

WSR 08-08-013
NOTICE OF PUBLIC MEETINGS
RECREATION AND CONSERVATION
OFFICE

(Salmon Recovery Funding Board)
 [Filed March 19, 2008, 2:16 p.m.]

The next public meeting of the salmon recovery funding board will be **Thursday, May 1, 2008, from 8:00 a.m. to 5:00 p.m., and Friday, May 2, 2008, from 8 a.m. to 3:00 p.m.** in the Confluence Technology Center, 285 Technology Center Way, Wenatchee.

For further information, please contact Amie Fowler, recreation and conservation office (RCO), (360) 725-3939 or check the web page at <http://www.rco.wa.gov/srfb/board/schedules.htm>.

The RCO schedules all public meetings at barrier free sites. Persons who need special assistance, such as large type materials, may contact Amie Fowler at the number listed above or by e-mail at amie.fowler@rco.wa.gov.

WSR 08-08-014
PUBLIC RECORDS OFFICER
DEPARTMENT OF LICENSING

[Filed March 19, 2008, 2:16 p.m.]

Ms. Hannah Fultz remains our public disclosure officer, but please update her contact information to reflect her new phone and address: Phone (360) 359-4013, fax (360) 902-3827, P.O. Box 2957, Olympia, WA 98507-2957.

If I can provide any additional information or clarification, please don't hesitate to contact Ben T. Shomshor at (360) 359-4019 or via e-mail to bshomshor@dol.wa.gov.

Ben T. Shomshor
 Public Disclosure Unit

WSR 08-08-019
NOTICE OF PUBLIC MEETINGS
WASHINGTON SCHOOL FOR THE DEAF

[Filed March 20, 2008, 10:03 a.m.]

Both the April (April 11, 2008) and May (May 9, 2008) Washington School for the Deaf (WSD) board of trustees meetings will be held on the WSD campus at 611 Grand Boulevard, Clarke Hall Room 150, Vancouver, WA 98686.

WSR 08-08-020
NOTICE OF PUBLIC MEETINGS
TREE FRUIT RESEARCH COMMISSION

[Filed March 20, 2008, 12:12 p.m.]

Board Meeting Dates
2008

Date	Type	Location	Time
February 1	In Person	Pasco	12:30

Date	Type	Location	Time
Following Apple Crop Protection Research Review			
February 22	In Person	Wenatchee	12:30
Following Pear Review			
March 27	In Person	Ellensburg	2:00
Following Technology Review			
May 1	Teleconference	NA	2:00
June 5	In Person	Wenatchee	2:00
July 31	Board Retreat	Leavenworth	9:00 a.m. -5:00 p.m.
September 4	Teleconference	NA	2:00
October 2	In Person	Wenatchee	2:00
November 14	In Person	Hood River	12:30
Following Cherry Review			
December 11-12	In Person	TBD	
Annual Planning Session			9:00 a.m. -5:00 p.m. 12/11 8:00 a.m. -noon 12/12

WSR 08-08-022
PUBLIC RECORDS OFFICER
STATE BOARD OF EDUCATION

[Filed March 20, 2008, 3:18 p.m.]

On March 20, 2008, Brad Burnham will become the public records officer for the state board of education. Brad replaces Loy McColm.

Edith W. Harding
 Executive Director

WSR 08-08-024
NOTICE OF PUBLIC MEETINGS
STATE BOARD OF EDUCATION

[Filed March 21, 2008, 9:31 a.m.]

Special Board Meeting to Approve K-8 Math Standards

Date and Time: April 18, 2008, 1:30 p.m. to 3:30 p.m.

Location: Billings Conference Room
 Office of Superintendent of Public Instruction
 Old Capitol Building
 600 Washington Street S.E.
 Olympia, WA 98504-7200

Questions: Contact Edie Harding
 Executive Director
 (360) 725-6025

WSR 08-08-026
NOTICE OF PUBLIC MEETINGS
TRANSPORTATION COMMISSION

[Filed March 24, 2008, 8:35 a.m.]

