

WSR 06-23-002
PUBLIC RECORDS OFFICER
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed November 1, 2006, 4:43 p.m.]

The public records officer for the department of social and health services is Kristal K. Wiitala, DSHS Public Records/Privacy Officer, Government and Community Relations, P.O. Box 45135, Olympia, WA 98504-5135, physical address DSHS, Office Building 2, Fourth Floor, 1115 Washington Street, Olympia, WA, phone (360) 902-8484, fax (360) 902-7855, e-mail DSHSPublicDisclosure@dshs.wa.gov.

Andy Fernando, Manager
Rules and Policies Assistance Unit

WSR 06-23-003
PUBLIC RECORDS OFFICER
PENINSULA COLLEGE

[Filed November 2, 2006, 8:49 a.m.]

The public records officer for Peninsula College is Dr. Sandra J. Wall, Peninsula College, 1502 East Lauridsen Boulevard, Port Angeles, WA 98362, phone (360) 417-6202, fax (360) 417-6218, e-mail sandyw@pcadmin.ctc.edu.

Dr. Thomas A. Keegan
President

WSR 06-23-004
RULES COORDINATOR
EMPLOYMENT SECURITY DEPARTMENT

[Filed November 2, 2006, 8:50 a.m.]

In accordance with RCW 34.05.310, the employment security department has designated Pamela Ames to serve as the agency rules coordinator and hearings officer, effective October 1, 2006. Pamela can be contacted at the ESD Contracts and Rules Office, 212 Maple Park Drive, P.O. Box 9046, Olympia, WA 98507-9046, e-mail pames@esd.wa.gov, phone (360) 902-9387.

Joel Sacks, Assistant Commissioner
Budget, Policy and Communications Division

WSR 06-23-018
NOTICE OF PUBLIC MEETINGS
BELLINGHAM TECHNICAL COLLEGE

[Filed November 3, 2006, 2:26 p.m.]

The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, November 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 06-23-019
NOTICE OF PUBLIC MEETINGS
COUNTY ROAD
ADMINISTRATION BOARD

[Memorandum—November 2, 2006]

MEETING NOTICE: January 18, 2007
County Road Administration Board
2404 Chandler Court S.W., Suite 240
Olympia, WA 98504
1:00 p.m. to 5:00 p.m.

MEETING NOTICE: January 19, 2007
County Road Administration Board
2404 Chandler Court S.W., Suite 240
Olympia, WA 98504
8:30 a.m. - noon

Individuals requiring reasonable accommodation may request written materials in alternative formats, sign language interpreters, physical accessibility accommodations, or other reasonable accommodation, by contacting Karen Pendleton at (360) 753-5989, hearing and speech impaired persons can call 1-800-833-6384.

WSR 06-23-020
RULES OF COURT
STATE SUPREME COURT

[November 2, 2006]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENTS TO APR 11.6) NO. 25700-A-857

The Washington State Bar Association having recommended the adoption of the proposed amendments to APR 11.6, and the Court having approved the proposed amendments for publication;

Now, therefore, it is hereby

ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed amendments 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 Courts' Web sites in January, 2007.

(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 April 30, 2007. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 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 2nd day of November, 2006.

For the Court

Gerry L. Alexander

CHIEF JUSTICE

GR 9 COVER SHEET

Suggested Amendment
ADMISSION TO PRACTICE RULES (APR)
APR 11.6. REPORTS AND ENFORCEMENT

Submitted by the Board of Governors of the Washington State Bar Association
Draft 5/5/06

Purpose: The proposed amendments to APR 11.6 are to intended give incentive to members to meet the MCLE requirements by the compliance deadline of February 1st. In the view of the Board of Continuing Legal Education, the current rule, giving an automatic extension to May 1st, sanctions MCLE non-compliance. Members experiencing hardship in meeting the MCLE requirements can petition the Board for extensions, exemptions, and waivers of the compliance requirements under this rule as well as under APR 11.4 and Regulation 110.

The current May 1st rule also results in a significant delay in suspending non-compliant members because Notice of Non-Compliance letters [reminders of that MCLE compliance is due] and Pendency letters [pre-suspension letters] cannot be sent until after May 1st. By eliminating this automatic extension the MCLE non-compliance suspension process can be completed in a more timely manner.

The amendment to APR 11.6 (c)(4) is to match the amendment to Regulation 110 adopted by the Supreme Court in August 2004. Regulation 110 was amended to eliminate "restricted practice" as a reason for being able to petition the Board for an extension, exemption, or waiver of the MCLE requirements.

DRAFT 5/5/06

SUGGESTED AMENDMENT
ADMISSION TO PRACTICE RULES (APR)
APR 11.6. REPORTS AND ENFORCEMENT

(a) Compliance Report and Other Activities. [No change].

(b) Compliance Report. Each active member shall submit a CLE compliance report as specified in the regulations, or as approved by the CLE Board pursuant to rule 11.4. If a member has not completed the minimum education requirement for that member's reporting period, ~~compliance may still be accomplished, as specified in the regulations, the member may complete and return to the CLE Board a petition, which shall be accompanied by a declaration(s) or affidavit(s) in support of the request, for an extension of time to complete the requirements. If the petition is approved, the member by making shall make up the deficiency, within the first 4 months of the next succeeding calendar year, filing file a supplemental report with the Bar Association by May 1 of that year and by paying pay a special filing late filing compliance fee by the date as set forth in the agreement or order extending the time for compliance.~~

(c) Delinquency. Any member required to do so who has not complied by ~~May 1 of each year, the reporting dead-~~

~~line, or by the or such other~~ date as is set forth in an agreement or order extending the time for compliance, may be ordered suspended from the practice of law by the Supreme Court. To effect such suspension, ~~removal~~ the CLE Board shall by written notice to the non-complying member advise of the pendency of suspension ~~removal~~ proceedings unless within 10 days of receipt of ~~such the~~ notice ~~such the~~ member shall complete and return to the CLE Board an accompanying form of petition which may be accompanied by a declaration(s) or affidavit(s) in support of a request for an extension of time for, or exemption from, compliance with Section (a) above or for a ruling by the CLE Board of substantial compliance therewith.

(1) Unless such petition be so filed, the CLE Board shall report such fact to the Supreme Court with its recommendations for appropriate action. The Supreme Court shall enter such order, as it deems appropriate. The provisions of RAP 17.4 and RAP 17.5 shall apply to any motion for reconsideration of such order.

(2) If such petition be so filed, the CLE Board may, in its discretion, approve the same without hearing, or may enter into agreement on terms with such member as to time and requirements for achieving compliance with the provisions of Section (a).

(3) If the CLE Board does not so approve such petition or enter into such agreement with terms, the CLE Board (or a subcommittee of one or more CLE Board members) shall hold a hearing upon the petition and shall give the member at least 10 days notice of the time and place thereof. Testimony taken at the hearing shall be under oath and audio-recorded. The oath shall be administered by the chairperson of the CLE Board or the chairperson of the subcommittee. For good cause shown the CLE Board may rule that the member has substantially complied with these rules for the year reporting period in question or, if he or she has not done so, it may grant the member an extension of time within which to comply and may do so upon terms as it may deem appropriate. As to each such application the CLE Board shall enter written findings of fact and an appropriate order, a copy of which shall be mailed forthwith to the member at the address on file with the Bar Association. Any such order shall be final unless within 10 days from the date thereof the member shall file a written notice of appeal with the Supreme Court and serve a copy of the Washington State Bar Association. The member shall pay to the clerk of the Supreme Court, a docket fee of \$250.00.

(4) In its consideration of petitions for relief hereunder, the CLE Board shall consider factors of ~~hardship~~ such as undue hardship, age, or disability, ~~or of restricted practice.~~

(d) Review to the Supreme Court. [No change].

(e) Time. [No change].

(f) Costs. [No change].

(g) Change of Status. [No change].

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 06-23-021
RULES OF COURT
STATE SUPREME COURT
[November 2, 2006]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENTS TO NEW SPRC) NO. 25700-A-858
8)

The Washington Death Penalty Assistance Center having recommended the adoption of the proposed adoption of New SPRC 8, and the Court having approved the proposed amendments for publication;

Now, therefore, it is hereby

ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed amendments 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 Courts' Web sites in January, 2007.

(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 April 30, 2007. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 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 2nd day of November, 2006.

For the Court

Gerry L. Alexander

CHIEF JUSTICE

New SPRC 8

GR 9 Purpose Statement

This suggested rule is a corollary to SPRC 2 which requires that defense counsel in potential capital trials be selected from the Court's death penalty qualified counsel list. SPRC 2 anticipates that it will apply when aggravated murder is charged until it is a matter of record the death penalty will not be sought. For instance the comment to the rule provides:

If the time period for filing the death notice has passed, and the death notice has not been filed, the court may then reduce the number of attorneys to one to proceed with the murder trial.

