

**WSR 07-10-004****WITHDRAWAL OF  
PREPROPOSAL STATEMENT OF INQUIRY  
HORSE RACING COMMISSION**

[Filed April 18, 2007, 1:25 p.m.]

The Washington horse racing commission would like to withdraw our preproposal statement of inquiry regarding WAC 260-48-520 Parimutuel tickets, filed under WSR 07-07-101 on March 19, 2007.

The agency is no longer contemplating rule making regarding this section.

R. J. Lopez  
Deputy Secretary

**WSR 07-10-015****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING**

[Filed April 20, 2007, 2:20 p.m.]

Subject of Possible Rule Making: Issuance of enhanced driver's licenses and identicards to facilitate crossing the Canadian border.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110 and section 1, chapter 7, Laws of 2007.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Need to establish requirements, fees, standards, and procedures for the application, production, and issuance of enhanced driver's licenses and identicards that may be used for purposes of facilitating the crossing of the border between Washington state and British Columbia.

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; and the department will be working with the federal Department of Homeland Security, the government of British Columbia, and interested stakeholder groups in the development of the rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Doron Maniece, Department of Licensing, P.O. Box 9020, Olympia, WA 98507-9020, (360) 902-3763, [dmaniece@dol.wa.gov](mailto:dmaniece@dol.wa.gov).

April 20, 2007  
Clark J. Holloway  
Legislative Liaison

**WSR 07-10-016****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING**

[Filed April 20, 2007, 2:20 p.m.]

Subject of Possible Rule Making: Driver training school program—Administration and enforcement: Professional development education, school and instructor approval.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.82.290 and 46.82.320.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 46.82.320(1) requires that applicants for renewal instructor's licenses submit proof of continuing professional development that meets standards adopted by the director. The department must develop rules concerning course approval, school approval, and instructor approval for continuing education requirements.

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

Process for Developing New Rule: Development through the driver instructors' advisory committee and consideration of submitted comments.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Tana Cochran, Manager Driver Training Schools, Department of Licensing, P.O. Box 9030, Olympia, WA 98507-9030, (360) 902-4001, [tcochran@dol.wa.gov](mailto:tcochran@dol.wa.gov).

April 20, 2007  
Clark J. Holloway  
Legislative Liaison

**WSR 07-10-018****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

(Aging and Disability Services Administration)

[Filed April 20, 2007, 3:44 p.m.]

Subject of Possible Rule Making: Chapter 388-825 WAC, Individual and family services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.12.030, 71A.12.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is combining three family support programs into one individual and family services program as directed by the legislature.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Steve Brink, Program Manager, Division 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](mailto:brinksc@dshs.wa.gov).

April 20, 2007  
Stephanie E. Schiller  
Rules Coordinator

**WSR 07-10-019**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)

[Filed April 20, 2007, 4:00 p.m.]

Subject of Possible Rule Making: The division of employment and assistance programs is amending WAC 388-440-0005 Exception to rule—Notification requirement.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, and 74.08.-090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: These proposed changes will simplify the process for the department to respond to individual requests for an exception to policy.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ian Horlor, Program Manager, Division of Employment and Assistance Programs, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4634, fax (360) 493-3493, e-mail [Horloit@dshs.wa.gov](mailto:Horloit@dshs.wa.gov).

April 20, 2007  
Stephanie E. Schiller  
Rules Coordinator

**WSR 07-10-026**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**SUPERINTENDENT OF**  
**PUBLIC INSTRUCTION**

[Filed April 23, 2007, 2:33 p.m.]

Subject of Possible Rule Making: Chapter 392-139 WAC, Finance—Maintenance and operation levies.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.150.290.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revisions to rules are required to update rules for new revenue codes.

Process for Developing New Rule: Solicitation of public comments and recommendations respecting new, amended or repealed rules, and consideration of the comments and recommendation in the course of drafting rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Steve Shish, (360) 725-6307, [sshish@ospi.wednet.edu](mailto:sshish@ospi.wednet.edu).

