

WSR 06-23-001
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Health and Recovery Services Administration)
 [Filed November 1, 2006, 3:41 p.m.]

The health and recovery services administration requests the withdrawal of the preproposal statement of inquiry filed as WSR 06-18-084 on September 5, 2006 (WAC 388-501-0100 and 388-505-0540).

Andy Fernando, Manager
 Rules and Policies Assistance Unit

WSR 06-23-005
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE
 [Filed November 2, 2006, 9:38 a.m.]

Subject of Possible Rule Making: Rules regarding catch record cards.

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: Changes in the Dungeness crab catch record card are being considered to facilitate a new catch reporting structure.

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 January 3, 2007. Expected proposal filing on or after January 5, 2007.

November 2, 2006
 Morris W. Barker
 Rules Coordinator

WSR 06-23-015
PREPROPOSAL STATEMENT OF INQUIRY
PUBLIC DISCLOSURE COMMISSION
 [Filed November 3, 2006, 1:21 p.m.]

Subject of Possible Rule Making: Title 390 WAC, rule relating to the public disclosure commission (PDC) penalty schedules updating PDC enforcement hearing (adjudicative proceeding) rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.17.370.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The PDC will consider a possible new rule to address the current Administrative Pro-

cedure Act at chapter 34.05 RCW and more closely reflect current practices. The rules are designed to provide guidance and clarification to the general public and persons subject to the disclosure law.

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

Process for Developing New Rule: At its meeting on January 25, 2007, the commission is expected to discuss and possibly approve draft language on the above referenced rule topic. Public comment will be welcome at this meeting. Interested persons are invited to submit written comments by January 22, 2006 [2007], to Doug Ellis, PDC, P.O. Box 40908, Olympia, WA 98504-0908. Written comments received by Monday, January 16, 2006 [2007], will be provided to commissioners in advance of the meeting. A formal public hearing is expected in February 2007.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting the PDC Assistant Director Doug Ellis at P.O. Box 40908, Olympia, WA 98504-0908, (360) 664-2735, toll free 1-877-601-2828, e-mail dellis@pdc.wa.gov.

October 3, 2006
 Doug Ellis
 Assistant Director

WSR 06-23-039
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF ECOLOGY
 [Order 06-12—Filed November 7, 2006, 9:38 a.m.]

Subject of Possible Rule Making: This rule making creates a new chapter in the Washington Administrative Code focusing on reclaimed water use in Washington state. The chapter number will be chapter 173-219 WAC, Reclaimed water use.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 90.46 RCW, Reclaimed water use.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The legislature enacted ESHB 2884 in 2006, which is now part of chapter 90.46 RCW. The new law directs the department of ecology to: (1) Form an advisory committee, which will provide technical assistance in developing standards, procedures, and guidelines for reclaimed water use and (2) adopt rules for reclaimed water use by December 31, 2010. The rules must address all aspects of reclaimed water use, including but not limited to commercial and industrial uses, land applications, direct recharge, wetland, discharge, surface percolation, constructed wetlands, and stream flow augmentations. The rules must also designate the lead permitting and regulatory agency responsible for a particular aspect of reclaimed water use.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: There is no federal program regulating reclaimed water use in Washington state. Chapter 90.46 RCW requires that the department of ecology consult with the Washington state

department of health on this rule-making effort. The department of ecology is also required to coordinate with the Washington state departments of health and agriculture to form the advisory committee. The department of ecology intends to fulfill these responsibilities through one-on-one meetings (including e-mail) and by inviting the named agencies to participate in the advisory committee process. Ecology will consult with other state agencies as time allows.

Process for Developing New Rule: Rule making for significant legislative rules, as described in the Washington State Administrative Procedure Act, chapter 34.05 RCW.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Melissa McEachron, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6563, fax (360) 407-6426, e-mail MMCE461@ecy.wa.gov, or accessing the water quality program-water reclamation and reuse web site <http://www.ecy.wa.gov/programs/wq/reclaim/index.html>.

November 3, 2006

David C. Peeler

Water Quality Program Manager

WSR 06-23-053

PREPROPOSAL STATEMENT OF INQUIRY HORSE RACING COMMISSION

[Filed November 8, 2006, 10:01 a.m.]