However, it is very difficult to keep track of charging by all the counties. Without a centralized notice requirement the only way to monitor the filing of aggravated murder charges throughout the state is for someone to make regular inquiries to each of the 39 prosecuting attorney or clerk's office in the state. It is possible attorney appointing agents, whether judicial or county officers, may not comply with SPRC 2 when appointing counsel in aggravated murder cases because they either are not familiar with SPRC 2 or may believe there is no need for qualified counsel until a notice of special sentencing procedure is filed. Prompt notification of aggravated murder

filings to an appropriate statewide office will assure the appointing officials are aware of SPRC 2 and that appointed counsel are notified of their obligations under the rule and of resources available to them.

The Washington State Office of Public Defense (OPD) is suggested as the receiving agency for the notification because of its fundamental interest in standards of defense representation in Washington. OPD may easily be contacted by interested entities, such as the Washington Death Penalty Assistance Center or WACDL Death Penalty Committee, who may wish to alert counsel appointed in aggravated murder cases to resources and training opportunities available through those offices. However, the Supreme Court Clerk's office would also be an entirely appropriate office to receive the notices of aggravated murder filings.

The notice of aggravated murder filings should not place a significant burden on prosecuting attorneys as copies of the informations could be filed electronically. At most, an additional paper copy of the charging documents would be made and mailed to the receiving agency.

Failure to comply with this rule should not necessarily be grounds to bar or dismiss a notice of intent to seek the death penalty unless a defendant is able to show prejudice to his defense.

New SPRC 8

NOTICE OF AGGRAVATED MURDER FILINGS

When a prosecuting attorney files an information charging aggravated murder as defined in RCW 10.95.020, within one business day he or she shall submit a copy of the information to the Washington State Office of Public Defense. When the prosecuting attorney decides whether the prosecution will or will not file a notice of special sentencing proceeding pursuant to RCW 10.95.040, he or she shall notify the Office of Public Defense of the decision in writing within one business day of notification to the defendant or one business day after the death notice date has passed.

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 06-23-022

RULES OF COURT

STATE SUPREME COURT

[November 2, 2006]

IN THE MATTER OF THE ADOPTION) ORDER
OF NEW APR 26) NO. 25700-A-859

The Washington State Bar Association having recommended the adoption of the proposed New APR 26, and the Court having determined that the proposed rule 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 New APR 26 as attached hereto is adopted.

(b) That pursuant to the emergency provisions of GR 9 (j)(1), the New APR 26 will be published expeditiously and become effective July 1, 2007.

DATED at Olympia, Washington this 2nd day of November, 2006.

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

**SUGGESTED AMENDMENT
ADMISSION TO PRACTICE RULES (APR)
APR 26 INSURANCE DISCLOSURE
(NEW RULE)**

(a) Each active member of the Bar Association shall certify annually in a form approved by the Board of Governors by the date specified by the form (1) whether the lawyer is engaged in the private practice of law; (2) if engaged in the private practice of law, whether the lawyer is currently covered by professional liability insurance; (3) whether the lawyer intends to maintain insurance during the period of time the lawyer is engaged in the private practice of law; and (4) whether the lawyer is engaged in the practice of law as a full-time government lawyer or is counsel employed by an organizational client and does not represent clients outside that capacity. Each lawyer admitted to the active practice of law who reports being covered by professional liability insurance shall notify the Bar Association in writing within 30 days if the insurance policy providing coverage lapses, is no longer in effect or terminates for any reason.

(b) The information submitted pursuant to this rule will be made available to the public by such means as may be designated by the Board of Governors, which may include publication on the website maintained by the Bar Association.

(c) Any lawyer admitted to the active practice of law who fails to comply with this rule by the date specified in section (a) may be ordered suspended from the practice of law by the Supreme Court until such time as the lawyer complies. Supplying false information in response to this rule shall subject the lawyer to appropriate disciplinary action.

**WSR 06-23-023
RULES OF COURT
STATE SUPREME COURT**

[November 2, 2006]

IN THE MATTER OF THE ADOPTION)	ORDER
OF THE AMENDMENTS TO CrRLJ 2.1,)	NO. 25700-A-860
CrRLJ 2.5, IRLJ 2.1, CrRLJ 8.12 AND IRLJ)	
4.1)	

The District and Municipal Court Judges' Association having recommended the adoption of the proposed amendments to CrRLJ 2.1, CrRLJ 2.5, IRLJ 2.1, CrRLJ 8.12 and IRLJ 4.1, 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:

(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 upon publication.

DATED at Olympia, Washington this 2nd day of November, 2006.

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

**CRIMINAL RULES FOR COURTS OF LIMITED JURISDICTION
(CrRLJ)**

RULE 2.1 COMPLAINT—CITATION AND NOTICE

(a) [No changes.]

(b) **Citation and Notice to Appear.**

(1) *Issuance.* Whenever a person is arrested or could have been arrested pursuant to statute for a violation of law which is punishable as a misdemeanor or gross misdemeanor the arresting officer, or any other authorized peace officer, may serve upon the person a citation and notice to appear in court.

(2) *Release Factors.* In determining whether to release the person or to hold him or her in custody, the peace officer shall consider the following factors:

(i) whether the person has identified himself or herself satisfactorily;

(ii) whether detention appears reasonably necessary to prevent imminent bodily harm to himself, herself, or another, or injury to property, or breach of the peace;

(iii) whether the person has ties to the community reasonably sufficient to assure his or her appearance or whether there is substantial likelihood that he or she will refuse to respond to the citation and notice; and

(iv) whether the person previously has failed to appear in response to a citation and notice issued pursuant to this rule or to other lawful process.

(3) *Contents.* The citation and notice to appear shall include or have attached to it:

(i) the name of the court and a space for the court's docket, case or file number;

(ii) the name, address, date of birth, and sex of the defendant; and all known personal identification numbers for the defendant, including the Washington driver's operating license (DOL) number, the state criminal identification (SID) number, the state criminal process control number (PCN), the JUVIS control number, and the Washington Department of Corrections (DOC) number;

(iii) the date, time, place, numerical code section, description of the offense charged, the date on which the citation was issued, and the name of the citing officer;

(iv) the time and place the person is to appear in court, which may not exceed 20 days after the date of the citation and notice, but which need not be a time certain;

~~(v) a space for the person to sign a promise to appear.~~

~~(4) Release. To secure his or her release, the person must give his or her written promise to appear in court as required by the citation and notice served.~~

(54) *Certificate.* The citation and notice shall contain a form of certificate by the citing official that he or she certifies, under penalties of perjury, as provided by RCW 9A.72.085, and any law amendatory thereto, that he or she has probable cause to believe the person committed the offense charged contrary to law. The certificate need not be made before a magistrate or any other person.

(65) *Initiation.* When signed by the citing officer and filed with a court of competent jurisdiction, the citation and notice shall be deemed a lawful complaint for the purpose of initiating prosecution of the offense charged therein.

(c) [No changes.]

(d) [No changes.]

CRIMINAL RULES FOR COURTS OF LIMITED JURISDICTION (CrRLJ)

RULE 2.5 PROCEDURE ON FAILURE TO OBEY CITATION AND NOTICE

The court may order the issuance of a bench warrant for the arrest of any defendant who has failed to appear before the court, either in person or by a lawyer, in answer to a citation and notice, or an order of the court, upon which the defendant has promised in writing to appear, or of which the defendant has been served with or otherwise received notice to appear, if the sentence for the offense charged may include confinement in jail.

INFRACTION RULES FOR COURTS OF LIMITED JURISDICTION (IRLJ)

RULE 2.1 NOTICE OF INFRACTION

(a) [No changes.]

(b) **Contents.** The notice of infraction shall contain the following information on the copy given to the defendant, except the information required by subsections (2) and ~~(6)~~ is not required on a notice of infraction alleging the commission of a parking, standing, or stopping infraction:

(1) The name, address, and phone number of the court where the notice of infraction is to be filed;

(2) The name, address, date of birth, sex, physical characteristics, and, for a notice of traffic infraction, the operator's license number of the defendant;

(3) For a notice of traffic infraction, the vehicle make, year, model, style, license number, and state in which licensed;

(4) The infraction which the defendant is alleged to have committed and the accompanying statutory citation or ordinance number, the date, time, and place the infraction occurred, the date the notice of infraction was issued, and the name and, if applicable, the number of the citing officer;

(5) A statement that the defendant must respond to the notice of infraction within 15 days of issuance;

~~(6) A space for the defendant to sign a promise to respond to the notice of infraction within the time required;~~

~~(7) A space for entry of the monetary penalty which respondent may pay in lieu of appearing in court;~~

(87) A statement that a mailed response must be mailed not later than midnight on the day the response is due;

(98) The statements required by RCW 46.63.060 or other applicable statute; and

~~(10) Any additional information determined necessary by the Administrator for the Courts.~~

CRIMINAL RULES FOR COURTS OF LIMITED JURISDICTION (CrRLJ)

RULE 8.12 REPORTING TRAFFIC OFFENSES

The court shall ~~within 30 days~~ upon entry of bail forfeiture or entry of judgment of guilty of a criminal traffic offense forward to the Department of Licensing a copy of the complaint or citation and notice to appear and an abstract of the court's order.