April 16, 2007  
Dr. Terry Bergeson  
Superintendent of  
Public Instruction

**WSR 07-10-030**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**RETIREMENT SYSTEMS**

[Filed April 23, 2007, 4:14 p.m.]

Subject of Possible Rule Making: Chapter 415-02 WAC, General provisions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.50.050(5).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amendments to the department of retirement systems (DRS) rules are needed to incorporate the recently adopted federal Pension Protection Act (2006). These amendments will update the rules to reflect federal statutes affecting retired public safety officers with regard to their insurance premium deductions. Other changes will be made to clarify language and bring the rules up to current plain talk standards.

Process for Developing New Rule: DRS will develop the draft rule(s) with the assistance of the attorney general's office. The public is invited and encouraged to participate, as described below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. DRS encourages your active participation in the rule-making process. After the rule(s) is drafted, DRS will file a copy with the office of the code reviser with a notice of proposed rule making. The notice will include the time and date of a public rules hearing. DRS will send a copy of the notice and the proposed rule(s) to everyone currently on the mailing list and anyone else who requests a copy. To request a copy or for more information on how to participate, please contact Sarah Monaly, Rules and Contracts Coordinator, Department of Retirement Systems, P.O. Box 48380, Olym-

pia, WA 98504-8380, voice (360) 664-7291, TTY (360) 586-5450, fax (360) 753-3166, e-mail SarahM@drs.wa.gov.

April 23, 2007  
Sarah Monaly  
Rules and  
Contracts Coordinator

**WSR 07-10-031**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Filed April 24, 2007, 10:54 a.m.]

Subject of Possible Rule Making: WAC 232-12-047 and other WACs pertaining to ammunition restrictions for upland bird and waterfowl hunting.

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: The current rules on this subject allow hunters to use slugs in shotguns and muzzleloaders to hunt upland birds and waterfowl. This is an unsafe practice.

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 Lori Preuss, WDFW Enforcement, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2930, fax (360) 902-2155, e-mail at preuslmp@dfw.wa.gov. Contact by June 10, 2007. Expected proposal filing on or after June 20, 2007.

April 24, 2007  
Loreva M. Preuss  
Rules Coordinator

**WSR 07-10-046**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**FINANCIAL INSTITUTIONS**

[Filed April 26, 2007, 11:44 a.m.]

Subject of Possible Rule Making: Regulating check cashers, check sellers, and small loan lenders licensed under chapter 31.45 RCW.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.320.040, 31.45.030, 31.45.050, 31.45.200.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Existing rules must be amended and new sections added to implement chapter 31.45 RCW as amended by chapter 81, Laws of 2007 (SB 5199), and to incorporate changes consistent with new federal laws.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies:

The Treasury Department of the United States. Department staff is determining check casher and seller duties under federal law, and to ensure there are no conflicts between federal responsibilities and the contemplated rules.

Process for Developing New Rule: The division will seek input from stakeholders concerning these proposed rules. The division may also discuss any proposed rules with other interested parties or regulatory agencies.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jeannette Terry, Division of Consumer Services, P.O. Box 41200, Olympia, WA 98504-1200, (360) 902-8786, jterry@dfi.wa.gov.

April 24, 2007  
Deborah Bortner, Director  
Division of Consumer Services

**WSR 07-10-047**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**SUPERINTENDENT OF**  
**PUBLIC INSTRUCTION**

[Filed April 26, 2007, 1:21 p.m.]

Subject of Possible Rule Making: Recommended changes to WAC 392-410-315 Equivalency course of study, credit for work based learning.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Clarification of existing requirements to support improved student learning and safety, liability and accountability for all stakeholders to:

- Ensure that all students are able to access work-based learning.
- Better differentiate and define terms used in the current WAC language.
- Update alignment with related policies and state agencies.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Department of Education; United States Department of Labor; Occupational Safety and Health Administration; Washington state [department of] labor and industries; Washington state insurance commission [commissioner]; and Washington state department of health (local entities).

Process for Developing New Rule: Revision of existing WAC through a state-wide committee commissioned by the office of superintendent of public instruction.