Subject of Possible Rule Making: WAC 260-84-090 Equine medication and prohibited substances—Penalties—Guidelines, 260-84-100 Furosemide penalties, 260-84-130 Penalties for prohibited practices, and 260-84-120 Penalties relating to permitted medication.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 67.16.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To amend WAC 260-84-090 and may repeal, 260-84-100, 260-84-120, and 260-84-130, to comply with the Association of Racing Commissioners International recommended model rules, and to provide clear and understandable language in rules. To prevent and deter the use of prohibited substances in the use of racehorses in the state of Washington and to implement penalties accordingly.

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 Douglas L. Moore, Washington Horse Racing Commission, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, phone (360) 459-6462, fax (360) 459-6461, dmoore@whrc.state.wa.us.

November 8, 2006

Douglas L. Moore

Management Analyst

WSR 06-23-055

PREPROPOSAL STATEMENT OF INQUIRY HORSE RACING COMMISSION

[Filed November 8, 2006, 11:02 a.m.]

Subject of Possible Rule Making: WAC 260-34-020 Drug and alcohol violations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 67.16.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To amend WAC 260-34-020 to reflect clear language and to define the difference between possession and use of narcotics as opposed to the possession of narcotics with intent to sell or deliver.

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 Douglas L. Moore, Washington Horse Racing Commission, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, phone (360) 459-6462, fax (360) 459-6461, dmoore@whrc.state.wa.us.

November 8, 2006

Douglas L. Moore

Management Analyst

WSR 06-23-070

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Aging and Disability Services Administration)

[Filed November 9, 2006, 3:48 p.m.]

Subject of Possible Rule Making: WAC 388-825-150 When can the department proceed to take action during my appeal?, 388-827-0140 What are my appeal rights if the division of developmental disabilities (DDD) determines that I am not eligible for DDD/state supplementary payment (SSP)?

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.12.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose of these amendments is to clarify a client's right to an administrative hearing and to move the language in WAC 388-827-0140(2) to WAC 388-825-150.

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 welcomes the public to participate in the development of these rules. At a later date, the department will publish proposed rules for public comment, and a public hearing will be held before the rules are adopted as permanent.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Steve Brink, Program Manager, Divi-

sion of Developmental Disabilities, P.O. Box 45310, Olympia, WA 98504-5310, phone (360) 725-3416, fax (360) 407-0955, e-mail brinksc@dshs.wa.gov.

November 9, 2006
Andy Fernando, Manager
Rules and Policies Assistance Unit

WSR 06-23-072

**PREPROPOSAL STATEMENT OF INQUIRY
WASHINGTON STATE UNIVERSITY**

[Filed November 13, 2006, 8:59 a.m.]

Subject of Possible Rule Making: Chapter 504-32 WAC, repeal of Rules for use of mall; chapter 504-33 WAC, new, Facility use rules for free speech activities; chapter 504-34 WAC, repeal of Facility use regulations; chapter 504-35 WAC, new, Facility use rules for other than free speech activities; WAC 504-36-020 amendment to Control of pets; and 504-28-030 amendment to Scheduling of events.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.30.150.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The university's facilities use rules are being updated to accommodate the multi-campus system, changes in laws, and changes in the university's administrative structure.

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

Process for Developing New Rule: Reviewed internally at many levels before proposal.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ralph Jenks, P.O. Box 641225, Pullman, WA 99164-1225, phone (509) 335-2005, fax (509) 335-3969, and e-mail jenks@wsu.edu.

A public hearing will be held to permit comment to all proposed rules and revisions. There will be an opportunity to provide written comments to the proposed rules.

November 8, 2006
Ralph T. Jenks, Director
Office of Procedures, Records, and Forms
and University Rules Coordinator

WSR 06-23-077

**PREPROPOSAL STATEMENT OF INQUIRY
STATE BOARD OF HEALTH**

[Filed November 13, 2006, 2:09 p.m.]

Subject of Possible Rule Making: Amending chapter 246-390 WAC, Drinking water laboratory certification, to remove duplication with department of ecology environmental laboratory rules, chapter 173-50 WAC. The amendment will also establish reporting requirements of laboratory sam-

ple results to the department of health and rename the chapter.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.20.050.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Current rules do not reflect the roles and responsibilities between the departments of health and ecology. Changes are needed to assure consistent, reliable reporting of data, and to rename the chapter to more accurately reflect the rule's current purpose of reporting data.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The state board of health and department of health staff will coordinate with the department of ecology and the United States Environmental Protection Agency in developing consistent regulations.