INFRACTION RULES FOR COURTS OF LIMITED JURISDICTION (IRLJ)

RULE 4.1 NOTIFICATION TO DEPARTMENT OF LICENSING OF TRAFFIC INFRACTION

(a) **Generally.** ~~Within 30 days of~~ Upon entry of judgment that a traffic infraction was committed the court shall forward to the Department of Licensing a copy of the notice of traffic infraction and an abstract of the court's order. Courts may forward case disposition information to the Department of Licensing via electronic means according to procedures established by the Department and the Administrator for the Courts.

(b) **Parking, Standing, Stopping, or Pedestrian Infractions.** The court shall not notify the Department of a parking, standing, stopping, or pedestrian infraction, except as allowed by RCW 46.20.270(3).

(c) **Notice to Department When Failure To Appear Set Aside.** If a judgment for a failure to appear in a traffic infraction case has been set aside, the Department shall be notified that it has been set aside and of the final disposition of the infraction ~~within 30 days after~~ upon entry of judgment ~~has been rendered.~~

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 06-23-024
RULES OF COURT
STATE SUPREME COURT
[November 2, 2006]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENTS TO APR 15—) NO. 25700-A-861
PROCEDURAL RULES 4, 6, NEW RULE)
14 AND RENUMBERED NEW RULE 15)

The Washington State Bar Association having recom-
mended the adoption of the proposed amendments to APR
15—Procedural Rules 4, 6, New Rule 14 and Renumbered
New Rule 15, and the Court having determined that the pro-
posed amendments will aid in the prompt and orderly admin-
istration of justice and further determined that an emergency
exists which necessitates an early adoption;

Now, therefore, it is hereby

ORDERED:

(a) That the amendments as attached hereto are adopted.

(b) That pursuant to the emergency provisions of GR 9
(j)(1), the amendments are adopted and become effective
immediately.

DATED at Olympia, Washington this 2nd day of
November, 2006.

Alexander, C.J.

C. Johnson, J.

Chambers, J.

Madsen, J.

Owens, J.

Sanders, J.

Fairhurst, J.

Bridge, J.

J. M. Johnson, J.

SUGGESTED AMENDMENT

APR 15. LAWYERS' FUND FOR CLIENT PROTECTION PROCE-
DURAL RULES
RULE 4. APPLICATIONS FOR PAYMENT

A. Application Form. [no change].

B. Disciplinary Complaints Grievances. Before an
application for payment from the Fund will be considered,
the applicant must also file a disciplinary grievance with the
Office of Disciplinary Counsel, unless the lawyer is disbarred
or deceased, or unless the Committee in its discretion finds
that no disciplinary grievance is required.

C. Notice by Office of Disciplinary Counsel. Any per-
son who has filed a disciplinary complaint grievance with the
WSBA alleging a loss occasioned by the dishonest conduct
of a lawyer should be provided with a Lawyers Fund for Cli-
ent Protection application form and given information about
the Fund.

SUGGESTED AMENDMENT

APR 15. LAWYERS' FUND FOR CLIENT PROTECTION PROCE-
DURAL RULES
RULE 6. PROCEDURES

A. Ineligibility. [no change].

B. Investigation and Report. [no change].

C. Notification of Lawyer. The lawyer, or his or her
representative, regarding whom an application is made shall
be notified of the application and provided a copy of it, and
shall be requested to respond within 20 days. If the lawyer's
address of record on file with the WSBA is not current, then
a copy of the application should be sent to the lawyer at any
other address on file with the WSBA. A copy of these Rules
shall be provided to the lawyer or representative.

D. Testimony. [no change].

E. Finding of Dishonest Conduct. [no change].

F. Evidence and Burden of Proof. [no change].

G. Pending Disciplinary Proceedings. [no change].

H. Public Participation. [no change].

I. Committee Action. [no change].

SUGGESTED AMENDMENT

LAWYERS' FUND FOR CLIENT PROTECTION (APR 15)
PROCEDURAL RULES
(new rule)

RULE 14. NOTICE OF ACTION

Notice of approval of an application to the Fund may be
published in the Washington State Bar News and elsewhere at
the direction of the Committee or Trustees. Notice may also
be posted electronically on any web site maintained by the
WSBA. If the lawyer has made full restitution to the Fund,
any notice posted electronically by the WSBA may, at the
request of the lawyer, be removed.

RULE 15. AMENDMENTS [No change].

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 Reg-
ister 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 Reg-
ister pursuant to the requirements of RCW 34.08.040.

WSR 06-23-025

RULES OF COURT
STATE SUPREME COURT
[November 2, 2006]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENTS TO RAP FORM) NO. 25700-A-862
17)

The Washington State Supreme Court Clerk's Office
having recommended the adoption of the proposed amend-
ment to RAP Form 17, and the Court having determined that
the proposed amendment will aid in the prompt and orderly
administration of justice and further determined that an emer-
gency 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 2nd day of
November, 2006.

	<u>Alexander, C.J.</u>
<u>C. Johnson, J.</u>	<u>Chambers, J.</u>
<u>Madsen, J.</u>	<u>Owens, J.</u>
<u>Sanders, J.</u>	<u>Fairhurst, J.</u>
<u>Bridge, J.</u>	<u>J. M. Johnson, J.</u>

published in _____
 (volume number, Washington Appellate Reports
 or _____
 Washington Reports, and page number)

6. Since my conviction I have ___ have not ___ asked a court for some relief from my sentence other than I have already written above. (If the answer is that I have asked), the court I asked was _____

(name of court or courts in which relief was sought)
 Relief was denied on _____
 (date of decision or, if more than one, dates of all decisions)

7. (If I have answered in question 6 that I did ask for relief), the name of my lawyer in the proceeding mentioned in my answer to question 6 was _____
 (name and address if known; if none, write "none")

8. If the answers to the above questions do not really tell about the proceedings and the courts, judges and attorneys involved in your case, tell about it here: _____

B. GROUNDS FOR RELIEF

(If I claim more than one reason for relief from confinement, I attach sheets for each reason separately, in the same way as the first one. The attached sheets should be numbered "First Ground", "Second Ground", "Third Ground", etc.). I claim that I have _____ (number) reason(s) for this court to grant me relief from the conviction and sentence described in Part A.

_____ Ground
 (First, Second, etc.)

1. I should be given a new trial or released from confinement because (Here state legal reasons why you think there was some error made in your case which gives you the right to a new trial or release from confinement.): _____

2. The following facts are important when considering my case (After each fact statement, put the name of the person or persons who know the fact and will support your statement of the fact. If the fact is already in the record of your case, indicate that, also.): _____

3. The following reported court decisions (include citations if possible) in cases similar to mine show the error I

believe happened in my case (If none are known, state "None known".): _____

4. The following statutes and constitutional provisions should be considered by the court (If none are known, state "None known".): _____

5. This petition is the best way I know to get the relief I want, and no other way will work as well because _____

C. STATEMENT OF FINANCES

If you cannot afford to pay the filing fee or cannot afford to pay an attorney to help you, fill this out. If you have enough money for these things, do not fill out this part of the form.

1. I do ___ do not ___ ask the court to file this without making me pay the filing fee because I am so poor I cannot pay the fee.

2. I have a spendable balance of \$ _____ in my prison or institution account.

3. I do ___ do not ___ ask the court to appoint a lawyer for me because I am so poor I cannot afford to pay a lawyer.

4. I am ___ am not ___ employed. My salary or wages amount to \$ _____ a month. My employer is _____

 (name and address)

5. During the past 12 months I did ___ did not ___ get any money from a business, profession or other form of self-employment. (If I did, it was _____

 (kind of self employment)
 and the total income I got was \$ _____.)

6. During the past 12 months, I
 did did not get any rent payments. If so, the total amount I got was \$ _____
 ___ ___ get any interest. If so, the total amount I got was \$ _____
 ___ ___ get any dividends. If so, the total amount I got was \$ _____
 ___ ___ get any other money. If so, the amount of money I got was \$ _____

7. ___ ___ have any cash except as said in answer 2. If so, the total amount of cash I have is \$ _____
 ___ ___ have any savings accounts or checking accounts. If so, the amount in all accounts is \$ _____
 ___ ___ own stocks, bonds, or notes. If so, their total value is \$ _____

8. List all real estate and other property or things of value which belong to you or in which you have an interest. Tell what each item of property is worth and how much you owe on it. Do not list household furniture and furnishings and clothing which you or your family need.

Items	Value

9. I am ___ am not ___ married. If I am married, my wife or husband's name and address is _____.

10. All of the persons who need me to support them are listed here.

Name and Address	Relationship	Age

11. All the bills I owe are listed here.

Name of creditor you owe money to	Address	Amount

D. REQUEST FOR RELIEF

I want this court to:

___ vacate my conviction and give me a new trial

___ vacate my conviction and dismiss the criminal charges against me without a new trial

___ other (specify) _____

E. OATH OF PETITIONER

THE STATE OF WASHINGTON)
) ss.
County of _____)

After being first duly sworn, on oath, I depose and say: That I am the petitioner, that I have read the petition, know its contents, and I believe the petition is true.