April 26, 2007  
Dr. Terry Bergeson

**WSR 07-10-053**

**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF LICENSING**  
 (Board of Registration for Architects)  
 [Filed April 26, 2007, 4:00 p.m.]

Subject of Possible Rule Making: Revision to chapter 308-12 WAC, Architect licensing services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.08.340 Board of registration—Rules—Executive secretary.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Existing rules will be reviewed in accordance with the Governor's Executive Order 06-02 regarding regulatory improvement.

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 Joe Vincent Jr., Administrator, P.O. Box 9045, Olympia, WA 98507-9045, phone (360) 664-1386, fax (360) 664-1495. Persons may comment by mail, fax, phone, or e-mail. Draft language of any changes will be sent to persons on the board's Listserv and mailing list.

April 26, 2007  
 Joe Vincent Jr.  
 Administrator

**WSR 07-10-054**

**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF LICENSING**  
 [Filed April 26, 2007, 4:02 p.m.]

Subject of Possible Rule Making: Revision to chapter 308-13 WAC, Landscape architect licensing services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.96.060 Board—Rules—Quorum—Hearings.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Existing rules will be reviewed in accordance with the Governor's Executive Order 06-02 regarding regulatory improvement.

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 Joe Vincent Jr., Administrator, P.O. Box 9045, Olympia, WA 98507-9045, phone (360) 664-1386, fax (360) 664-1495. Persons may comment by mail, fax, phone, or e-mail. Draft language of any changes will be sent to persons on the board's Listserv and mailing list.

April 26, 2007  
 Joe Vincent Jr.  
 Administrator

**WSR 07-10-055**

**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
 [Filed April 27, 2007, 7:55 a.m.]

Subject of Possible Rule Making: Vocational rehabilitation, chapter 296-19A WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.04.020, 51.04.030, 51.32.095, 51.36.100, and 51.36.110.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In response to a petition for rule making received on March 1, 2007, the department will develop a new rule or amend WAC 296-19A-310. The proposed rule making will clarify how the department will purchase services from individual vocational providers in contiguous service locations.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other federal or state agencies regulate this subject.

Process for Developing New Rule: Labor and industries will begin the rule development process and will share the draft proposal with stakeholders and other interested parties, including the workers' compensation advisory committee. Public hearings will be held throughout the state after the proposal is filed.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Department of Labor and Industries, Valerie Grimm, P.O. Box 44208, Olympia, WA 98504-4208, phone (360) 902-5005, fax (360) 902-4960, e-mail COLB235@LNI.WA.GOV.

April 27, 2007  
 Judy Schurke  
 Director

**WSR 07-10-069**

**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**  
 [Order 07-03—Filed April 30, 2007, 3:44 p.m.]

Subject of Possible Rule Making: Revision of WAC 182-50-005(9) and 182-50-200 (1)(b) to include "the refill of an immunomodulator/antiviral treatment for Hepatitis C for which an established, fixed duration of therapy is prescribed for at least twenty-four weeks but no more than forty-eight weeks" as a basis for exemption from preferred drug substitution as required by RCW 69.41.180.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To incorporate amendments to RCW 69.41.180 created by SSB 5838 (chapter 233, Laws of 2006).

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: RCW 41.05.011(2) defines "state purchased health care" to include purchases made by several Washington state

agencies including the departments of social and health services, health, labor and industries, corrections, veterans affairs, local school districts as well as the basic health and public employee programs administered by the health care authority.

Process for Developing New Rule: These rules will be adopted after discussions with affected agencies and the public.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Duane Thurman, Health Care Authority, Mailstop TB-51, 1511 Third Avenue, Suite 201, Seattle, WA 98101, (206) 521-2036, fax (206) 521-2001, duane.thurman@hca.wa.gov.

April 30, 2007  
Jason Siems  
Rules Coordinator

### WSR 07-10-081

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed May 1, 2007, 1:46 p.m.]