The Washington state transportation commission will hold a special conference call meeting on Monday, April 7, 2008, at 10 a.m. During this conference call the commission will discuss the 2008/09 Tacoma Narrows Bridge toll proposals.

It is expected that the commission will approve a toll proposal which will be released for public review and comment through May 27, 2008.

SPECIAL MEETING NOTICE
Monday, April 7, 2008
Conference Call Meeting
Call in number — 605-772-3200
Pin number — 404317#

The Washington state transportation commission will be holding a **special meeting by phone on Monday, April 7, 2008, at 10:00 a.m.** The agenda of this special meeting is limited to one item - review and discuss 2008/09 Tacoma Narrows Bridge toll proposals. The commission will be expected to approve a toll proposal at this meeting which will be released for public review and comment through May 27, 2008.

This meeting will be conducted as a conference call so if you would like to listen in as an audience member, you may do so by calling the number above and when prompted, enter the pin number above.

After entering the pin number, you will join the conference call. The commission will not be taking public testimony or comment at this special meeting so please be advised that if you choose to join in on the call, we'd ask that you place your phone on "mute" so as to ensure there is no disruption to the meeting.

If you do not have access to a phone line with long distance service but would like to listen in on the meeting, you may come to the commission's administrative offices to do so. However, because there is limited space in our conference room, please let us know in advance if you plan on attending in person. Our physical address is 2404 Chandler Court S.W., Suite 270, Olympia, WA.

If you have any questions, please feel free to contact us anytime at (360) 705-7070.

All transportation commission and committee meetings are open to the public.

Americans with Disabilities Act (ADA) Information: Individuals requiring reasonable accommodations may request written materials in alternate formats, sign language interpreters, physical accessibility accommodations, or other reasonable accommodations by contacting the event sponsor (commission office at (360) 705-7070), by April 14, 2008. Persons who are deaf or hard of hearing may contact the event sponsor through the Washington Relay Service at 7-1-1.

Title VI Notice to Public: It is the Washington state department of transportation's (WSDOT) policy to assure that no person shall, on the grounds of race, color, national

origin and sex, as provided by Title VI of the Civil Rights Act of 1964, be excluded from participation in, be denied the benefits of, or be otherwise discriminated against under any of its federally funded programs and activities. Any person, who believes his/her Title VI protection has been violated, may file a complaint with WSDOT's office of equal opportunity (OEO). For Title VI complaint forms and advice, please contact OEO's Title VI coordinator at (360) 705-7098.

WSR 08-08-029
NOTICE OF PUBLIC MEETINGS
PUGET SOUND PARTNERSHIP
(Puget Sound Partnership Science Panel)
[Filed March 24, 2008, 3:28 p.m.]

SCIENCE PANEL
CONFERENCE CALL*
Date: Thursday, March 27, 2008
Time: 1:30 p.m. - 3:30 p.m.

PROPOSED AGENDA

Discussion of the draft outline of the strategic science plan (1 hour 45 minutes)

- To review and discuss the most recent draft outline of the strategic science plan before discussion and decisions at the April 15 and 16 science panel meeting.

Other business (15 minutes)

- Update on science panel retreat planning.
- Decide if another conference call is required before the April 15 and 16 meeting.

***LOCATION:** The meeting will take place via telephone conference call. The public may listen to the discussion via speakerphone in one of two locations:

Olympia: Large Conference Room, Puget Sound Partnership Office, General Administration Building, 4th Floor, Suite 401, 210 11th Avenue S.W.; or **Seattle:** King Street Center, 201 South Jackson Street, 8th Floor, Room 81.

No public input will be accepted during the call.

For additional information, contact the partnership office at (360) 725-5463.

WSR 08-08-030
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
GENERAL ADMINISTRATION
(Capitol Campus Design Advisory Committee)
[Filed March 24, 2008, 3:28 p.m.]

