

Washington State Register, Issue 09-13

OFFICE OF THE CODE REVISER  
 Quarterly Rule-Making Report  
 Covering Registers 09-07 through 09-12

<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
<b>ACCOUNTANCY, BOARD OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	0	1	0
Number of Rules Proposed for Permanent Adoption	0	3	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>AGRICULTURE, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	0	2	0
Number of Rules Proposed for Permanent Adoption	0	14	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	2	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	1	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>BELLEVUE COMMUNITY COLLEGE</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	0	4	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>CODE REVISER'S OFFICE</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	0	2	0
<b>COMMUNITY, TRADE AND ECONOMIC DEVELOPMENT, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	0	4	0

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<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
<b>CRIMINAL JUSTICE TRAINING COMMISSION</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	0	7	8
<b>EARLY LEARNING, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	45	52	43
Number of Rules Withdrawn	2	7	0
<b>EASTERN WASHINGTON UNIVERSITY</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	16	0	15
Number of Rules Proposed for Permanent Adoption	16	0	15
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	16	0	1
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	16	0	1
Number of Sections Adopted using Negotiated Rule Making	16	0	1
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>ECOLOGY, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	11	16	4
Number of Rules Adopted as Emergency Rules	13	43	0
Number of Rules Proposed for Permanent Adoption	21	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	14	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	10	7	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	1	43	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	10	4	0
Number of Sections Adopted on the Agency's own Initiative	0	0	4
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>EDUCATION, STATE BOARD OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	0	1	0
<b>EMPLOYMENT SECURITY DEPARTMENT</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	1	1	0
Number of Rules Adopted as Emergency Rules	4	3	4
Number of Rules Proposed for Permanent Adoption	1	3	0
Number of Rules Withdrawn	1	0	1
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0

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<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	7	0	3
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	1	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>EVERGREEN STATE COLLEGE, THE</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	5	0	0
<b>EXECUTIVE ETHICS BOARD</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	0	1	0
<b>FINANCIAL INSTITUTIONS, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	1	1	0
Number of Rules Proposed for Permanent Adoption	1	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	1	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	1	0
Number of Sections Adopted using Negotiated Rule Making	1	1	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>FINANCIAL MANAGEMENT, OFFICE OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	0	1	0
Number of Rules Proposed for Permanent Adoption	16	16	4
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>FISH AND WILDLIFE, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	4	24	1
Number of Rules Adopted as Emergency Rules	81	0	69
Number of Rules Proposed for Permanent Adoption	15	26	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	12	0	16
Number of Sections Adopted in Order to Comply with Federal Statute	12	0	16
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0

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<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Sections Adopted on the Agency's own Initiative	84	25	70
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**FOREST PRACTICES BOARD**

<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Adopted as Emergency Rules	0	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	2	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	2	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**GAMBLING COMMISSION**

<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	1	8	0
Number of Rules Proposed for Permanent Adoption	8	17	0
Number of Rules Withdrawn	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	3	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	1	5	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	5	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	1	8	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**HEALTH, DEPARTMENT OF**

<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	74	10	23
Number of Rules Adopted as Emergency Rules	10	2	0
Number of Rules Proposed for Permanent Adoption	33	69	8
Number of Rules Withdrawn	0	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	3	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	1	0
Number of Sections Adopted in Order to Comply with Federal Statute	2	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	82	5	2
Number of Sections Adopted on the Agency's own Initiative	73	7	2
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	84	10	2
Number of Sections Adopted using Pilot Rule Making	0	0	0

**HIGHER EDUCATION COORDINATING BOARD**

<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
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<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	0	10	0
<b>HOME CARE QUALITY AUTHORITY</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	1	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	1	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>INDETERMINATE SENTENCE REVIEW BOARD</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	49	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	49	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>INSURANCE COMMISSIONER, OFFICE OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	4	12	17
Number of Rules Proposed for Permanent Adoption	4	6	1
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	4	12	17
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	4	12	17
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>LABOR AND INDUSTRIES, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	9	31	10
Number of Rules Proposed for Permanent Adoption	8	82	4
Number of Sections Adopted at Request of a Nongovernmental Entity	7	5	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	8	23	9
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	3	0