Process for Developing New Rule: A workgroup is being formed to gather input about the formation of these rules. Other input will be solicited through mailings and the department's web site.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Theresa Phillips, Office of Drinking Water, P.O. Box 47822, Olympia, WA 98504-7822, (360) 236-3147, or Ned Therien, State Board of Health, P.O. Box 47990, Olympia, WA 98504-7990, (360) 236-4103.

November 2, 2006
Craig McLaughlin
Executive Director

WSR 06-23-079

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH
(Board of Pharmacy)**

[Filed November 13, 2006, 2:17 p.m.]

Subject of Possible Rule Making: New section WAC 246-869-010 Pharmacies responsibilities.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.64.005 State board of pharmacy—Powers and duties.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To ensure public access to safe and lawful prescribed drugs and devices, rules may be needed to establish enforceable standard and responsibilities for pharmacies in the delivery of medication therapy. This document is being filed as a companion to WSR 06-08-104 (CR-101) filed on April 5, 2006, regarding rule making to amend WAC 246-863-095 Pharmacists—Professional responsibilities. The board will be examining professional responsibilities for both pharmacies and pharmacists for possible rule making.

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

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Parties interested in participating in and receiving additional information on this matter may join an interested parties list at <http://listserv.wa.gov/cgi-bin/wa?SUBED1=wsbop-rules&A=1> or contact the Board of Pharmacy at P.O. Box 47863, Olympia, WA 98504-7863, fax (360) 586-4359, or e-mail WSBOP@doh.wa.gov.

November 13, 2006
Lisa Salmi
Acting Executive Director

WSR 06-23-080

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

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

Subject of Possible Rule Making: Chapter 196-23 WAC, Stamping and seals.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.43.035.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amendments are necessary to address the stamp/seal usage of professional engineers and professional land surveyors.

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.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting George A. Twiss, Executive Director, Board of Registration for Professional Engineers and Land Surveyors, P.O. Box 9025, Olympia, WA 98507-9025, phone (360) 664-1570, fax (360) 664-2551, e-mail engineers@dol.wa.gov. Comments may be submitted through regular mail, phone, fax or e-mail. Draft language of rule amendments will be distributed on the board's web site and through ListServe.

November 13, 2006
George A. Twiss
Executive Director

WSR 06-23-095

PREPROPOSAL STATEMENT OF INQUIRY GAMBLING COMMISSION

[Filed November 15, 2006, 2:02 p.m.]

Subject of Possible Rule Making: ID stamp fee increase per I-601.

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: The proposed amendments

would increase identification stamp fees approximately 3.38%.

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; and Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

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

November 14, 2006
Susan Arland
Rules Coordinator

WSR 06-23-097

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed November 16, 2006, 8:16 a.m.]

Subject of Possible Rule Making: Chapter 308-93 WAC, Vessel registration and certificates of title, to include but not limited to WAC 308-93-070 Application for certificate of ownership/registration.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 88.02.070 and 88.02.100.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule making may be required to specify signatures that are required for vessel registration to include both in-state and out-of-state signatures of vessel owners on the registration.

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

Process for Developing New Rule: Committee with stakeholder review.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dale R. Brown, Management Analyst, Vehicle Services, Assistant Director's Office, Mailstop 48205, P.O. Box 2956, Olympia, WA 98507-2957, or by phone (360) 902-4020, fax (360) 902-7821, TTY (360) 664-8885, e-mail DBROWN@dol.wa.gov.

November 15, 2006
Glenn E. Ball, Administrator
Title and Registration Services

WSR 06-23-098**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed November 16, 2006, 8:19 a.m.]

Subject of Possible Rule Making: Chapter 308-93 WAC, Vessel registration and certificates of title, including WAC 308-93-087 and 308-93-088.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 88.02.070, 88.02.100.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule making may be required to reflect changes to state law that restrict disclosure of vessel information. Change may also be made so the rule is more user friendly. The result will be a more up-to-date rule that reflects legislative changes.

