ESHB 1850, passed in 2006, requires the department of health to create rules to establish enforceable standards for this new license category. The department is required by legislation to create rules regarding requirements and procedures for obtaining a retired volunteer medical worker license and continued competency requirements for renewing the license. The rules may also identify who can supervise the retired medical worker.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Washington state military department (WSMD) provides guidance and regulations for local emergency organizations. The department will be notifying WSMD of all rule-making activities and opportunities to comment on draft rule language. The department will also identify and include other agencies that may be interested in the rule, such as local emergency management organizations, the Medical Reserve Corps, the Washington State Emergency Management Association, local health jurisdictions, and local fire and police departments.

Process for Developing New Rule: Collaborative.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties may get additional information, join an interested parties list or submit comments by contacting Tami Thompson, Health Policy Manager, P.O. Box 47860, Olympia, WA 98504-7860, phone (360) 236-4603, fax (360) 236-4626, or e-mail tami.thompson@doh.wa.gov.

September 26, 2006

B. White

for M. C. Selecky

Secretary

WSR 06-20-084

PREPROPOSAL STATEMENT OF INQUIRY WESTERN WASHINGTON UNIVERSITY

[Filed October 2, 2006, 4:01 p.m.]

Subject of Possible Rule Making: Adopt rules that provide cost savings for course materials.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.35.120(12), 28B.10.590.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Law requires rules be adopted to provide maximum cost savings to students for course materials without sacrificing educational content. Rules would require affiliated bookstores to disclose retail costs and new edition information for course materials, and to administer purchasing/bundling and buyback programs in ways that give students the least costly options. The rules would encourage faculty to work with publishers and affiliated bookstores to achieve these same goals.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Negotiated rule making; and agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Linda P. Beckman, Director of Budget and Administration, Student Affairs, Western Washington University, 516 High Street, Mailstop 9001, Bellingham, WA 98225-9001, phone (360) 650-7417, fax (360) 650-6504. Meetings and other exchanges of information: Textbook legislation task force meetings; faculty senate and academic coordinating commission; provost's council; president's council; associated students; bookstore advisory group.

October 2, 2006

Suzanne M. Baker

Rules Coordinator

WSR 06-20-092**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed October 3, 2006, 9:49 a.m.]

Subject of Possible Rule Making: Funeral directors and embalmers, funeral director and embalmer internships.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.39.175 and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: No internship guidelines have been developed since the implementation of the internship program in 1937 under RCW 18.39.120, other than course of training requirements. Rules are needed to establish internship guidelines.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Study by the board of funeral directors and embalmers.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dennis McPhee, Department of Licensing, Funerals, P.O. Box 9012, Olympia, WA 98507, (360) 664-1555, dmcphee@dol.wa.gov.

September 28, 2006

Joe Vincent Jr.

Administrator

WSR 06-20-097**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES**

[Filed October 3, 2006, 12:27 p.m.]

Subject of Possible Rule Making: Chapter 296-150M WAC, Manufactured homes.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 43.22 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose of this rule making is to review the factory assembled structure rules for clarifying and housekeeping changes. For example, the amendments will incorporate language that requires pellet stoves to meet the requirements listed by a nationally recognized testing laboratory. The rule making will also incorporate interpretive bulletins regarding design requirements for structural alterations. The rule will outline when structural alterations need engineered designed and/or plan review conducted by central office.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: The department will solicit input from the factory assembled structure board. Other interested parties and the public may also participate by providing written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sally Elliott, Department of Labor and Industries, P.O. Box 44400, Olympia, WA 98504-4400, (360) 902-6411, fax (360) 902-5292, yous235@lni.wa.gov.

October 3, 2006

Gary Weeks

Director

WSR 06-20-098**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES**

[Filed October 3, 2006, 12:28 p.m.]

Subject of Possible Rule Making: Chapter 296-150F WAC, Factory-built housing and commercial structures.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 43.22 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose of this rule making is to amend the factory-built housing and commercial structure rules in order to be consistent with the statute. The definition of factory-building house [factory-built housing] and commercial structures will be amended to be consistent with the statute.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: The department will solicit input from the factory assembled structure board. Other interested parties and the public may also participate by providing written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sally Elliott, Department of Labor and Industries, P.O. Box 44400, Olympia, WA 98504-4400, (360) 902-6411, fax (360) 902-5292, yous235@lni.wa.gov.

October 3, 2006

Gary Weeks

Director

WSR 06-20-104**WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

(Economic Services Administration)

[Filed October 3, 2006, 4:17 p.m.]

The economic services administration requests the withdrawal of preproposal statement of inquiry filed as WSR 06-

02-075 on January 3, 2006 (regarding disbursement of child support payments).

Andy Fernando, Manager
Rules and Policies Assistance Unit

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Leigh Fiedler, P.O. Box 47600, Olympia, WA 98504, (360) 407-7530, lfie461@ecy.wa.gov.

October 4, 2006
Stuart Clark
Program Manager

WSR 06-20-124
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF ECOLOGY

[Filed October 4, 2006, 11:22 a.m.]

The department of ecology withdraws WSR 05-19-149, CR-101 filing related to chapter 173-455 WAC.

The department has filed a replacement CR-101 to address the same scope of rule making which includes proposing a new chapter (chapter 173-455 WAC, Air quality fee rule) and moving fees from existing chapters to this new chapter. The department is filing this new CR-101 to clarify the existing chapters included in this rule making.

Stu Clark
Program Manager
Air Quality Program

WSR 06-20-126
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF ECOLOGY

[Order 06-14—Filed October 4, 2006, 11:23 a.m.]

Subject of Possible Rule Making: This rule making will:

- Propose a new chapter 173-455 WAC, Air quality fee rule, that will include air quality program fees (from existing chapters as well as some new fees). The new fees will be for the following activities: Air pollution standards variance and portable/temporary source permits.
- Move fees from existing WAC 173-400-045, 173-400-104, 173-400-116, 173-407-040, 173-433-170, 173-491-030, 173-495-060, 173-495-065, and 173-495-070, to incorporate those fees into the new chapter without changes.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 70.94 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Ecology is proposing a new chapter to make it easier for the regulated community to find all of the applicable air quality program fees.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Local air authorities also charge fees for similar activities. Ecology will invite the local air authorities to participate in the rule-making process.

Process for Developing New Rule: Ecology will use an interested party list to share information. After the rule proposal publishes in the state register, ecology will hold a public hearing and comment period to receive feedback on the proposal.