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<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Sections Adopted on the Agency's own Initiative	2	22	10
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	2	23	10
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>LICENSING, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	64	69	56
Number of Rules Adopted as Emergency Rules	0	1	0
Number of Rules Proposed for Permanent Adoption	75	9	45
Number of Rules Withdrawn	4	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	10	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	1	71	11
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	1	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	19	1	0
Number of Sections Adopted on the Agency's own Initiative	64	15	4
Number of Sections Adopted using Negotiated Rule Making	0	54	11
Number of Sections Adopted using Other Alternative Rule Making	19	2	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>LIQUOR CONTROL BOARD</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	3	9	8
Number of Rules Proposed for Permanent Adoption	0	6	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	3	10	8
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	3	10	8
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>LOTTERY, WASHINGTON STATE</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	0	1	0
<b>PERSONNEL, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	2	26	1
Number of Rules Adopted as Emergency Rules	1	13	1
Number of Rules Proposed for Permanent Adoption	2	26	1
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	3	39	2
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0

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<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Sections Adopted using Other Alternative Rule Making	3	39	2
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>PILOTAGE COMMISSIONERS, BOARD OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	0	1	0
Number of Rules Proposed for Permanent Adoption	0	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	1	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>PROFESSIONAL EDUCATOR STANDARDS BOARD</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	0	6	99
Number of Rules Adopted as Emergency Rules	0	2	0
Number of Rules Proposed for Permanent Adoption	2	11	0
Number of Rules Withdrawn	2	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	6	9
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	1	0
Number of Sections Adopted on the Agency's own Initiative	0	7	9
Number of Sections Adopted using Negotiated Rule Making	0	4	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>PUBLIC DISCLOSURE COMMISSION</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	0	1	0
Number of Rules Adopted as Emergency Rules	2	1	0
Number of Rules Proposed for Permanent Adoption	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	2	2	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	1	0
Number of Sections Adopted on the Agency's own Initiative	2	2	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	2	2	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>PUBLIC INSTRUCTION, SUPERINTENDENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	7	2	0

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Type of Activity	New	Amended	Repealed
Number of Rules Adopted as Emergency Rules	2	4	0
Number of Rules Proposed for Permanent Adoption	22	10	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	7	2	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	2	5	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**RETIREMENT SYSTEMS, DEPARTMENT OF**

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**REVENUE, DEPARTMENT OF**

Type of Activity	New	Amended	Repealed
Number of Rules Adopted as Emergency Rules	0	2	0
Number of Rules Proposed for Permanent Adoption	10	4	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	2	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**SALARIES FOR ELECTED OFFICIALS, WASHINGTON CITIZENS' COMMISSION ON**

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	31	0	14
Number of Rules Proposed for Permanent Adoption	31	0	14
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	9	0	2
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0

Washington State Register, Issue 09-13

<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Sections Adopted on the Agency's own Initiative	9	0	2
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>SECRETARY OF STATE</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	0	10	0
Number of Rules Proposed for Permanent Adoption	0	10	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	10	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>SENTENCING GUIDELINES COMMISSION</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Withdrawn	0	11	10
<b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	23	118	5
Number of Rules Adopted as Emergency Rules	18	57	1
Number of Rules Proposed for Permanent Adoption	29	111	10
Number of Rules Withdrawn	2	49	12
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	20	82	5
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	17	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	7	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	21	69	1
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	41	175	6
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>TRANSPORTATION IMPROVEMENT BOARD</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**Washington State Register, Issue 09-13**

<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
<b>TRANSPORTATION, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	0	4	0
Number of Rules Proposed for Permanent Adoption	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	4	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	4	0
Number of Sections Adopted using Negotiated Rule Making	0	4	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>TREASURER, OFFICE OF THE STATE</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Adopted as Emergency Rules	3	27	1
Number of Rules Proposed for Permanent Adoption	0	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	7	1
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	3	20	0
Number of Sections Adopted on the Agency's own Initiative	3	27	1
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>UNIVERSITY OF WASHINGTON</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	4	1	5
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	4	1	5
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	4	1	5
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>UTILITIES AND TRANSPORTATION COMMISSION</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	0	22	15
<b>VOLUNTEER FIREFIGHTERS AND RESERVE OFFICERS, BOARD FOR</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Withdrawn	3	0	0
<b>WASHINGTON STATE PATROL</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	1	24	0