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.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dale R. Brown, Management Analyst, Policy and Project Office, Mailstop 48205, P.O. Box 2956, Olympia, WA 98507-2957, or by phone (360) 902-4020, fax (360) 902-7821, TTY (360) 664-8885, e-mail DBROWN@dol.wa.gov.

November 8, 2006

Glenn E. Ball, Administrator
Title and Registration Services

WSR 06-23-109**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF AGRICULTURE**

[Filed November 17, 2006, 10:26 a.m.]

Subject of Possible Rule Making: The department is considering implementing a weed-free forage certification program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 17.10, 17.24, and 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department has been requested by county weed regulators and the Washington Hay Growers Association to provide voluntary certification services for weed-free forage. Certified weed-free forage is regarded as a means of reducing the spread of nonnative, invasive weed species and also as a market opportunity for interested hay growers. Recently, the United States Forest Service has adopted a weed-free forage policy that requires all forage brought into forest service lands to be certified weed-free. These rules would enable the department to conduct a voluntary, fee-for-service certification program for hay, mulch and straw. Such a program would benefit Washington growers and reduce the threat of invasive plants within the state.

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

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity to submit written comments on the proposed rules during the public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary A. Martin Toohey, Assistant Director, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, fax (360) 902-2094, e-mail mtoohey@agr.wa.gov; or Tom Wessels, Program Manager, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1984, fax (360) 902-2094, e-mail twessels@agr.wa.gov.

November 14, 2006

Mary A. Martin Toohey
Assistant Director

WSR 06-23-110**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF AGRICULTURE**

[Filed November 17, 2006, 10:27 a.m.]

Subject of Possible Rule Making: Chapter 16-482 WAC, Seed potato quarantine, the department is considering revising the current seed potato quarantine to require all seed potatoes planted in Washington comply with the state national harmonization program for seed potatoes (SNHP).

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 17.24 and 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: SNHP is a new national standard for seed potato certification. When implemented, it will allow the United States Department of Agriculture, Animal and Plant Health Inspection Service (USDA-APHIS) and the potato industry better access to international markets. Compliance with the SNHP would enable USDA-APHIS to establish a standard of official control on pests managed through seed potato certification. Pest management through official control is necessary to comply with trade agreements under the World Trade Organization and to maintain the current level of quarantines on potatoes imported into the United States from countries other than Canada.

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

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity to submit written comments on the proposed rules during the public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary A. Martin Toohey, Assistant Director, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, fax (360) 902-2094, e-mail mtoohey@agr.wa.gov; or Tom Wessels, Program Manager, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1984, fax (360) 902-2094, e-mail twessels@agr.wa.gov.

November 14, 2006
Mary A. Martin Toohey
Assistant Director

WSR 06-23-111

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed November 17, 2006, 10:28 a.m.]

Subject of Possible Rule Making: Chapter 16-484 WAC, Seed potato Y-N quarantine, the department is considering repealing the current seed potato Y-N quarantine.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 17.24 and 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The state national harmonization program for seed potatoes (SNHP) is a national standard for seed potato certification. When implemented, the United States Department of Agriculture, Animal and Plant Health Inspection Service (USDA-APHIS) will require seed potatoes moving interstate to comply with SNHP. Included in the SNHP is the requirement for participating states to comply with the United States-Canada necrotic virus management plan. Under this plan both the United States and Canada will manage four necrotic viruses, including PVY-n, through seed potato certification. This will change PVY-n from a quarantine pest to a regulated nonquarantine pest and make the current state quarantine requirements obsolete.

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

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity to submit written comments on the proposed rules during the public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary A. Martin Toohey, Assistant Director, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, fax (360) 902-2094, e-mail mtoohey@agr.wa.gov; or Tom Wessels, Program Manager, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560,

phone (360) 902-1984, fax (360) 902-2094, e-mail twessels@agr.wa.gov.

November 14, 2006
Mary A. Martin Toohey
Assistant Director

WSR 06-23-112

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed November 17, 2006, 10:29 a.m.]

Subject of Possible Rule Making: Chapter 16-324 WAC, Rules for the certification of seed potatoes, the department is considering revising the current seed potato certification rules to require compliance with the state national harmonization program for seed potatoes (SNHP).