General Administration Building
210 11th Avenue S.W.
Room 324
Olympia, WA

**Special Meeting
April 3, 2008**

**WSR 08-08-034
NOTICE OF PUBLIC MEETINGS
STATE INDEPENDENT
LIVING COUNCIL**
[Filed March 25, 2008, 12:49 p.m.]

**Public Forum Announcement
April 24, 2008
6-8 p.m.**

**Seattle Public Library Beacon Hill Branch
2821 Beacon Avenue South
Seattle, WA**

The state independent living council (SILC) invites you to participate in a forum to discuss ideas on urban independent living options.

ASL interpreters will be available on-site.

For more information or other accommodation requests, please contact Rob Honan, (800) 624-4105, (360) 725-3695, or check out our web site <http://www.wasilc.org> for more information.

BUS ROUTES: 36, 38, and 60.

Woodland Square Loop S.E., Lacey, WA, unless otherwise noted. The meetings begin with a working lunch at 11:30 a.m. and end at 3:00 p.m.

- January 17, 2008
- February 20, 2008 Cancelled
- March 19, 2008 Cancelled
- March 20, 2008 2:00 p.m. to 4:00 p.m.
- April 23, 2008 Cancelled
- May 28, 2008 AmeriTel Inn
4520 Martin Way East
Lacey, WA 98516
- June 25, 2008 AmeriTel Inn
4520 Martin Way East
Lacey, WA 98516
- July 9, 2008 AmeriTel Inn
4520 Martin Way East
Lacey, WA 98516
- July 16, 2008
- October 22, 2008 Board Retreat

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

**WSR 08-08-035
NOTICE OF PUBLIC MEETINGS
LAKE WASHINGTON
TECHNICAL COLLEGE**
[Filed March 25, 2008, 2:50 p.m.]

Pursuant to RCW 42.30.075, we are hereby notifying you of the following amended date when the Lake Washington Technical College (LWTC) board of trustees is scheduled to hold a board meeting in April.

Instead of holding the regularly scheduled board of trustees meeting on Monday, April 7, 2008, the LWTC board of trustees has decided to cancel that meeting and hold a special meeting on Monday, April 14, 2008.

Appropriate advertising of this meeting change will take place ten days prior to the meeting. A study session begins at 5:00 p.m. in Room W302E at the college; the **special meeting** agenda begins at 5:45 p.m. in Room W305A at the college.

**WSR 08-08-044
NOTICE OF PUBLIC MEETINGS
CLEMENCY AND PARDONS BOARD**
[Filed March 26, 2008, 3:45 p.m.]

The Washington state clemency and pardons board hereby gives notice that a quarterly hearing is scheduled for June 12, 2008, at 10:00 a.m., in Hearing Room A, John L. O'Brien Building, Olympia, Washington. The following petitions will be considered by the board:

- Paul Moore** Petition for Commutation
- Joseph Augustyn** Petition for Pardon
- Gail Droz** Petition for Pardon
- Ronald Nichols** Petition for Pardon
- Eric Rust** Petition for Pardon
- Mir Latif Ahmad** Petition for Pardon

**WSR 08-08-043
NOTICE OF PUBLIC MEETINGS
HEALTH CARE AUTHORITY
(Public Employees Benefits Board)**
[Filed March 26, 2008, 2:40 p.m.]

Meeting Schedule

The board meetings will be held at the health care authority, The Sue Crystal Center Conference Room, 676

**WSR 08-08-046
NOTICE OF PUBLIC MEETINGS
WHATCOM COMMUNITY COLLEGE**
[Filed March 26, 2008, 4:58 p.m.]

The board of trustees of Whatcom Community College, District Number Twenty-One, has cancelled its regular board meeting for the month of April 2008, that was scheduled to be held on Wednesday, April 9, 2008. The next regularly scheduled meeting of the board of trustees will be held on Wednesday, May 14, 2008, in the Laidlaw Center Boardroom, #143,

237 West Kellogg Road, Bellingham, WA 98226. Board of trustees meetings are open to the public.

WSR 08-08-047
DEPARTMENT OF
EARLY LEARNING

[Filed March 27, 2008, 8:15 a.m.]