Washington State Register, Issue 09-13

Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	1	0
Number of Rules Withdrawn	1	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	24	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**WASHINGTON STATE UNIVERSITY**

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	38	8	9
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	38	8	9
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	38	8	9
Number of Sections Adopted using Negotiated Rule Making	38	8	9
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**WESTERN WASHINGTON UNIVERSITY**

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	4	8	3
Number of Rules Proposed for Permanent Adoption	4	9	3
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	4	8	3
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	4	8	3
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**YAKIMA VALLEY COMMUNITY COLLEGE**

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	0	33
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	3
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	3
Number of Sections Adopted using Negotiated Rule Making	0	0	0

Type of Activity	New	Amended	Repealed
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>TOTALS FOR THE QUARTER:</b>			
Number of Permanent Rules Adopted	348	401	303
Number of Rules Adopted as Emergency Rules	134	157	76
Number of Rules Proposed for Permanent Adoption	348	540	171
Number of Rules Withdrawn	15	73	23
Number of Sections Adopted at Request of a Nongovernmental Entity	21	24	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	174	245	66
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	12	19	16
Number of Sections Adopted in Order to Comply with Federal Statute	15	50	16
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	145	144	8
Number of Sections Adopted on the Agency's own Initiative	312	204	148
Number of Sections Adopted using Negotiated Rule Making	55	72	21
Number of Sections Adopted using Other Alternative Rule Making	157	280	37
Number of Sections Adopted using Pilot Rule Making	0	0	0

**WSR 09-13-002**  
**NOTICE OF PUBLIC MEETINGS**  
**WORKFORCE TRAINING AND**  
**EDUCATION COORDINATING BOARD**  
 [Filed June 3, 2009, 2:45 p.m.]

The workforce training and education coordinating board will conduct a subcommittee special meeting on June 4, 2009, in the workforce board's main conference room to discuss proposed recommendations to the governor on use of the federal Workforce Investment Act 10% funds.

Please feel free to contact Julie Anderson, (360) 753-5677 or janderson@wtb.wa.gov, if you have any questions.

**Monday, June 8, 2009**, in memory of Washington National Guard Specialist Samuel D. Stone, 20, of Port Orchard who died on May 31, when the vehicle in which he was riding overturned in Tallil, Iraq.

**Please notify your staff and all of your field offices and facilities around the state.**

Flags should remain at half-staff until close of business on Monday, or first thing Tuesday morning.

Other government entities, citizens and businesses are encouraged to join this recognition.

Please call (360) 902-0383 if you have any questions about this flag lowering.

Christine O. Gregoire  
 Governor

**WSR 09-13-003**  
**NOTICE OF PUBLIC MEETINGS**  
**PUGET SOUND PARTNERSHIP**  
 (Puget Sound Partnership Leadership Council)  
 [Filed June 3, 2009, 2:45 p.m.]

At its regular meeting on May 28, 2009, the Puget Sound partnership leadership council CANCELLED its previously scheduled June 15, 2009, leadership council meeting.

**WSR 09-13-007**  
**OFFICE OF THE GOVERNOR**  
 [Filed June 4, 2009, 8:30 a.m.]

Lowering of the Washington State and United States Flags

I hereby direct that Washington state and United States flags at all state agency facilities be lowered to half-staff on

**WSR 09-13-008**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF**  
**GENERAL ADMINISTRATION**  
 (Project Review Committee)  
 [Filed June 4, 2009, 8:30 a.m.]

Following are the project review committee meeting dates, time, and location:

Dates	Time	Location
July 23, 2009	9:00 a.m.-	Northwest Carpenters Facility
September 24, 2009	5:00 p.m.	Second Floor Conference Room
December 3, 2009		25120 Pacific Highway South
January 28, 2010		Kent, WA 98032-5436
March 25, 2010		
May 27, 2010		
July 22, 2010		

September 23, 2010  
 December 2, 2010  
 January 27, 2011

If you have any questions, please contact Robyn Hofstad at (360) 902-7245.