Subject of Possible Rule Making: Chapter 16-160 WAC, Registration of materials for organic food production.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 15.86 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose of this rule change is three-fold: (1) Increase fees that were approved by the Washington state department of agriculture (WSDA) organic advisory board. Fee increases are needed to fund one full-time staff person for the material registration program. Recent growth in the program warrants additional staffing to provide customer service and respond to applicant requests in a timely manner; (2) revise the organic material registration logo. The logo for approved materials is similar to the logo for certified organic products. Confusion in the industry has led to incorrect use of the logo. Changing the logo for approved materials may reduce confusion; and (3) revise rule for clarity and consistency with chapter 16-157 WAC.

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 agency is developing the proposal in coordination with the WSDA organic advisory board. The organic advisory board meetings are open to the public.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Miles McEvoy, Organic Program Manager, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, mmcevoy@agr.wa.gov, (360) 902-1924, fax (360) 902-2087.

April 30, 2007  
Jerry Buendel  
Assistant Director

### WSR 07-10-083

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed May 1, 2007, 2:07 p.m.]

Subject of Possible Rule Making: Update the department of agriculture's procedural rule regarding public disclosure.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 42.56 RCW, Washington state's public disclosure law.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In accordance with the public disclosure statute, agencies are to develop and maintain their public disclosure rules and processes. Amendments to the agency's current procedural rule on public disclosure fall under that mandate.

Process for Developing New Rule: Any amendments that would be of interest to outside parties will be distributed for edification.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dannie McQueen, Manager, Washington State Department of Agriculture, Administrative Regulations Program, P.O. Box 42560, Olympia, WA 98504-2560, e-mail dmcqueen@agr.wa.gov or WSDARulesComments@agr.wa.gov, fax (360) 902-2092, phone (360) 902-1809.

April 27, 2007  
Robert W. Gore  
Deputy Director

### WSR 07-10-108

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LABOR AND INDUSTRIES

[Filed May 1, 2007, 4:36 p.m.]

Subject of Possible Rule Making: Labor and industries is considering making changes to existing rules applicable to the retrospective rating program codified in chapter 296-17 WAC. Possible rule changes would better explain how retrospective rating adjustments are calculated and allow the department to use multiple loss development factors in adjustment calculations for nonpension claims.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.18.010, 51.16.035.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Current rules limit the department to using a single loss development factor for nonpension claims when calculating retrospective rating adjustments. Since 2006, the department has been using multiple loss development factors in calculating base rates, and the department is considering expanding the practice to retrospective rating adjustment calculations to improve the accuracy of adjustment calculations. Also employers and organizations that participate in the retrospective rating program have asked labor and industries to clarify certain existing retrospective rating program rules described above. Subject

rules are needed to administer the retrospective rating program authorized by RCW 51.18.010.

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

Process for Developing New Rule: Labor and industries will work directly with the business community that participates in retrospective rating to develop changes to the retrospective rating program rules. This will include input from the retrospective rating advisory committee and the workers' compensation advisory committee. As rule ideas are developed they will be posted to the labor and industries web site and can be accessed at the retro web site <http://www.lni.wa.gov/retro/> or they can contact Mark Matthies at (360) 902-4838 to receive [a] printed copy. Meetings will also be posted on the web site. Labor and industries may also use targeted mailings to solicit input and may hold informal public meetings.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Parties interested in the development of the rules can view the draft ideas at the retro web site <http://www.lni.wa.gov/retro/> or they may contact Mark Matthies at (360) 902-4838 to receive a printed copy. They can participate in the rule development process by attending the retro advisory committee meeting or by sending written comments to Retrospective Rating Program, P.O. Box 44180, Olympia, WA 98504-4180. Comments may be faxed to (360) 902-4258 or sent by e-mail to [retro@lni.wa.gov](mailto:retro@lni.wa.gov).

May 1, 2007

Judy Schurke  
Director

#### WSR 07-10-112

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

[Filed May 2, 2007, 8:46 a.m.]

Subject of Possible Rule Making: Chapter 388-02 WAC, DSHS hearing rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 34.05.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: DSHS plans to amend chapter 388-02 WAC in order to modify deadlines and time frames in administrative hearings, make changes to the authority of administrative law judges and review judges, and make other changes in order to:

- Comply with federal rules; and
- Clarify, update, and/or make other changes to chapter 388-02 WAC in order to improve efficiency, accuracy, and consistency in DSHS hearings and the review process.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies:

DSHS will request comments on draft rules from the office of administrative hearings.