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 15.14 and 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: SNHP is a national standard for seed potato certification. When implemented, the United States Department of Agriculture, Animal and Plant Health Inspection Service (USDA-APHIS) will require seed potatoes moving interstate to comply with SNHP. Because much of the Washington seed potato crop is sold to other states, it is important for Washington to be in compliance with the SNHP once it is implemented. To comply with the SNHP, the seed potato certification rules must be revised, most importantly to require post harvest testing on lots sold for recertification. Revising the seed potato certification rule would allow seed potato growers to continue selling their seed potatoes to growers in other states.

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

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity to submit written comments on the proposed rules during the public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary A. Martin Toohey, Assistant Director, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, fax (360) 902-2094, e-mail mtoohey@agr.wa.gov; or Tom Wessels, Program Manager, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1984, fax (360) 902-2094, e-mail twessels@agr.wa.gov.

November 14, 2006
Mary A. Martin Toohey
Assistant Director

WSR 06-23-140
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed November 21, 2006, 5:14 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida

Policy and Research Analyst

WSR 06-23-141
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed November 21, 2006, 5:14 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

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.

November 21, 2006

Nasue Nishida

Policy and Research Analyst

WSR 06-23-142
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed November 21, 2006, 5:14 p.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 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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida

Policy and Research Analyst

WSR 06-23-143
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed November 21, 2006, 5:14 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida

Policy and Research Analyst

WSR 06-23-144

PREPROPOSAL STATEMENT OF INQUIRY PROFESSIONAL EDUCATOR STANDARDS BOARD

[Filed November 21, 2006, 5:15 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida

Policy and Research Analyst

WSR 06-23-145

PREPROPOSAL STATEMENT OF INQUIRY PROFESSIONAL EDUCATOR STANDARDS BOARD

[Filed November 21, 2006, 5:15 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida

Policy and Research Analyst

WSR 06-23-146

PREPROPOSAL STATEMENT OF INQUIRY PROFESSIONAL EDUCATOR STANDARDS BOARD

[Filed November 21, 2006, 5:15 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida
Policy and Research Analyst

WSR 06-23-147

**PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD**

[Filed November 21, 2006, 5:16 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida
Policy and Research Analyst

WSR 06-23-148

**PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD**

[Filed November 21, 2006, 5:16 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida
Policy and Research Analyst

WSR 06-23-149

**PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD**

[Filed November 21, 2006, 5:16 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida
Policy and Research Analyst

WSR 06-23-150
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed November 21, 2006, 5:17 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida

Policy and Research Analyst

WSR 06-23-151
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed November 21, 2006, 5:17 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida

Policy and Research Analyst

WSR 06-23-152
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed November 21, 2006, 5:21 p.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.

Process for Developing New Rule: Negotiated rule making.

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.

November 21, 2006

Nasue Nishida

Policy and Research Analyst

WSR 06-23-157
PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION

[Filed November 22, 2006, 9:01 a.m.]

Subject of Possible Rule Making: Manufacturers and distributors.

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: We have received a petition for rule change from John Lowmon requesting that licensed manufacturers be required to sell product to licensed distributors.

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@wsge.wa.gov.

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

November 21, 2006
Susan Arland
Rules Coordinator

WSR 06-23-160
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH
[Filed November 22, 2006, 9:12 a.m.]

Subject of Possible Rule Making: Mandatory reporting by certain persons, agencies, and businesses of health care providers who commit unprofessional conduct or are unable to practice. Adding new sections to chapter 246-16 WAC, Standards of professional conduct; amending WAC 246-16-010 Purpose of chapter; and repealing or amending existing rules on the same subject.

Acupuncture	WAC 246-801-170 to 246-801-240
Licensed counselors	WAC 246-810-060 to 246-810-066
Registered counselors	WAC 246-810-060 to 246-810-066
Denture technology	WAC 246-812-400 to 246-812-450
Dental hygiene	WAC 246-815-170 to 246-815-240
Dieticians and nutritionists	WAC 246-822-020 to 246-822-090
Dispensing opticians	WAC 246-824-080 to 246-824-150
Massage practitioners	WAC 246-830-610 to 246-830-680
Midwives	WAC 246-834-260 to 246-834-340
Naturopathic physicians	WAC 246-836-330 to 246-836-390
Nursing assistants	WAC 246-841-720