**WSR 09-13-009**  
**DEPARTMENT OF AGRICULTURE**

[Filed June 4, 2009, 9:18 a.m.]

**PUBLIC NOTICE FOR SPARTINA TREATMENT IN WESTERN WASHINGTON**

**LEGAL NOTICE:** The Washington state department of agriculture (WSDA) plant protection division is hereby notifying the affected public that the herbicides glyphosate (e.g. Aquamaster®, Aquaneat®, or Rodeo®) and imazapyr (e.g. Habitat® or Polaris AQ®), surfactants (e.g. Agri-Dex™, Class Act Next Generation™, Competitor™, Dyne-Amic™, Kinetic™, or LI-700™) and marker dyes may be used to control invasive *Spartina* grass species between June 1, 2009, and October 31, 2009. Properly licensed pesticide applicators who have obtained coverage under the WSDA national pollutant discharge elimination system waste discharge general permit may apply glyphosate or imazapyr to control the noxious weed *Spartina* on the saltwater tidelands of Grays Harbor, Hood Canal, Willapa Bay, Puget Sound, and the north and west sides of the Olympic Peninsula.

Use of herbicides is one of the options used to control *Spartina*. These infestations may also be treated, but not eradicated, by mowing, digging, crushing, or covering.

For more information, including locations of possible application sites or information on *Spartina*, contact the WSDA *Spartina* Control Program at (360) 902-1923. Or write WSDA *Spartina* Program, P.O. Box 42560, Olympia, WA 98504-2560. To contact the WSDA NPDES permit coordinator, call Brad White at (360) 902-2071. The Washington state department of ecology 24-hour emergency number for reporting concerns about *Spartina* treatments is (360) 407-6938.

**WSR 09-13-010**  
**NOTICE OF PUBLIC MEETINGS**  
**BELLINGHAM TECHNICAL COLLEGE**

[Filed June 4, 2009, 9:29 a.m.]

The board of trustees of Bellingham Technical College will hold a study session to discuss the college operating budget for fiscal year 2008-2009, on Thursday, June 19, 2008 [2009], from 8:00 a.m. to 9:00 a.m., in the college services building board room on the Bellingham Technical College campus.

The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, June 19, 2008 [2009], 9:00 - 11:00 a.m., in the college services board room on the Bellingham Technical College campus. Call 752-8334 for information.

**WSR 09-13-011**  
**INTERPRETIVE AND POLICY STATEMENT**  
**DEPARTMENT OF ECOLOGY**

[Filed June 4, 2009, 2:02 p.m.]

**INTERPRETIVE AND POLICY STATEMENT**

**Purpose:** Pursuant to the Administrative Procedure Act, RCW 34.05.230, the department of ecology (DOE) submits the following:

**Document Title:** 2003 Municipal Water Law Interim Guidance and Interpretive and Policy Statement.

**Subject:** Interim guidance for water resources program staff and policy direction to the public during the interim between the June 11, 2008, King County superior court decision which struck three sections of the 2003 municipal water law, and the resolution of appeals.

**Document Description:** On June 11, 2008, the King County superior court ruled as unconstitutional the "in good standing" provision found in RCW 90.03.330(3) and the definitions for "municipal water supplier" and "municipal water supply purposes" (RCW 90.03.015 (3) and (4)).

This interpretive and policy statement clarifies DOE's position and management approach for carrying out that law during the interim between the King County Superior Court decision and the resolution of appeals.

This is interim guidance because the state filed an appeal to the state supreme court on July 7, 2008, seeking to overturn parts of the superior court's decision. The state supreme court has agreed to hear the case, and the case will be heard during the court's fall 2009 term or its winter 2009-2010 term. This guidance applies until the court issues a decision.

The law, the legal challenges, related briefs, and the court's decision are on the municipal water section of the water resources web site Water Right Information - Municipal Water Law.

To receive a copy of the municipal water law interim guidance and interpretive and policy statement, contact Don Davidson, Water Resources Program, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6636, fax (360) 407-6574, e-mail ddav461@ecy.wa.gov, web site [http://www.ecy.wa.gov/programs/wr/rights/muni\\_wtr.html](http://www.ecy.wa.gov/programs/wr/rights/muni_wtr.html).