[sign here]
SUBSCRIBED AND SWORN to before me this ___ day of _____.

Notary Public in and for the State of Washington, residing at _____

If a notary is not available, explain why none is available and indicate who can be contacted to help you find a notary:

Then sign below:

I declare that I have examined this petition and to the best of my knowledge and belief it is true and correct.

_____ [date].

[sign here]

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.

WSR 06-23-028
NOTICE OF PUBLIC MEETINGS
WESTERN WASHINGTON UNIVERSITY

[Memorandum—November 3, 2006]

Western Washington University's board of trustees, at their October 6, 2006, board meeting, approved the following schedule of regular meetings for 2006:

- February 9, 2007
- April 20, 2007
- June 15, 2007
- August 3, 2007
- October 5, 2007
- December 7, 2007

Any questions regarding the meeting schedule can be directed to Barbara Stoneberg, assistant secretary to the board, at (360) 650-7614.

WSR 06-23-030
NOTICE OF PUBLIC MEETINGS
TRAFFIC SAFETY COMMISSION

[Memorandum—October 19, 2006]

2007 COMMISSION MEETING DATES

Below are the 2007 meeting dates for the Washington traffic safety commission. Please note that the dates and time have changed.

- Thursday, January 18
- Thursday, April 19
- Thursday, July 19
- Thursday, October 18

Each meeting will be held at 10:30 a.m. in the conference room of the Washington traffic safety commission.

Please note that the July 19 meeting is a critical one. We need to have the commissioners in attendance to approve the highway safety performance plan. Please contact Michelle Shillander for additional information.

For special accommodation needs or to request an auxiliary aid for these meetings, please contact Michelle Shillander at (360) 586-3864.

WSR 06-23-031

NOTICE OF PUBLIC MEETINGS

**DEPARTMENT OF
NATURAL RESOURCES**

(Natural Heritage Advisory Council)

[Memorandum—November 6, 2006]

The natural heritage advisory council will meet on the following dates:

- January 17, 2007 9:30 a.m. to 4:30 p.m.
Office Building 2 (DSHS)
1115 Washington Street S.E.
Room SLO3
- March 14, 2007 9:30 a.m. to 4:30 p.m.
Natural Resources Building
1111 Washington Street S.E.
Room 172
- May 31-June 1, 2007 Field trip - to be determined
- October 24, 2007 9:30 a.m. to 4:30 p.m.
Natural Resources Building
1111 Washington Street S.E.
Room 172

Regular council business generally includes consideration of proposals for new natural areas, additions to existing natural areas, and management activities within existing natural areas.

For further information contact the Department of Natural Resources, Natural Heritage Program, 1111 Washington Street S.E., Olympia, WA 98504-7014, (360) 902-1661.

WSR 06-23-033

NOTICE OF PUBLIC MEETINGS

**OFFICE OF THE
INTERAGENCY COMMITTEE**

(Biodiversity Council)

[Memorandum—November 2, 2006]

The next public meeting of the biodiversity council will be Tuesday, December 5, 2006, from 9:00 a.m. to 3:00 p.m., at the Comfort Inn, 1620 74th Avenue S.W., Tumwater, WA 98501.

For further information, please contact Jennifer Dial, interagency committee for outdoor recreation (IAC), (360) 902-3012 or check the web page <http://www.biodiversity.wa.gov>.

The IAC schedules all public meetings at barrier free sites. Persons who need special assistance, such as large type materials, may contact Jennifer Dial at the number listed above or by e-mail at JenniferD@iac.wa.gov.

WSR 06-23-034

NOTICE OF PUBLIC MEETINGS

**OFFICE OF THE
INTERAGENCY COMMITTEE**

(Invasive Species Council)

[Memorandum—November 3, 2006]

The first public meeting of the invasive species council will be Tuesday, November 28, 2006, from 9:00 a.m. to 2:30 p.m., in Hearing Room B of the John O'Brien Building, 504 15th Avenue S.W., Olympia, WA 98504.

For further information, please contact Jennifer Dial, interagency committee for outdoor recreation (IAC), (360) 902-3012.

The IAC schedules all public meetings at barrier free sites. Persons who need special assistance, such as large type materials, may contact Jennifer Dial at the number listed above or by e-mail at JenniferD@iac.wa.gov.

WSR 06-23-035

RULES COORDINATOR

INDETERMINATE SENTENCE

REVIEW BOARD

[Filed November 6, 2006, 3:35 p.m.]

The indeterminate sentence review board has appointed the following person as the agency's rules coordinator: Margaret M. McKinney, Executive Director, P.O. Box 40907, Olympia, WA 98504-0907, phone (360) 407-0671, fax (360) 493-9287, e-mail mmmckinney@doc1.wa.gov.

Ms. McKinney will be replacing our former rules coordinator, Mr. Russ Snelson, effective October 30, 2006.

Jeralita P. Costa
Chair

WSR 06-23-036

NOTICE OF PUBLIC MEETINGS

BELLEVUE COMMUNITY COLLEGE

[Memorandum—November 1, 2006]

The December 2006 meeting of the board of trustees of Community College District VIII will be held at 12:30 p.m. in the Board Room (B201), Bellevue Community College, 3000 Landerholm Circle S.E., Bellevue, WA, on Monday, December 11, instead of Wednesday, December 13, as previously scheduled.

Please contact Lucinda Taylor if you have any questions.

WSR 06-23-037

NOTICE OF PUBLIC MEETINGS

PIERCE COLLEGE

[Memorandum—November 1, 2006]

The board of trustees of Community College District Number Eleven (Pierce College) would like to announce a

change of time of their regular meeting on November 8, 2006. This meeting is open to the public.

<u>Original Meeting Date</u>	<u>Time</u>
Wednesday, November 8, 2006 Pierce College Fort Steilacoom Lakewood, WA 98498	12:30 p.m.
<u>New Meeting Time</u>	<u>Time</u>
Wednesday, November 8, 2006	1:30 p.m.

WSR 06-23-049
NOTICE OF PUBLIC MEETINGS
BOARD OF ACCOUNTANCY
 [Memorandum—November 6, 2006]

2007 BOARD MEETING SCHEDULE

Please publish in the state register as required by RCW 42.30.075 the following schedule of regular meetings the board plans to hold during 2007:

<u>Date</u>	<u>Day</u>	<u>Meeting</u>	<u>Location</u>
January 26, 2007	Friday	Regular	SeaTac
April 27, 2007	Friday	Regular	SeaTac
July 27, 2007	Friday	Regular	Tri-Cities
October 26, 2007	Friday	Annual	Spokane

The exact location of each meeting has not been determined. For persons who wish to attend, please visit the board's web site at www.cpaboard.wa.gov or contact Cheryl Sexton at the board office, (360) 664-9194 or fax (360) 664-9190 for the meeting location. Meetings usually begin at 9:00 a.m. The board of accountancy schedules all public meetings at barrier free sites. Persons who need special assistance, such as enlarged type materials, please contact Cheryl Sexton at the board office, TDD (800) 833-6384, voice (360) 664-9194, or fax (360) 664-9190.

WSR 06-23-050
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
GENERAL ADMINISTRATION
 (Capitol Campus Design Advisory Committee)
 [Memorandum—November 6, 2006]

The capitol campus design advisory committee (CCDAC) meeting scheduled for Thursday, November 16, 2006, has been rescheduled. The new CCDAC meeting date is Monday, November 27, 2006, from 10:00 a.m. to 2:00 p.m. This meeting will be held in Room 207, Second Floor, General Administration Building, 210 11th Avenue S.W., Olympia, WA.

If you have any questions, please contact Jennifer Cox at (360) 902-0975.

WSR 06-23-051
NOTICE OF PUBLIC MEETINGS
INDETERMINATE SENTENCE
REVIEW BOARD

[Memorandum—November 2, 2006]

In accordance with chapter 42.30 RCW, this is to advise that the indeterminate sentence review board has scheduled the following meetings:

January 8, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.
February 12, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.
March 12, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.
April 9, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.
May 14, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.
June 11, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.
July 9, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.
August 13, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.
September 10, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.
October 8, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.
November 19, 2007	Board Conference Room Third Floor 4317 Sixth Avenue S.E. Lacey, WA	1:30 p.m.

December 10, 2007
 Board Conference Room
 Third Floor
 4317 Sixth Avenue S.E.
 Lacey, WA
 1:30 p.m.

WSR 06-23-052
NOTICE OF PUBLIC MEETINGS
UNIVERSITY OF WASHINGTON
 [Memorandum—November 3, 2006]

Following is a copy of the regular meeting schedule for the board of student publications, which the university has on file.