The department of early learning (DEL) requests that the code reviser's office decodify the department of social and health services (DSHS) rules listed below and recodify them as DEL rules under the chapters listed in Title 170 WAC. The affected WAC chapters are the following:

Decodify Current DSHS Chapter 388-290	Recodify as DEL Chapter 170-290
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DEL intends for the recodification to be effective immediately.

Amie Lapp Payne, Ph.D.
Deputy Director

WSR 08-08-056
NOTICE OF PUBLIC MEETINGS
COMMISSION ON
HISPANIC AFFAIRS

[Filed March 27, 2008, 4:08 p.m.]

As of today, the commission has cancelled the October 24-25 public meeting in Tacoma, Washington.

Please don't hesitate to call Alicia Luna at (360) 725-5661 if you have any questions/concerns on this change.

WSR 08-08-062
INTERPRETIVE STATEMENT
DEPARTMENT OF REVENUE

[Filed March 28, 2008, 4:12 p.m.]

CANCELLATION OF INTERPRETIVE STATEMENTS

The department of revenue has cancelled the following excise tax advisories (ETAs).

ETA 50.04.203 Management charges from parent to subsidiary - This document explains that charges to a subsidiary for management fees are taxable. This subject is more fully addressed in ETA 86.04.201/203.

ETA 52.04.171 Construction of highway tunnels for publicly owned roads - This document explains that construction of tunnels for highways owned by the federal government is subject to the public road construction B&O tax classification, and a contractor installing linings in those tunnels is the consumer of the lining materials. There is no need for this information as WAC 458-20-171 provides sufficient information about the tax-reporting responsibilities of persons building roads owned by the federal government.

ETA 90.04.203 Administrative and personnel charges between affiliated corporations - This document explains that the payment made by an affiliate to a taxpayer for the services of the taxpayer's employees is subject to service and other activities business and occupation tax. ETA 86.04.201/203 fully explains the same subject.

ETA 156.32.230 Statute of limitation and past performance - This document explains the application of the statute of limitations to amounts received in settlement between the contracting parties after completion of the project. WAC 458-20-197 When tax liability arises and 458-20-199 Accounting methods, sufficiently address when income is to be reported for Washington tax purposes.

ETA 240.12.134 Use and manufacturing tax on production of molds used to produce finished product - This document explains that a manufacturer who manufactures a single-use mold is subject to the manufacturing B&O tax and use tax on the value of the mold. While this document accurately reflects the department's interpretation of the law, it fails to recognize the exemption from retail sales and use tax for manufacturing machinery and equipment (WAC 458-20-13601). The applicability of the manufacturing B&O tax is fully addressed in WAC 458-20-136 and the retail sales and use tax application to one-time use mold is adequately discussed in WAC 458-20-13601.

ETA 259.12.171 Sales to public roads contractor for use outside the state - This document explains that a construction company that purchases materials in Washington that will be incorporated into a publicly-owned road outside of Washington is not subject to use tax on the value of those materials. While this is accurate, it is no longer necessary to have an ETA explaining it.

ETA 308.04.224 "Art work" distinguished - This document explains that sketches, designs, layouts, and other art work produced by artists for advertising agencies, printers, television broadcasters, and organizations planning advertising and publicity efforts are visual representations of the artists' ideas and are invariably duplicated by the client in producing an end product for the client's customers. The document also noted that the code of fair practice for commercial artists provides that transfers of such work are only of reproduction rights. Based on these factors, the document explains that income earned by artists engaged in these activities was not a retail sale, but is subject to the service and other business activities B&O tax. The distinction between the sale of artistic services and the sale of artwork is better explained in Det. No. 86-232, 1 WTD 93 (1986) and Det. No. 92-260, 12 WTD 425 (1992).