**WSR 09-13-015**  
**NOTICE OF PUBLIC MEETINGS**  
**COUNTY ROAD**  
**ADMINISTRATION BOARD**

[Filed June 5, 2009, 8:43 a.m.]

The CRABoard will be holding a special CRABoard meeting on June 9, 2009, in Kennewick to discuss and act on the use of American Recovery and Reinvestment Act of 2009 (ARRA) funds on county rural arterial program funded projects.

**SPECIAL MEETING NOTICE:** County Road Administration Board, Red Lion Hotel Columbia Center, Room Clearwater B, 1101 North Columbia Center Boulevard, Kennewick, WA 99336, on June 9, 2009, at 6:30 p.m. to 8:00 p.m.

**WSR 09-13-023**

**NOTICE OF PUBLIC MEETINGS  
SKAGIT VALLEY COLLEGE**

[Filed June 8, 2009, 9:31 a.m.]

Chairperson, Tom Moser, has called a special meeting of the board of trustees, District No. 4, for **Tuesday, June 9, 2009, 3:30 p.m.** The meeting location is Skagit Valley College Multipurpose Room, 2405 East College Way, Mount Vernon, WA.

This meeting is being held as a study session on the proposed 2009-2010 services and activities budget, proposed 2009-2010 McIntyre Hall budget, and the proposed 2009-2010 operating budget.

**WSR 09-13-024**

**NOTICE OF PUBLIC MEETINGS  
BIG BEND  
COMMUNITY COLLEGE**

[Filed June 8, 2009, 10:46 a.m.]

In accordance with RCW 42.30.075 please be advised that the board of trustees for Big Bend Community College, District No. 18, has revised its regular meeting schedule as follows: [The] June 23, 2009, 1:30 p.m. meeting will be moved to July 7, 2009, at 1:30 p.m.

The meeting will be held in the Hardin Community Room in the ATEC Building on the campus of Big Bend Community College, 7662 Chanute Street, Moses Lake, WA.

**WSR 09-13-026**

**NOTICE OF PUBLIC MEETINGS  
CONSERVATION COMMISSION**

[Filed June 8, 2009, 2:04 a.m.]

**2009 Meeting Schedule**

January 14, 2009 Special Meeting	1 - 5 p.m. Work Session 6 - 8 p.m. Interaction Dinner	
January 15, 2009 Regular Meeting	8:30 a.m. - 4:30 p.m. WSSC Business Meeting	Department of Ecology ROA 34 and 35 300 Desmond Drive S.E. Lacey, WA
March 18, 2009 Special Meeting	1 - 5 p.m. Work Session 6 - 8 p.m. Interaction Dinner	
March 19, 2009 Regular Meeting	8:30 a.m. - 4:30 p.m. WSSC Business Meeting	Department of Ecology ROA 34 and 35 300 Desmond Drive S.E. Lacey, WA
May 19, 2009 Special Meeting	1 - 5 p.m. Field Tour 6 - 8 p.m. Interaction Dinner	Coordinated by Stu Trefry and Kitsap CD

May 20, 2009 Planning Meeting	9:00 a.m. - 4:30 p.m. WSSC Planning Meeting	Oxford Suites 9550 N.W. Silverdale Way Silverdale, WA 98383
May 21, 2009 Regular Meeting	8:30 a.m. - 4:30 p.m. WSSC Business Meeting	Oxford Suites 9550 N.W. Silverdale Way Silverdale, WA 98383
July 15, 2009 Special Meeting	1 - 5 p.m. Field Tour 6 - 8 p.m. Interaction Dinner	Coordinated by Eric Kopp and Ferry CD
July 16, 2009 Regular Meeting	8:30 a.m. - 4:30 p.m. WSSC Business Meeting	K Diamond K Ranch 15661 Highway 21 South Republic, WA 99166
September 9, 2009 Special Meeting	1 - 5 p.m. Field Tour 6 - 8 p.m. Interaction Dinner	Coordinated by Butch Ogden and Underwood CD
September 10, 2009 Regular Meeting	8:30 a.m. - 4:30 p.m. WSSC Business Meeting	Bonneville Hot Springs Resort 1252 East Cascade Drive North Bonneville, WA 98639
December 3, 2009 Regular Meeting	10:00 a.m. - 3:00 p.m. WSSC Business Meeting	Mirabeau Park North 1100 Sullivan Road Spokane Valley, WA 99037

**WSR 09-13-030**

**NOTICE OF PUBLIC MEETINGS  
RECREATION AND CONSERVATION  
OFFICE**

(Forum on Monitoring)

[Filed June 9, 2009, 9:06 a.m.]