Campus: Seattle
 Committee Name: Board of Student Publications
 Chair's Name: Kristin Millis
 Chair's Telephone #: 543-7666

Meeting Date	Location (Building and Room #)	Time
November 9, 2006	151 Communications Building	3:30 p.m.
December 7, 2006	151 Communications Building	3:30 p.m.
January 25, 2007	151 Communications Building	3:30 p.m.
February 22, 2007	151 Communications Building	3:30 p.m.
March 22, 2007	151 Communications Building	3:30 p.m.
April 26, 2007	151 Communications Building	3:30 p.m.
May 24, 2007	151 Communications Building	3:30 p.m.
September 27, 2007	151 Communications Building	3:30 p.m.

WSR 06-23-056
NOTICE OF PUBLIC MEETINGS
HOME CARE
QUALITY AUTHORITY
 [Memorandum—November 7, 2006]

This letter serves as notification that the home care quality authority board meeting previously scheduled for December 19, 2006, has been changed to **Tuesday, December 12, 2006**, 11:00 a.m. to 4:00 p.m., in the large conference room at Lewis Mason Thurston Area Agency on Aging, 3603 Mud Bay Road West, Olympia, WA 98502-2567, phone (360) 664-2168.

WSR 06-23-059
NOTICE OF PUBLIC MEETINGS
UTILITIES AND TRANSPORTATION
COMMISSION

[Memorandum—November 8, 2006]

NOTICE OF PUBLIC MEETINGS

The following is the schedule for the 2007 regular public meetings of the Washington utilities and transportation commission:

- January 10, 2007
- January 24, 2007
- February 7, 2007
- February 28, 2007
- March 14, 2007
- March 28, 2007
- April 11, 2007
- April 27, 2007
- May 9, 2007
- May 23, 2007
- June 6, 2007
- June 27, 2007
- July 11, 2007
- July 25, 2007
- August 15, 2007
- August 29, 2007
- September 12, 2007
- September 26, 2007
- October 10, 2007
- October 24, 2007
- November 7, 2007
- November 28, 2007
- December 12, 2007
- December 27, 2007

All commission meetings will commence at 9:30 a.m. on the scheduled day. The meetings will be held in the Commission's Main Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA.

Assistance with sign language interpreters or information in alternate formats will be provided when requested ten days prior to the meeting date, by contacting the ADA coordinator at (360) 664-1133 or TTY 800-416-5289.

WSR 06-23-061
NOTICE OF PUBLIC MEETINGS
LAW ENFORCEMENT OFFICERS' AND
FIRE FIGHTERS' PLAN 2 RETIREMENT BOARD

[Memorandum—November 8, 2006]

The law enforcement officers' and fire fighters' plan 2 retirement board has scheduled their meetings for 2006 [2007].

Please feel free to contact Jessica Burkhart at (360) 586-2322 or by e-mail at Jessica.burkhart@leoff.wa.gov should you have any questions.

2007 Regular Board Meeting Schedule

All meetings of the law enforcement officers' and fire fighters' plan 2 retirement board will be held in the boardroom of the Washington state investment board, 2100 Evergreen Park Drive S.W., Olympia, WA, from 9:30 a.m. - 3:00 p.m. unless otherwise noted.

Wednesday, January 24, 2007
 Wednesday, February 28, 2007
 Wednesday, March 28, 2007
 Wednesday, April 25, 2007
 Wednesday, May 30, 2007
 Tuesday, June 19, 2007
 Wednesday, July 25, 2007
 Wednesday, August 22, 2007
 Wednesday, September 26, 2007
 Wednesday, October 24, 2007
 Wednesday, November 28, 2007
 Tuesday, December 18, 2007

WSR 06-23-064

INTERPRETIVE STATEMENT DEPARTMENT OF REVENUE

[Filed November 9, 2006, 10:48 a.m.]

ISSUANCE OF INTERPRETIVE STATEMENT

The department of revenue has issued Excise Tax Advisory 2037.32.228 Substantial Underpayment Penalty (ETA 2037).

Chapter 256, Laws of 2006, changed the penalties related to tax assessments by amending RCW 82.32.090(2). Prior to July 1, 2006, the law imposed a 5% penalty anytime the department issued an assessment of underpaid taxes. This penalty applied regardless of the amount of the underpayment. Effective July 1, 2006, the 5% penalty applies only when there is a **substantial** underpayment of taxes due. The law defines substantial underpayment as the payment of "less than eighty percent of the amount of tax determined by the department to be due for all types of taxes included in, and for the entire period of time covered by, the department's examination, and the amount of underpayment is at least one thousand dollars." The substantial underpayment penalty is imposed only when both tests are satisfied.

The purpose of this ETA is to explain how the department will determine whether the 80% threshold is met.

A copy of this document is available via the internet at <http://www.dor.wa.gov/content/laws/eta/eta.aspx> or a request for copies may be directed to Roseanna Hodson, Interpretations and Technical Advice Division, P.O. Box 47453, Olympia, WA 98504-7453, phone (360) 570-6119, fax (360) 586-5543.

Alan R. Lynn

WSR 06-23-065

INTERPRETIVE STATEMENT DEPARTMENT OF REVENUE

[Filed November 9, 2006, 10:49 a.m.]

ISSUANCE OF INTERPRETIVE STATEMENT

The department of revenue has issued a new Excise Tax Advisory 2012-10S.08.12.13601 Manufacturers' Machinery and Equipment—Research and Development (ETA 2012-10S), and revised ETA 2012.08.12.13601 Manufacturers' Machinery and Equipment Exemption (ETA 2012).

The department has issued a series of excise tax advisories (ETAs) to address questions regarding the retail sales and use tax exemption provided by RCW 82.08.02565 and 82.12.02565, commonly referred to as the manufacturers' machinery and equipment exemption (M&E exemption). This advisory, ETA 2012-10S, is issued to address the application of the M&E exemption to a research and development operation.

ETA 2012 provides a list of the issues covered by this series, and has been updated to recognize this new supplement.

Copies of these documents are available via the internet at <http://www.dor.wa.gov/content/laws/eta/eta.aspx> or a request for copies may be directed to Roseanna Hodson, Interpretations and Technical Advice Division, P.O. Box 47453, Olympia, WA 98504-7453, phone (360) 570-6119, fax (360) 586-5543.

Alan R. Lynn

WSR 06-23-071

NOTICE OF PUBLIC MEETINGS CONVENTION AND TRADE CENTER

[Memorandum—November 8, 2006]

A regular meeting of the Washington state convention and trade center board of directors will be held on Tuesday, November 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 06-23-075

NOTICE OF PUBLIC MEETINGS JAIL INDUSTRIES BOARD

[Memorandum—November 8, 2006]

NOTICE OF CHANGE TO PUBLIC MEETINGS

2006 BOARD MEETING SCHEDULE

Friday, December 8, 2006, (CJTC, Burien, Washington) is cancelled.

For further information, please contact Dean Mason, Executive Director, Jail Industries Board, 3060 Willamette Drive N.E., Suite 100, Lacey, WA 98516, phone (360) 486-

2432, fax (360) 486-2381, e-mail dmason@cjctc.state.wa.us, web www.jib.wa.gov.

Contact Person: Shanan Gillespie, Management Analyst, Board of Registration for Professional Engineers and Land Surveyors, Department of Licensing, Business and Professions Division, P.O. Box 9025, Olympia, WA 98507-9025, (360) 664-1575.

Shanan Gillespie
Management Analyst

WSR 06-23-081
POLICY STATEMENT
BOARD OF REGISTRATION
FOR PROFESSIONAL ENGINEERS
AND LAND SURVEYORS

[Filed November 13, 2006, 3:15 p.m.]

POLICY STATEMENT

Date: November 13, 2006.

Agency: Board of registration for professional engineers and land surveyors, business and professions division, department of licensing.

Title of Statement: Policy No. 39 - Complaints Against Board Members.

Subject Matter: Describes the procedure the board of registration for professional engineers and land surveyors will use to process and investigate (if necessary) complaints against board members.

Effective Date: November 2, 2006 (this revised policy was originally filed with the code reviser's office under WSR 97-15-045).

Contact Person: Shanan Gillespie, Management Analyst, Board of Registration for Professional Engineers and Land Surveyors, Department of Licensing, Business and Professions Division, P.O. Box 9025, Olympia, WA 98507-9025, (360) 664-1575.

Shanan Gillespie
Management Analyst

WSR 06-23-082
POLICY STATEMENT
BOARD OF REGISTRATION
FOR PROFESSIONAL ENGINEERS
AND LAND SURVEYORS

[Filed November 13, 2006, 3:16 p.m.]

POLICY STATEMENT

Date: November 13, 2006.

Agency: Board of registration for professional engineers and land surveyors, business and professions division, department of licensing.

Title of Statement: Policy No. 40 - Complaints Against Board Staff.

Subject Matter: Describes the procedure the board of registration for professional engineers and land surveyors will use to process and investigate (if necessary) complaints against current board staff members that fall under the board's jurisdiction.

Effective Date: November 2, 2006 (this revised policy was originally filed with the code reviser's office under WSR 97-15-046).