Ocularist	WAC 246-849-030 to 246-849-090
Radiological technologists	WAC 246-926-020 to 246-926-080
Respiratory care practitioners	WAC 246-928-710 to 246-928-760
Emergency medical services	WAC 246-976-191

Statutes Authorizing the Agency to Adopt Rules on this Subject: SHB 2974 (sections 2 and 3, chapter 99, Laws of 2006), amending RCW 18.130.060 and [18.130].070, 18.130.050.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: There are currently sixty-one professions regulated under the Uniform Disciplinary Act. For many years, some programs have relied on their own mandatory reporting rules, rules requesting reports, and voluntary reporting unrelated to existing rules. Some professions have no requirements in rule. There are significant differences across professions about who must report and the information that should be reported.

Changing the rules may help the content and reliability of reports about license holders who have been convicted of crimes, committed unprofessional conduct, or who may be unable to practice with reasonable skill and safety.

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

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. At least one public meeting will be held. Written comments may be sent to Margaret Gilbert, Department of Health, P.O. Box 47873, Olympia, WA 98504-7873, phone (360) 236-4913, fax (360) 236-4930, e-mail Margaret.Gilbert@doh.wa.gov.

November 13, 2006
Mary C. Selecky
Secretary

WSR 06-23-163
PREPROPOSAL STATEMENT OF INQUIRY
PUBLIC DISCLOSURE COMMISSION
[Filed November 22, 2006, 9:47 a.m.]

Subject of Possible Rule Making: Using the brief adjudicative hearings (also known as brief enforcement hearings) for reporting modification renewals that contain no changes.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.17.370 and 42.17.241 (1)(n).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Using brief adjudicative hearings to consider reporting modification renewals that contain no changes will result in more timely action for respondents and the public, a reduction in administrative paperwork, and a more efficient use of commission time.

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

Process for Developing New Rule: At its meeting on January 25, 2007, the commission is expected to discuss and possibly approve draft language for amending WAC 390-28-060, 390-28-070, 390-28-080, 390-28-090, and 390-37-140. Public comment will be welcome[d] at this meeting. Interested persons are invited to submit written comments by January 22, 2007, to Doug Ellis, Public Disclosure Commission, P.O. Box 40908, Olympia, WA 98504-0908. Written comments provided by Tuesday, January 16, 2007, will be provided to commissioners in advance of the meeting. A formal public hearing is expected to occur in March 2007.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting the PDC Assistant Director, Doug Ellis at the Washington State Public Disclosure Commission, P.O. Box 40908, Olympia, WA 98504-0908, (360) 664-2735, toll free 1-877-601-2828, e-mail dellis@pdc.wa.gov.

November 22, 2006

Vicki Rippie

Executive Director

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting the PDC Assistant Director, Doug Ellis at the Washington State Public Disclosure Commission, P.O. Box 40908, Olympia, WA 98504-0908, (360) 664-2735, toll free 1-877-601-2828, e-mail dellis@pdc.wa.gov.

November 22, 2006

Vicki Rippie

Executive Director

WSR 06-23-164

PREPROPOSAL STATEMENT OF INQUIRY PUBLIC DISCLOSURE COMMISSION

[Filed November 22, 2006, 9:49 a.m.]

Subject of Possible Rule Making: Title 390 WAC, rule amendments to conform (1) with 2006 legislative changes impacting RCW 42.17.710, (2) with reporting date changes for out-of-state committees, and (3) with the electioneering communications statutes. New rules defining "party organization" in RCW 42.17.510 and "receives or expects to receive" in RCW 42.17.405 are also contemplated.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.17.370.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The public disclosure commission will consider possible new rules and rule amendments to conform with statutory provisions in chapter 42.17 RCW. The rules are designed to provide guidance and clarification to the general public and persons subject to the disclosure law.

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

Process for Developing New Rule: At its meeting on January 25, 2007, the commission is expected to discuss and possibly approve draft language on the above referenced rule topics. Public comment will be welcome[d] at this meeting. Interested persons are invited to submit written comments by January 22, 2007, to Doug Ellis, Public Disclosure Commission, P.O. Box 40908, Olympia, WA 98504-0908. Written comments received by Tuesday, January 16, 2007, will be provided to commissioners in advance of the meeting. A formal public hearing is expected to occur in March 2007.