The next public meeting of the forum on monitoring salmon and watershed health will be Wednesday, June 24, 2009, from 9:00 a.m. to 4:00 p.m. at the Natural Resources Building, NRB 172, Olympia, Washington.

For further information, please contact Moriah Blake, at the recreation and conservation office (RCO), (360) 902-3086.

The RCO schedules all public meetings at barrier free sites. Persons who need special assistance, such as large type materials, may contact Moriah Blake at the number listed above or by e-mail at [Moriah.Blake@rco.wa.gov](mailto:Moriah.Blake@rco.wa.gov).

**WSR 09-13-034**

**NOTICE OF PUBLIC MEETINGS  
CONVENTION AND TRADE  
CENTER**

[Filed June 10, 2009, 8:46 a.m.]

The board of directors of the Washington state convention and trade center will meet for a planning retreat June 18, 2009, 9:00 a.m. through 5:00 p.m. The retreat will take place in Room 209 of the Convention Center, 800 Convention Place, Seattle.

The agenda will include strategic planning sessions for fiscal year 2009-2010. The program will begin with meetings 9:00 a.m. through 12:00 p.m. Following a lunch break, the retreat will continue 1:30 p.m. through approximately 4:00 p.m.

A board meeting will follow the retreat, which is expected to conclude by or before 5:00 p.m. It is anticipated that action will be taken at the board meeting to approve the Washington state convention and trade center corporate goals for fiscal year 2009-2010.

If you have any questions regarding the board of directors retreat or board meeting, please call (206) 694-5000.

**WSR 09-13-040**  
**NOTICE OF PUBLIC MEETINGS**  
**OLYMPIC COLLEGE**  
[Filed June 11, 2009, 8:56 a.m.]

**Notice of Change of Date for the Board Meeting**

Pursuant to RCW 42.30.075, Olympic College hereby gives notice that the date of the August 25, 2009, regular meeting of the board of trustees of Olympic College, District Three, will be held on Tuesday, August 18, beginning at 3:00 p.m. held annually at the OC Shelton Campus, 937 Alpine Way, Shelton, WA.

**WSR 09-13-041**  
**NOTICE OF PUBLIC MEETINGS**  
**CONVENTION AND TRADE**  
**CENTER**  
[Filed June 11, 2009, 8:56 a.m.]

The board of directors of the Washington state convention and trade center has made a change to the board meeting schedule.

**Regular Board Meeting**

July 21, 2009, meeting moved to **August 4, 2009**

The meeting will be held at the Washington state convention and trade center, start time 2:00 p.m., room to be announced.

**WSR 09-13-042**  
**NOTICE OF PUBLIC MEETINGS**  
**RECREATION AND CONSERVATION**  
**OFFICE**

(Habitat and Recreation Lands Coordinating Group)

[Filed June 11, 2009, 8:56 a.m.]

This notice is to inform you of the location of a public meeting. The lands group will host the annual state land coordinating forum on July 16, 2009, from 9:00 a.m. to 4:00 p.m. at Senate Hearing Room 3 in the Cherberg Building on the Capitol campus.

**WSR 09-13-049**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
[Filed June 11, 2009, 2:18 p.m.]

**Notice of Interpretive or Policy Statement**

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department of social and health services.

**Health and Recovery Services Administration**  
**Division of Rates and Finance**

Document Title: Public Notice.

Subject: Nondurable medical supplies and equipment (MSE): Fee schedule changes.

Effective Date: July 1, 2009.

Document Description: Notification regarding numbered memorandum # 09-48 was mailed to all DSHS medical supply providers advising of a decrease in rates of incontinence products by 9.5% to meet legislatively-mandated appropriation reductions for state fiscal years 2010-2011 as described in the 2009-2011 omnibus operating budget passed by the legislature on April 25, 2009.