WSR 06-23-088

NOTICE OF PUBLIC MEETINGS
HEALTH CARE AUTHORITY

(Public Employees Benefits Board)

[Memorandum—November 14, 2006]

2007 PEBB Board Meeting Schedule

The board meetings will be held at the Health Care Authority, The Center Conference Room, 676 Woodland Square Loop S.E., Lacey, WA. The meetings begin at 1:00 p.m. and end at 3:00 p.m.

January 16, 2007

February 13, 2007

March 13, 2007

April 17, 2007

May 23, 2007

June 27, 2007

July 10, 2007

July 17, 2007*

July 24, 2007*

October 16, 2007

Board Retreat

10:00 a.m. - 3:30 p.m.

Location: To Be Determined

*Optional meeting dates

If you are a person with a disability and need a special accommodation, please contact Lynn Kennedy, (360) 923-2829.

WSR 06-23-101

NOTICE OF PUBLIC MEETINGS
SEATTLE COMMUNITY COLLEGE

[Memorandum—November 13, 2006]

In compliance with RCW 42.30.075, following is the Seattle Community Colleges, District 6 board of trustees regular meeting schedule for 2007, which was adopted by the board on November 9, 2006.

If you have any questions, please contact Carolyn S. Yeager at (206) 587-3850.

**BOARD OF TRUSTEES
2007 MEETING SCHEDULE**
Approved by Board of Trustees 11/9/06

The board of trustees meetings begin with a study session or reception at 2:00 p.m. Regular meeting agenda sessions will begin at 3:00. Dates and locations of the meetings are noted below. All meetings are on the second Thursday of the month, except for *September, which will occur on the first Thursday.

DATE	LOCATION
January 11	North Seattle Community College (NSCC) 9600 College Way North Seattle, WA 98103
February 8	Seattle Central Community College (SCCC) 1701 Broadway Seattle, WA 98122
March 8	South Seattle Community College (SSCC) 6000 16th Avenue S.W. Seattle, WA 98106
April 12	SCCD (Siegal Center) 1500 Harvard Avenue Seattle, WA 98122
May 10	Seattle Vocational Institute (SVI) 2120 South Jackson Street Seattle, WA 98144
June 14	Seattle Central Community College (SCCC) 1701 Broadway Seattle WA 98122
July 12	North Seattle Community College (NSCC) 9600 College Way North Seattle, WA 98103
August	No Meeting
September 6*	South Seattle Community College (SSCC) 6000 16th Avenue S.W. Seattle, WA 98106
October 11	SCCD (Siegal Center) 1500 Harvard Avenue Seattle, WA 98122
November 8	Seattle Vocational Institute (SVI) 2120 South Jackson Street Seattle, WA 98144
December 13	North Seattle Community College (NSCC) 9600 College Way North Seattle, WA 98103

WSR 06-23-102

**NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
FISH AND WILDLIFE**

[Memorandum—November 15, 2006]

Below are location changes to the Washington fish and wildlife commission's 2007 meeting schedule:

- February 2-3, 2007 Moved from Olympia to Tumwater
- March 9-10, 2007 Moved from Olympia to Tumwater
- November 2-3, 2007 Moved from Winthrop to Chelan

WSR 06-23-103

**NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE UNIVERSITY**

[Memorandum—November 9, 2006]

The board of regents of Washington State University will hold its next board meeting on Friday, November 17, 2006, commencing at 9:30 a.m. in Lighty Students Services Building, Room 405, Pullman, Washington. The regents will consider all matters included on the agenda, plus any items that may normally come before them. In addition, the regents will hold meetings according to the schedule below. The regents will also hold a special joint board of regents meeting with the University of Washington board of regents on Saturday, November 18, 2006, at 11:30 a.m., in the Center for Undergraduate Education, Room 518 to discuss the cost of higher education and other higher education issues, as well as the health sciences initiatives. No action will be taken at this meeting.

Thursday, November 16, 2006

- 10:30 a.m. Executive, Planning, and Budget Committee Lighty 405
- 1:00 p.m. Academic Affairs, and Equity and Diversity Committee Lighty 403
- 1:00 p.m. University Development, University Relations and Athletics Committee Lighty 401
- 2:30 p.m. Business Affairs and Information Technology Committee French Ad 422D
- 2:30 p.m. Student Affairs Committee Lighty 403
- 5:00 p.m. Dinner, Lewis Alumni Centre Athletics Room
- 7:00 p.m. Multicultural Conference Fundraising Committee Reception Schweitzer Event Center

Friday, November 17, 2006

- 7:30 a.m. Breakfast Holiday Inn Express
S.E. 1190 Bishop Boulevard
Salon A
Pullman, WA
- 9:30 a.m. Board of Regents Meeting Lighty 405
- 6:30 p.m. Joint WSU/UW Board of Regents Dinner Lewis Alumni Centre
Great Hall

Saturday, November 18, 2006

- 9:30 a.m. Campus Tour with University of Washington Board of Regents
- 11:30 a.m. Special Joint WSU/UW Board Meeting Center for Undergraduate Education
Room 518

In addition, the regents have been invited to attend social activities that are being held in conjunction with Apple Cup Weekend. This notice is being sent by direction of the president of the board of regents pursuant to the requirements of the Open Meeting Act of 1971 (chapter 250, Laws of 1971, 1st ex. sess.), as amended.

WSR 06-23-106
NOTICE OF PUBLIC MEETINGS
OFFICE OF THE
INTERAGENCY COMMITTEE
(Governor's Forum on Monitoring)
[Memorandum—November 15, 2006]

The December 6, 2006, meeting of the governor's forum on monitoring (Executive Order 04-03) has been CANCELLED.

The next public meeting is scheduled for Thursday, January 25, 2007, in Room #172 of the Natural Resources Building, Olympia.

For further information, please contact Patty Dickason, interagency committee for outdoor recreation (IAC), (360) 902-3085.

The IAC schedules all public meetings at barrier free sites. Persons who need special assistance, such as large type materials, may contact Patty Dickason at the number listed above or by e-mail at pattyd@iac.wa.gov.

WSR 06-23-115

NOTICE OF PUBLIC MEETINGS
LAW ENFORCEMENT OFFICERS' AND
FIRE FIGHTERS' PLAN 2 RETIREMENT BOARD
[Memorandum—November 6, 2006]

The law enforcement officers' and fire fighters' plan 2 retirement board has cancelled the November 15, 2006, board meeting.

The next regularly scheduled meeting is Wednesday, December 13, 2006, at 9:30 a.m. located in the Washington state investment board room.

Please feel free to contact Jessica Burkhart at (360) 586-2322 or by e-mail at jessica.burkhart@leoff.wa.gov should you have any questions.

WSR 06-23-118

NOTICE OF PUBLIC MEETINGS
PUBLIC WORKS BOARD
[Memorandum—November 14, 2006]

NOTICE OF PUBLIC MEETINGS UPDATE

The public works board has called an emergency board meeting via conference call on Tuesday, November 14, 2006, at 9:00 a.m. at the public works board conference room located at 711 Capitol Way South, Suite 102, Olympia, WA 98504.

Please contact the public works board at (360) 586-4120 for any further information.

WSR 06-23-119

NOTICE OF PUBLIC MEETINGS
PUBLIC WORKS BOARD
[Memorandum—November 14, 2006]

Public Works Board Meeting Dates for 2007

Date/Time	Time	Event	Location
January 9, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington
February 6, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington
March 6, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington
April 3, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington
May 1-3, 2007	8:30 a.m.	Regular Meeting and Board Retreat	E. Washington (Leavenworth or Lake Chelan)
June 5, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington
August 7, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington
August 21, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington
September 11, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington

Date/Time	Time	Event	Location
October 2, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington
November 6, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington
December 4, 2007	8:30 a.m.	Regular Meeting	SeaTac, Washington

Changes to the schedule, if any, will be published by the Washington state code reviser's office.

Changes to the schedule, if any, will also be posted one week prior to board meetings at the board web site www.pwb.wa.gov.

Please contact the public works board at (360) 586-4120 for any further information.

WSR 06-23-120
NOTICE OF PUBLIC MEETINGS
UNIVERSITY OF WASHINGTON
 [Memorandum—November 18, 2006]

In accordance with RCW 42.30.075, 28B.20.105, 28B.20.130, and WAC 478-04-030, the board of regents of the University of Washington established the following meeting schedule for 2006 at its meeting held November 18, 2005.

DAY	DATE	LOCATION
Thursday	January 18, 2007	
Thursday	February 15	
Thursday	March 22	UW Bothell, North Creek Cafe
Thursday	April 19*	
Thursday	May 17	
Thursday	June 7	
Thursday	July 19	
Thursday	August 16*	
Thursday	September 20	
Thursday	October 18	
Thursday	November 15	
Thursday	December 6*	

*The April, August, and December meetings will be canceled, circumstances permitting.