ETA 421.04.103 Sales tax: Labor performed outside of state - This document explains that retail sales tax applies to repair labor performed outside of Washington at the option of the in-state repair shop. This document explains that in order to be exempt from retail sales tax, the owner of the article must agree that the actual repair services were to be performed outside of Washington. This document fails to recognize that owner is nonetheless subject to use tax under these circumstances. Additionally, effective July 1, 2008, retail sales tax will be sourced to the location where the repaired property is received by the customer.

ETA 511.14.145 Warehouse as retail outlet for city/county sales tax - This document was issued to explain that the department did not acquiesce to a 1978 Washington state board of tax appeals (BTA) decision (*Allied Stores Corporation v. Department of Revenue*, Docket No. 14780 (informal), March 17, 1978). In this decision, the BTA held that when an order is taken and payment is made at a store location, but the goods are shipped to the customer from a different warehouse decision, the place of sale for local sales tax purposes is the store location. This document was issued to explain that the legislature elected to specify in RCW 82.14.020 that the local tax is determined by the place from which delivery is made, and that the department would continue to apply local sales tax on that basis. This document is no longer needed. Additionally, effective July 1, 2008, these sales will be sourced to the location at which the customer receives the goods.

Copies of the cancelled documents are available via the department's web site at <http://dor.wa.gov/content/FindALawOrRule/>, or a request for copies may be directed to Roseanna Hodson, Interpretations and Technical Advice Division, P.O. Box 47453, Olympia, WA 98504-7453, phone (360) 570-6119, fax (360) 586-0127.

Alan R. Lynn
Rules Coordinator

WSR 08-08-063

INTERPRETIVE STATEMENT DEPARTMENT OF REVENUE

[Filed March 28, 2008, 4:16 p.m.]

Amendment of Interpretive Statements

ETA 2012 and its supplements provide guidance regarding the retail sales and use tax exemption in RCW 82.08.02565 and 82.12.02565, commonly referred to as the manufacturers' machinery and equipment exemption (M&E exemption). The department has amended the ETA 2012 series to add the following language explaining that even if equipment is eligible for exemption under the guidelines of the particular document, all requirements for exemption must be satisfied. There is no change to the subject matter of these documents.

In addition to the issues discussed in this ETA, machinery and equipment must also meet the other requirements of the statutes to be eligible for the exemption. For example, some of the requirements include:

- Purchaser/user must be a manufacturer, processor for hire, or a tester for a manufacturer or processor for hire,
- Must purchase machinery or equipment (devices, industrial fixtures, support facilities, pollution control equipment),
- The machinery or equipment must be used directly in a manufacturing, research and development, or testing operation,
- The machinery or equipment must have a useful life of one year or more, and

- The machinery or equipment must be used more than 50% of the time on an eligible activity.

Therefore, readers are advised that RCW 82.08.02565, 82.12.02565, and WAC 458-20-13601 should also be referenced when making determinations about taxability.

The ETA series contains the following documents:

ETA 2012	Manufacturers' Machinery and Equipment Exemption
ETA 2012-1S	Rental of Tangible Personal Property and Providing Tangible Personal Property Along With an Operator
ETA 2012-2S	Pollution control equipment
ETA 2012-3S	Electrical apparatus and utility systems
ETA 2012-4S	Devices
ETA 2012-5S	Design and Product Development
ETA 2012-6S	Manufacturing site
ETA 2012-7S	Buildings, fixtures, and support facilities
ETA 2012-8S	Computers
ETA 2012-9S	Prototypes
ETA 2012-10S	Research and Development

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

Alan R. Lynn
Rules Coordinator

WSR 08-08-068

NOTICE OF PUBLIC MEETINGS BATES TECHNICAL COLLEGE

[Filed March 31, 2008, 12:10 p.m.]