Process for Developing New Rule: DSHS invites the interested public to review and provide input on draft rule language. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Brian Lindgren, Manager, DSHS Board of Appeals, P.O. Box 45803, Olympia, WA 98504-5803, phone (360) 664-6093, fax (360) 664-6187, e-mail [lindgbh@dsha.wa.gov](mailto:lindgbh@dsha.wa.gov) [[lindgbh@dshs.wa.gov](mailto:lindgbh@dshs.wa.gov)].

May 2, 2007

Stephanie E. Schiller  
Rules Coordinator

#### WSR 07-10-114

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

[Filed May 2, 2007, 9:04 a.m.]

Subject of Possible Rule Making: WAC 388-492-0070  
How are my WASHCAP food benefits calculated?

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.500, 74.04.510, 74.08A.020, 74.08.090, Title 7 C.F.R.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department plans to amend WAC 388-492-0070 to reflect changes in the WASHCAP benefit calculation, pending approval from Food and Nutrition Service, United States Department of Agriculture. The potential changes will amend the utility standard included in the WASHCAP standards, and adjust the threshold by which an individual receives either the high or the low WASHCAP shelter standard. Changes will be consistent with the WASHCAP demonstration project state plan.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rebecca Henrie, Project Coordinator, Division of Employment and Assistance Programs, P.O. Box

45470, Olympia, WA 98504-5470, phone (360) 725-4615, fax (360) 493-3493, e-mail [henrira@dshs.wa.gov](mailto:henrira@dshs.wa.gov).

May 2, 2007

Stephanie E. Schiller  
Rules Coordinator

**WSR 07-10-115**

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Filed May 2, 2007, 9:07 a.m.]

Subject of Possible Rule Making: Migratory waterfowl seasons and regulations, spring bear hunts, multiple season permits, nontoxic shot, pheasant release sites, small game seasons and regulations, waterfowl reserves and closure areas, decoy restrictions, deer and elk permits, and landowner hunting permits.

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: Provides clarification and recreational opportunity.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Fish and Wildlife Service provides regulatory guidelines for migratory birds, state regulations must fit within those guidelines. Coordination occurs at the Pacific Flyway Meetings immediately prior to Washington fish and wildlife commission rule adoption.

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 Dave Brittell, Wildlife Program, Assistant Director, 600 Capitol Way North, Olympia, WA 98504-1091, phone (360) 902-2515.

May 2, 2007

Lori Preuss  
Rules Coordinator

**WSR 07-10-116**

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

[Filed May 2, 2007, 9:12 a.m.]

Subject of Possible Rule Making: New sections and/or amendments in chapter 388-14A WAC. The division of child support (DCS) is adopting new and amended sections to implement state legislation which implements the federal Deficit Reduction Act of 2005. The state law was signed by the governor on April 20, 2007, as chapter 143, Laws of 2007, with an effective date of July 22, 2007.

DCS may be required to file emergency rules in order to have rules in place by the effective date of the legislation, July 22, 2007.

Statutes Authorizing the Agency to Adopt Rules on this Subject: DCS rule-making authority is found in sections 1, 2, 3, 4, 5, 7, 8, and 9, chapter 143, Laws of 2007.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The federal Deficit Reduction Act of 2005 (DRA) made changes in the child support enforcement program under Title IV-D of the Social Security Act. DCS must adopt and amend rules to comply with the state law changes under the DRA.

Process for Developing New Rule: DCS engages in modified collaborative rule making. Those persons wishing to participate in developing the new rules are encouraged to contact Nancy Koptur at the DSHS DCS headquarters as soon as possible. DCS will post information regarding this rule development project and others on its web site, which can be found at [www.wa.gov/dshs/dcs](http://www.wa.gov/dshs/dcs), or on the DSHS economic services administration's policy review web site, which can be found at <http://www1.dshs.wa.gov/esa/extpolicy/>. DSHS/DCS encourages the public to take part in developing the rules. After the rules are drafted, DSHS will file a copy with the office of the code reviser with a notice of proposed rule making, and will send a copy to everyone currently on the mailing list and to anyone else who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nancy Koptur, DCS Rules Coordinator, Division of Child Support, P.O. Box 9162, Mailstop 45860, Olympia, WA 98507-9162, phone (360) 664-5065, toll-free 1-800-457-6202, fax (360) 664-5055, TTY/TDD (360) 664-5011, e-mail [nkoptur@dshs.wa.gov](mailto:nkoptur@dshs.wa.gov).