Except as otherwise noted above, the board's meetings begin with a series of regent committee meetings attended by some or all of the members of the board. These will commence at 8:30 a.m., or such later time as may be announced on the board's web page (<http://www.washington.edu/regents/>) and followed by a meeting of the full board at 3 p.m. The meetings will be held in the Peterson Room of the Allen Library on the University of Washington main campus, Seattle, Washington, unless another location is established and public notice given in accordance with chapter 42.30 RCW.

To request disability accommodations, contact the office of the ADA coordinator, at least ten days in advance of the event: 543-6450 (voice), 543-6452 (TDD), 685-3885 (fax), access@u.washington.edu (e-mail).

WSR 06-23-123
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed November 21, 2006, 11:15 a.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: CN-254 Non-Wage Enforcement Program Referrals, Seizures, and Auctions.

Subject: Nonwage enforcement program (NWEF).

Effective Date: November 6, 2006.

Document Description: This notice explains to the division of child support (DCS) staff how to complete the process for the nonwage enforcement program (NWEF). Over the past several years DCS headquarters staff has used the authority under RCW 74.20A.130 to seize and auction a non-custodial parent's personal property. DCS has determined that we need written procedures to allow field office staff to take advantage of this collection tool.

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.

September 6, 2005 [2006]

Fran Ferry

WSR 06-23-130
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Factory Assembled Structures Advisory Board)
 [Memorandum—November 21, 2006]

Factory Assembled Structures (FAS) Board Meetings - 2007

In accordance with chapter 42.30 RCW, Open [Public] Meetings Act, the time and place of regular meetings for the FAS advisory board for 2007 have been scheduled.

The meetings are scheduled to begin at 1:00 p.m. on the third Thursday of February, May, August and November at the Labor and Industries Headquarters Building, Room S130, 7273 Linderson Way S.W., Tumwater, WA 98501.

The dates are as follows:

- February 15, 2007
- May 17, 2007
- August 16, 2007
- November 15, 2007

If you need further information please contact Sherrie Young at (360) 902-5263.

WSR 06-23-131
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Apprenticeship and Training Council)
 [Memorandum—November 21, 2006]

Washington State Apprenticeship
 and Training Council Meetings - 2007

Per chapter 42.30 RCW, the Open Public Meetings Act, the Washington state apprenticeship and training council meetings for 2007 have been scheduled for:

DATE	LOCATION
January 18-19, 2007	Department of Labor and Industries 7273 Linderson Way S.W. Tumwater, WA
April 19-20, 2007	Ridpath Westcoast Hotel 515 West Sprague Avenue Spokane, WA
July 19-20, 2007	Heathman Lodge 7801 Northeast Greenwood Drive Vancouver, WA
October 18-19, 2007	Pasco, Washington Location to be determined

Please call (360) 902-6411, if you have questions.

WSR 06-23-133
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Board of Boiler Rules)
 [Memorandum—November 21, 2006]

Board of Boiler Rules Board Meetings - 2007

Per chapter 42.30 RCW, the Open Public Meetings Act, the board of boiler rules board meetings for 2007 have been scheduled for:

DATE	TIME	LOCATION
January 9-10, 2007	10:00 a.m.	Labor and Industries 950 Broadway Avenue Tacoma, WA
March 20-21, 2007	10:00 a.m.	Labor and Industries 950 Broadway Avenue Tacoma, WA
May 8-9, 2007	10:00 a.m.	Labor and Industries 950 Broadway Avenue Tacoma, WA
September 11-12, 2007	10:00 a.m.	Labor and Industries 950 Broadway Avenue Tacoma, WA
November 6-7, 2007	10:00 a.m.	Labor and Industries 950 Broadway Avenue Tacoma, WA

Please call (360) 902-6411, if you have questions.

WSR 06-23-132
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Advisory Board of Plumbers)
 [Memorandum—November 21, 2006]

Advisory Board of Plumbers Meetings for 2007

In accordance with chapter 42.30 RCW, Open [Public] Meetings Act, the quarterly meetings for the advisory board of plumbers have been scheduled for 2007. The meetings are to begin at 9:30 a.m. on the third Tuesday of January, April, July and October at the Department of Labor and Industries, 12806 Gateway Drive, Tukwila, WA 98168.

The dates are as follows:

- January 16, 2007
- April 17, 2007
- July 17, 2007
- October 16, 2007

WSR 06-23-134
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Electrical Board)
 [Memorandum—November 21, 2006]

Electrical Advisory Committee [Electrical Board] Meetings -
 2007

Per chapter 42.30 RCW, the Open Public Meetings Act, the electrical board meetings for 2007 have been scheduled for:

DATE	TIME	LOCATION
January 25, 2007	9:00 a.m.	Department of Labor and Industries 7273 Linderson Way S.W. Auditorium Tumwater, WA
April 26, 2007	9:00 a.m.	Comfort Inn and Conference Center 1620 74th Avenue S.W. Tumwater, WA
July 26, 2007	9:00 a.m.	Department of Labor and Industries 7273 Linderson Way S.W. Auditorium Tumwater, WA
DATE	TIME	LOCATION
October 25, 2007	9:00 a.m.	Department of Labor and Industries 7273 Linderson Way S.W. Auditorium Tumwater, WA

Please call (360) 902-6411, if you have questions.

WSR 06-23-135
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Elevator Advisory Board)
 [Memorandum—November 21, 2006]

Elevator Advisory Committee Meetings - 2007

Per chapter 42.30 RCW, the Open Public Meetings Act, the elevator advisory committee meetings for 2007 have been scheduled for:

DATE	TIME	LOCATION
February 20, 2007	9:00 a.m.	Department of Labor and Industries 12806 Gateway Drive Tukwila, WA
May 15, 2007	9:00 a.m.	Department of Labor and Industries 12806 Gateway Drive Tukwila, WA
August 21, 2007	9:00 a.m.	Department of Labor and Industries 12806 Gateway Drive Tukwila, WA
November 20, 2007	9:00 a.m.	Department of Labor and Industries 12806 Gateway Drive Tukwila, WA

Please call (360) 902-6411, if you have questions.

WSR 06-23-136
NOTICE OF PUBLIC MEETINGS
NOXIOUS WEED CONTROL BOARD
 [Memorandum—November 21, 2006]

The January 2007 meeting of the Washington state noxious weed control board has been expanded to include a half-day session beginning at 1 p.m. on Tuesday, January 16. The meeting will continue at 8:30 a.m. on Wednesday, January 17. Both sessions will be held in Room 172 of the Natural Resources Building, 1111 Washington Street, Olympia.

WSR 06-23-138
INTERPRETIVE OR POLICY STATEMENT
OFFICE OF THE
INSURANCE COMMISSIONER
 [Filed November 21, 2006, 3:56 p.m.]

T 06 06

To: All Washington title insurers and title insurance agents.

Subject: Rebates and illegal inducements.

Date: November 21, 2006.

Rebates and Illegal Inducements

The office of the insurance commissioner has issued this technical assistance advisory to clarify requirements for title insurers and their agents under the state's rebating and illegal inducements statutes and regulations. This guidance is the direct result of a ten-month investigation by the agency that revealed widespread use of illegal incentives and inducements to obtain title insurance business in clear violation of state law. (A report of that investigation is available from the insurance commissioner's office and is posted on the agency's web site at http://www.insurance.wa.gov/publications/news/Investigation_Title_Insurance.pdf.)

The insurance commissioner contends that the law clearly specifies the spending limit: It's \$25, per person, per year.

However, in response to a commonly voiced complaint by the companies that the rule is ambiguous and unclear, the commissioner offers the following information to ensure compliance with the law.

The "rebating" statute¹, the "illegal inducement" statute² and the commissioner's "unfair practices" rule³ establish that a company may not give anything of value exceeding \$25 in any twelve-month period to a person as an inducement for placing title insurance business with a particular title insurance company. Again, \$25, per person, per year.

Any gift, incentive or inducement exceeding \$25 per person per year is a violation of the insurance laws of Washington. The commissioner is authorized to assess penalties for violations of insurance laws up to \$10,000 per violation.

Definition of "person," "year" and "value." The definition of a person is consistent throughout the state's insurance code. A **person** means any individual, company, association, organization, partnership, corporation, or any other legal entity. Our investigation disclosed that some companies do understand this definition and apply it correctly.

A **year** is defined as any twelve-month period.

Value means the market value of the item or service if the item or service were purchased on the open market. At a minimum, this is the entire cost of the item/service that the title company is providing. It includes the cost of the item or service as well as the resources used to provide or produce the item/service and all other associated costs.

Record keeping: There is no requirement for a title company to give anything away as an inducement or incentive to obtain business, but if the company voluntarily chooses to do so, it must maintain complete and accurate records to document its spending under the \$25 rule. This includes names of individuals who attended the event. It is not sufficient to document an event with a statement that "X" number of people attended. Necessary records include sign-in sheets, including the name and signature for each attendee.

Examples of the \$25 limit:

The \$25 limit applies:

- When a title company has given something of value to a person or paid something on behalf of that person.
- When a title company hosts an event. It must allocate the value to each of the individuals attending, with the value counting toward the \$25 limit.
- When the company hosts an educational seminar on a topic other than title insurance. The value of the semi-

nar, based on what it would cost on the open market, must be allocated to the attendees.