The board of trustees of Bates Technical College has rescheduled its regularly scheduled meeting of September 30, 2008, to September 23, 2008, at Bates Technical College, 1101 South Yakima Avenue, Tacoma, WA 98405, in the Clyde Hupp Boardroom. The meeting will begin at 3:00 p.m.

WSR 08-08-071

NOTICE OF PUBLIC MEETINGS BELLINGHAM TECHNICAL COLLEGE

[Filed March 31, 2008, 2:16 p.m.]

The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, April 17, 2008, 9:00 - 11:00 a.m., in the College Services Board Room on the Bellingham Technical College campus. Call 752-8334 for information.

WSR 08-08-075

**NOTICE OF PUBLIC MEETINGS
PUBLIC RECORDS EXEMPTIONS
ACCOUNTABILITY COMMITTEE**

[Filed April 1, 2008, 8:09 a.m.]

Notice of Change of Location of Public Meeting

The public records exemptions accountability committee ("sunshine" committee) has changed the location of its April - December meetings. The meeting location for June 10, 2008, has been moved from Olympia to Spokane. The meeting is scheduled to commence at 9:00 a.m. and conclude at 4:00 p.m. The meeting location is at the Spokane Falls Community College, Student Union Building, 3410 West Fort George Wright Drive, Spokane, WA 99224-5288.

The remaining meetings will be held in Olympia, Washington, at the following times and locations:

April 8, 2008	9 a.m. - 1 p.m.	John L. O'Brien Building Hearing Room A Olympia, Washington (Subcommittee meeting)
May 13, 2008	9 a.m. - 1 p.m.	John L. O'Brien Building Hearing Room A Olympia, Washington
July 8, 2008	9 a.m. - 1 p.m.	John L. O'Brien Building Hearing Room A Olympia, Washington
August 12, 2008	9 a.m. - 1 p.m.	John L. O'Brien Building Hearing Room A Olympia, Washington
September 9, 2008	9 a.m. - 1 p.m.	John L. O'Brien Building Hearing Room A Olympia, Washington
October 14, 2008	9 a.m. - 1 p.m.	John L. O'Brien Building Hearing Room A Olympia, Washington
November 11, 2008	9 a.m. - 1 p.m.	John L. O'Brien Building Hearing Room A Olympia, Washington
December 9, 2008	9 a.m. - 1 p.m.	John L. O'Brien Building Hearing Room A Olympia, Washington

If you have any questions, please contact Cynthia Jordan at (360) 664-0651.

WSR 08-08-080

**NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF LICENSING
(Driver Training Schools Advisory Committee)**

[Filed April 1, 2008, 9:58 a.m.]

Upcoming DTS Advisory Committee Meetings

The next four meetings of the driver training schools advisory committee are scheduled as follows:

Thursday, July 10, 2008	9:00 a.m. - 3:00 p.m.	DSHS Office Building 2 Room SL03 1115 Washington Street S.E. Olympia, WA 98501
Thursday, August 14, 2008	9:00 a.m. - 3:00 p.m.	Highways-Licensing Building Room 413 1125 Washington Street S.E. Olympia, WA 98501
Thursday, September 11, 2008	9:00 a.m. - 3:00 p.m.	Highways-Licensing Building Room 413 1125 Washington Street S.E. Olympia, WA 98501
Thursday, October 9, 2008	9:00 a.m. - 3:00 p.m.	DSHS Office Building 2 Room SL03 1115 Washington Street S.E. Olympia, WA 98501
Thursday, November 13, 2008	9:00 a.m. - 3:00 p.m.	DSHS Office Building 2 Auditorium 1115 Washington Street S.E. Olympia, WA 98501
Thursday, December 11, 2008	9:00 a.m. - 3:00 p.m.	DSHS Office Building 2 Room SL03 1115 Washington Street S.E. Olympia, WA 98501

If you have any questions regarding these meetings you can reach Tana Cochran at (360) 902-0110 or via e-mail to tse@dol.wa.gov.