May 2, 2007

Stephanie E. Schiller  
Rules Coordinator

**WSR 07-10-117**

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

[Filed May 2, 2007, 9:32 a.m.]

Subject of Possible Rule Making: WAC 246-100-191 Animals, birds, pets—Measures to prevent human disease, 246-100-201 Birds—Measures to prevent psittacosis, and a possible new section specifically addressing rabies.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.20.050 Powers and duties of state board of health—State public health report—Delegation of authority—Enforcement of rules. RCW 16.70.040(1), Control of pet animals infected with diseases communicable to humans, rules—Scope.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The state board of health is considering revising rules regarding prevention and control of human cases of psittacosis and other diseases transmissible from animals to humans to reflect current standards of prac-

tice. A new section specifically addressing rabies is being considered. The rules focus on environmental factors and controls, not human case tracking and management.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: A representative of the department of agriculture and the department of fish and wildlife will be included in the workgroup to modify the rules. All rule modifications will be consistent with federal Food and Drug Administration rules and regulations.

Process for Developing New Rule: Collaborative rule making, an ad hoc workgroup to develop the draft rule will be created through the zoonotic disease advisory committee with representatives invited from local health jurisdictions, department of agriculture, department of fish and wildlife, academia, pet breeders and retailers, veterinary medicine, the general public, and other interested parties.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dorothy Tibbetts, Zoonotics Program Manager, (360) 236-3361 or Ned Therien, Washington State Board of Health, Health Policy Analyst, (360) 236-4103.

April 26, 2007  
Craig McLaughlin  
Executive Director

#### WSR 07-10-125

##### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Health and Recovery Services Administration)

[Filed May 2, 2007, 9:57 a.m.]

Subject of Possible Rule Making: The department is removing the language in WAC 388-544-0475 Noncovered services, eyeglasses, and contact lenses, and intends to readopt the rule through the permanent rule-making process.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This action is necessary because the department did not provide sufficient notice to stakeholders, as required by the Administrative Procedure Act (APA), of changes to WAC 388-544-0250, that eliminated certain covered services as then set forth in new WAC 388-544-0475 Noncovered services, eyeglasses, and contact lenses.

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

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

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

May 1, 2007  
Stephanie E. Schiller  
Rules Coordinator

#### WSR 07-10-132

##### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF GENERAL ADMINISTRATION

[Filed May 2, 2007, 11:50 a.m.]

Subject of Possible Rule Making: Revising rules related to parking fees on the capitol campus.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.08.150 and 46.08.172.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The legislature has expressed its intent (RCW 46.08.172) that the state reduce subsidization of parking on the capitol campus and that parking fees take into account comparable private market rates for parking. General administration (GA) proposes to raise employee parking fees on the capitol campus beginning in January 2008 to more closely align the actual cost of providing parking services to the amount paid by those who park on campus. GA also intends to put into WAC a structure for future adjustments in parking fees at the discretion of the director, with the proviso that parking fees shall not exceed market rates for private parking in the city of Olympia.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Washington state patrol provides parking enforcement services to GA on the capitol campus, and will be invited to participate in the rule development process.

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. Public meetings are scheduled for July 19, 2007, 3 p.m., General Administration auditorium and July 24, 2007, 6 p.m., General Administration auditorium.

Interested persons may comment on the proposed rate increase by e-mail at bpotter@ga.wa.gov, Barton Potter, Rules Coordinator, Department of General Administration, P.O. Box 41000, Olympia, WA 98504-1000, (360) 902-7208.

May 2, 2007  
Linda Villegas Bremer  
Director