- When the company supplies one of its employees to provide services (technical consultations, transaction coordination, computer training) to a real estate agent, agency or any other third party. The value is determined by what it would cost to obtain the service on the open market.
- To "customer service" (for example, "home books," demographic information and other compilations) information that title companies provide at no cost. The value of the services must be allocated to the individual's \$25 limit. The insurance commissioner has made an exception that allows title companies to provide a copy of the last deed, deed or trust, a map and tax information at no charge. Anything else is subject to the \$25 limit.

The \$25 limit does not apply:

- If the title company has been reimbursed for what it has given to the person. However, if the reimbursement is less than the full value, the \$25 limit applies to the non-reimbursed amount.
- When a title company hosts an educational seminar on title insurance topics. However, if the company provides food or refreshments, the value of the food and refreshments must be allocated to the \$25 limit for each attendee.
- When the company hosts an event or seminar and is reimbursed the full value by attendees. If full reimbursement is not made, the excess value must be allocated to attendees in accordance with the \$25 limit.

How state law compares to federal requirements:

Another commonly expressed complaint from companies was inconsistency between state and federal requirements. The Federal Real Estate Settlement Procedures Act⁴ (RESPA) establishes lower limits for incentives and inducements than Washington's \$25 limit. As a result, a title company may be in compliance with Washington's laws and regulations, but in violation of federal law at the same time. By allowing title companies to provide things of value up to \$25, the state is not condoning violation of federal law and does not excuse a company from complying with federal requirements.

Accordingly, there may be instances under federal law where a title company may provide something of value which exceeds the state limit. In those instances, the title company must comply with state law. (The contention that federal law allows the incentive will not be accepted as an excuse.)

Broker opens: In practice, broker opens are conducted for the benefit of the listing real estate broker or agent, even though others may be attending. Accordingly, the value of any food or refreshments provided by the title company for a broker open must be applied toward the \$25 limit of the broker or agent hosting the event. It may not be allocated by the number of attendees. If, however, individual items such as door prizes are given to individual attendees, then the value of the specific item must be allocated to the \$25 limit of the recipient. This rule applies regardless of whether or not a title insurance company employee attends the broker open.

When prorating is permitted: If a title company hosts an open house or event and has a general buffet and refreshments available to all attendees, then the value may be prorated by the number of attendees and allocated to each individual's \$25 limit. But if prizes or gifts are provided to attendees that are of unequal value, then, in addition to the general pro rata allocation, the value of each individual prize or gift received by the attendee must be allocated to the attendee.

On the other hand, if the event is a meal at a restaurant, then the cost of each individual's meal must be allocated to that individual, along with their proportionate share of any tax and gratuity.

When prorating is not permitted: A title company that sponsors or provides food or refreshments at an event for a real estate agent or other third-party is not permitted to prorate the expense - the \$25 limit applies to the total event since the value benefits a single person. This means that the company cannot pay in excess of \$25 to sponsor an event or provide food and refreshments for an event and prorate the costs among the number of attendees.

Similarly, the test of whether or not the value of a sponsored event can be prorated among the total number of attendees or must be allocated to a single company or person, rests on a simple determination: Who owns the event?

- If the title company owns the event, and the benefit goes to individual real estate agents and other third parties who have a direct relationship with the title company, the value can be prorated among the total number of attendees.
- But when a real estate agent, entity or other third-party owns the event, food, beverages and other incentives provided by the title company cannot be prorated among the total number of attendees.

Coadvertising: The practice of coadvertising is permitted under state law when the title insurer's advertising benefit is proportional to the amount paid. However, when the title company's share of the advertising is disproportionate and the so-called "coadvertising" actually amounts to a subsidy, the \$25 limit applies.

The \$25 limit does not apply if the title company advertises independently and does not participate in the advertising of a real estate agent or other third party.

Some specific questions: What happens if the title company already has provided something of value to a person in the last 12 months and that person attends another function that is being sponsored by the title company and the person's allocated share of the new event puts that person over the \$25 limit? That is a violation, and the title company may be subject to disciplinary action.

What if the title company makes a good-faith effort to collect payment (reimbursement) for what was given, but was unsuccessful in obtaining payment? It is the actual receipt of the reimbursement that counts. If the title company does not receive reimbursement, then any nonreimbursed amount will be applied to the person's \$25 limit.

May a title company advance the excise tax payment in order to record a transaction prior to receiving the funds for the tax? No. The advancement constitutes a loan

to the parties, and as such, is a thing of value and subject to the \$25 limit.

May a title company discount its escrow fees as an inducement to obtain business? Yes, under certain circumstances. First and most important, the escrow fee must not be less than the title company's full and complete cost for conducting the escrow. Secondly, the discount must not be discriminatory, and it must be provided to all customers meeting the same criteria. Thirdly, the criteria must be based on the actual savings to the title company in conducting the escrow and may not be based merely upon a label such as "builder."

Authority:

- 1 Rebating (RCW 48.30.140)
- 2 Illegal inducements (RCW 48.30.150)
- 3 Unfair practices rule (WAC 284-30-800)
- 4 Federal real estate settlement procedures statute, or RESPA (12 U.S.C. 2607)

WSR 06-23-153

**NOTICE OF PUBLIC MEETINGS
WHEAT COMMISSION**

[Memorandum—November 20, 2006]

The Washington wheat commission hereby complies with regulations as stated in RCW 42.30.075 and provides pertinent scheduled meeting information of the board of directors for publication in the state register for the period January through December 2007. The meetings will take place in the commission conference room located at 907 West Riverside Avenue, Spokane, WA. The meetings will begin at 10:00 a.m. on the first day and will reconvene at 8:30 a.m. on the second day.

Regular	January 10 and 11
Regular	March 14 and 15
Annual	May 16 and 17
Regular	September 12 and 13
Regular	November 14 and 15

We understand that should any changes to this meeting schedule become necessary, we will provide the information at least twenty days prior to the rescheduled meeting date for publication in the state register. If further details are required, please do not hesitate to contact our office.

WSR 06-23-154

**NOTICE OF PUBLIC MEETINGS
CLOVER PARK
TECHNICAL COLLEGE**

[Memorandum—November 17, 2006]

The board of trustees of Clover Park Technical College, at their regularly scheduled meeting on November 8, 2006, identified the dates on the list shown below for their monthly meetings in the year 2007, in compliance with RCW 42.30.075.

All regular meetings will begin at 4 p.m. in the boardroom, located in Building #15, on the Clover Park Technical College campus at 4500 Steilacoom Boulevard S.W., Lakewood WA 98499-4098.

Board of Trustees Meetings

Adoption of the 2007 Meeting Calendar to Include Budget Workshop Sessions and General Study Sessions

January 10, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15
February 7, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15
March 14, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15
April 11, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15
May 9, 2007	<i>Budget Workshop</i> Study Session Regular Meeting	2 p.m. 3 p.m. 4 p.m.	Building #15 Building #15 Building #15
June 13, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15
July 11, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15
August 8, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15
September 12, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15
October 10, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15
November 14, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15
December 12, 2007	Study Session Regular Meeting	3 p.m. 4 p.m.	Building #15 Building #15

January 21-23, 2007	TACTC Winter Conference Olympia, Washington
February 12, 2007	ACCT National Legislative Summit Washington, DC
February 17-20, 2007	CCID Annual Conference San Antonio, Texas
April 14-17, 2007	AACC Annual Convention Tampa, Florida
May 17-19, 2007	TACTC Spring Convention Spokane, Washington
TBD	CPTC Graduation
September 26-29, 2007	ACCT Annual Congress San Diego, California
TBD	CPTC Board of Trustees Annual Retreat

WSR 06-23-155**NOTICE OF PUBLIC MEETINGS****CLARK COLLEGE**

[Memorandum—November 15, 2006]

Pursuant to RCW 42.30.075, this letter notifies you of the board of trustees meeting schedule for Clark College for the year of 2007.

The board of trustees of Clark College currently holds its meetings on the fourth Monday of the month at 5:00 p.m. except in the months of March, July, November and December. All meetings are held at Clark College in the Penguin Student Building Conference Rooms 258B and C of Gaiser Hall.

January 22
 February 26
 March 12 (Tenure Vote)
 April 23
 May 21
 June 25
 July - No
 August 27
 September 24
 October 22
 November 19
 December 10

WSR 06-23-162**NOTICE OF PUBLIC MEETINGS****PUBLIC DISCLOSURE COMMISSION**

[Memorandum—November 22, 2006]

The following is a list of the meeting[s] currently scheduled for the public disclosure commission for the year of 2007.

Thursday, January 25
 Thursday, February 22
 Thursday, March 22
 Thursday, April 26
 Thursday, May 24
 Thursday, June 28
 Thursday, July 26
 Thursday, August 23
 Thursday, September 27
 Thursday, October 25
 November/December
 To Be Announced