WSR 08-08-085

**NOTICE OF PUBLIC MEETINGS
PUGET SOUND PARTNERSHIP**

(Puget Sound Partnership Ecosystem Coordination Board)

[Filed April 1, 2008, 2:51 p.m.]

In the interest of best using your valued time, and after discussion with ecosystem coordination board (ECB) Chair Sims and Leadership Council Chair Ruckelshaus, the ECB meeting scheduled for April 11 has been canceled. Our next meeting will be May 29.

The 2008 legislature granted the partnership an additional three months to adopt the action agenda - extending the due date to December 1, 2008, from September 1, 2008. This extra time will provide for more rigorous technical analysis and more public input into the action agenda.

To take advantage of the additional time we are looking at moving a few pieces of work further out in the schedule. For example, the topic forums that had originally been scheduled to occur before the April 11 meeting are now being moved out to later dates. The topic forums had been slated to be a major agenda item for the April meeting, and after evaluating the new schedule, we agreed that it would be preferable to meet with you when we have a more full agenda.

In place of the April 11 meeting, staff will provide written updates to you on the revised action agenda schedule, the status of the financing plan, and other partnership activities. The revised action agenda schedule and process should be available the week of April 14.

We have also discussed the possibility of adding an additional meeting in the fall depending on the new schedule. This will be discussed at the May 29 meeting.

In the meantime, your participation in the topic forums is encouraged - the schedule will be available and sent to you by this coming Friday. Also, any influence you have in encouraging groups that have not yet turned in their inventory of current work to do so would be very helpful.

WSR 08-08-091

NOTICE OF PUBLIC MEETINGS STATUTE LAW COMMITTEE

[Filed April 1, 2008, 4:47 p.m.]

Historically, the statute law committee meets two times each calendar year. The statute law committee meets at the call of the chair.

A statute law committee meeting has been scheduled for April 30, 2008. The meeting will begin at 1:30 p.m. and will end at approximately 3:30 p.m.

The meeting will be held in the Pritchard Building, 415 15th Avenue S.W., Olympia.

Debbie Deibert or K. Kyle Thiessen are the contact persons for information concerning this meeting and can be reached at (360) 786-6777.

WSR 08-08-118

DEPARTMENT OF ECOLOGY

[Filed April 2, 2008, 10:59 a.m.]

NOTICE OF SECOND PUBLIC COMMENT PERIOD

DRAFT WATER QUALITY ASSESSMENT INCLUDING

THE SECTION 303(d) LIST, AVAILABLE FOR PUBLIC REVIEW

The water quality program of the department of ecology (ecology) is seeking additional public comment on the draft *Assessment of Water Quality for the Clean Water Act Sections 303(d) and 305(b) Integrated Report*. Ecology has compiled and assessed water quality data as of December 2006 on a statewide basis in order to create a picture of water quality in Washington's waters. The assessment fulfills reporting requirements of the Clean Water Act, including the list of known polluted waters in the state referred to as the Section 303(d) list, and a status of water quality in the state required by Section 305(b). Ecology is conducting a second public review on the water quality assessment from **April 16 through April 30, 2008**. The public is asked to comment on new listing decisions within the tissue and water media types of the draft assessment.

For information on updates made as a part of the second public review, consult the web site at www.ecy.wa.gov/programs/wq/303d/2008/index.html.

The assessment is presented as a package of internet tools that includes interactive maps and lists that allow the user to customize and sort an area of interest by geographic location, pollutant parameter, degree of concern, and other factors. The assessment is organized by water bodies into different categories characterized by the attainment of designated uses. There are five major categories, ranging from clean to polluted.

Ecology encourages the public to review waters that they are familiar with and provide comments on where they see problems or disagree with the assessment results. If the commenter disagrees with the assessment results, an explanation should be provided, and additional information submitted to support the finding.

Comments received during the initial public comment period that ended March 21 of this year need not be resubmitted. Those comments will be considered along with all new comments received during this second comment period.

The draft assessment can be found at www.ecy.wa.gov/programs/wq/303d/index.html. The deadline for public comments is 5:00 p.m., Wednesday, April 30, 2008. Please submit comments by e-mail or in writing to the address below.

What Happens after the Public Review? Ecology will review all comments and make changes to the preliminary list of categories as appropriate. After that, the final assessment will be submitted to the Environmental Protection Agency (EPA) for review. EPA has the authority to approve or reject Category 5 listed waters which is the equivalent of the Section 303(d) list. Each of the water bodies on the Category 5 list will need water quality improvement reports developed, also known as a total maximum daily loads or TMDLs.

How do I Learn More? To learn more about the draft water quality assessment of Washington's waters, visit our web site at www.ecy.wa.gov/programs/wq/303d/2008/index.html.

To submit new comments or ask any other question about this process, please contact Ken Koch, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, e-mail 303d@ecy.wa.gov, phone (360) 407-6782.

April 2, 2008

Kelly Susewind, P.E., P.G.

Interim Water Quality Program Manager

WSR 08-08-125

INTERPRETIVE AND POLICY STATEMENT DEPARTMENT OF LABOR AND INDUSTRIES

[Filed April 2, 2008, 11:53 a.m.]

In accordance with RCW 34.05.230(12), following are the policy and interpretive statements issued by the department regarding the insurance services division policies.

If you have any questions or need additional information, please call Josh Swanson at (360) 902-6805.

Insurance Services: Claims Administration, Self-Insurance, and Crime Victims.

New Policy 5.18 Adjudicating Eligibility for Compensation Benefits - Valid Job Offers after the Worker is Found Eligible for Plan Development.

This is a new policy and became effective January 1, 2008. This interim policy provides department staff with guidance and applies when determining a worker's eligibility for compensation benefits (wage replacement) when the chargeable employer offers the worker a job (not the job of injury) after plan development services are approved.

Contact Valerie Grimm, P.O. Box 44208, Olympia, WA 98504-4208, phone (360) 902-5005, e-mail colb235@lni.wa.gov.

New Policy 6.50 Determining the Validity of a Job Offered by the Employer of Record.

This is a new policy and became effective January 1, 2008. This interim policy provides guidance to department staff and applies when a worker disputes a vocational determination because the job offered by the employer is not valid.

Contact Valerie Grimm, P.O. Box 44208, Olympia, WA 98504-4208, phone (360) 902-5005, e-mail colb235@lni.wa.gov.

New Policy 6.47 Approving or Denying a Vocational Rehabilitation Plan - Option 2 Benefits.

This is a new policy and became effective January 1, 2008. This interim policy provides guidance to department staff and applies when a vocational rehabilitation plan or option 2 election form is received by the department.

Contact Valerie Grimm, P.O. Box 44208, Olympia, WA 98504-4208, phone (360) 902-5005, e-mail colb235@lni.wa.gov.

New Policy 6.46 Approving or Denying Plan Development Services after January 1, 2008.

This is a new policy and became effective January 1, 2008. This interim policy provides claim staff with guidance when the vocational rehabilitation provider recommends further vocational services are both necessary and likely to enable the worker to become employable at gainful employment.

Contact Valerie Grimm, P.O. Box 44208, Olympia, WA 98504-4208, phone (360) 902-5005, e-mail colb235@lni.wa.gov.

New Policy 6.45 Authorizing Vocational Assessment Services.

This is a new policy and became effective January 1, 2008. This interim policy provides guidance to department staff and applies when authorizing vocational assessment services under a state fund claim or a claim against a bankrupt self-insured employer.

Contact Valerie Grimm, P.O. Box 44208, Olympia, WA 98504-4208, phone (360) 902-5005, e-mail colb235@lni.wa.gov.

Josh Swanson