To receive a copy of the interpretive or policy statements, contact Amber Dassow, Division of Legal Services, P.O. Box 45504, Olympia, WA 98504, phone (360) 725-1349, TDD/TTY 1-800-848-5429, fax (360) 586-9727, e-mail dassoal@dshs.wa.gov.

**WSR 09-13-050**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
[Filed June 11, 2009, 2:54 p.m.]

**Notice of Interpretive or Policy Statement**

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department of social and health services.

**HRSA Administration**  
**Division of Healthcare Services**

Document Title: Public Notice.

Subject: Dental program changes.

Effective Date: July 1, 2009.

Document Description: The legislature directed the medicaid program to reduce its expenditures. On July 1, 2009, certain services will not be available, or available only in reduced amount. These changes affect all medicaid recipients and evidentiary hearings to challenge these changes will not be available. There will be no continuation of the affected services on or after July 1, 2009. Dental—Noncovered: For adults, the department will no longer pay for alveoplasty and posterior endodontics; for children, posterior crowns.

To receive a copy of the interpretive or policy statements, contact John Davis, Washington State Medicaid,

Office of Medical Benefits and Clinical Review, P.O. Box 45506, Olympia, WA 98504, phone (360) 725-1748, TDD/TTY 1-800-848-5429, e-mail DAVISJS@dshs.wa.gov, web site <http://fortress.wa.gov/dshs/maa/>.

Document Title: Public Notice.

Subject: DME and enteral nutrition program changes.

Effective Date: July 1, 2009.

Document Description: The legislature directed the medicaid program to reduce its expenditures. On July 1, 2009, certain services will not be available or available only in reduced amount. These changes affect all medicaid recipients and evidentiary hearings to challenge these changes will not be available. There will be no continuation of the affected services on or after July 1, 2009. For adults (twenty-one and older), medicaid will no longer pay for oral nutrition; there are no changes for children. An exception to rule (ETR) WAC 388-501-0160 option is available through the department.

To receive a copy of the interpretive or policy statements, contact Maureen Guzman, Washington State Medicaid, Office of Medical Benefits and Clinical Review, P.O. Box 45504, Olympia, WA 98504, phone (360) 725-2033, TDD/TTY 1-800-848-5429, fax (360) 725-1966, e-mail GUZMAM@dshs.wa.gov, web site <http://fortress.wa.gov/dshs/maa/>.

Document Title: Public Notice.

Subject: Durable medical equipment benefit changes.

Effective Date: August 1, 2009.

Document Description: The legislature directed the medicaid program to reduce its expenditures. On August 1, 2009, certain services will not be available or available only in reduced amount. These changes affect all medicaid recipients and evidentiary hearings to challenge these changes will not be available. There will be no continuation of the affected services on or after August 1, 2009. For adults (twenty-one and older): Bathroom or shower items, stockings, and auto blood pressure cuffs are noncovered with ETR option per WAC 388-501-0160.

To receive a copy of the interpretive or policy statements, contact Erin Mayo, Washington State Medicaid, Office of Medical Benefits and Clinical Review, P.O. Box 45506, Olympia, WA 98504, phone (360) 725-1729, TDD/TTY 1-800-848-5429, fax (360) 586-5299, e-mail MAYOE@dshs.wa.gov, web site <http://fortress.wa.gov/dshs/maa/>.

Document Title: Public Notice.

Subject: Durable medical equipment benefit changes.

Effective Date: August 1, 2009.

Document Description: The legislature directed the medicaid program to reduce its expenditures. On August 1, 2009, certain services will not be available or available only in reduced amount. These changes affect all medicaid recipients and evidentiary hearings to challenge these changes will not be available. There will be no continuation of the affected services on or after August 1, 2009. Limits diabetic supplies to Lancets and test strips to 100/month if the client is on insulin or 100/3 months if the client is not on insulin. Offers a limitation extension option (WAC 388-543-1150).

To receive a copy of the interpretive or policy statements, contact Erin Mayo, Washington State Medicaid, Office of Medical Benefits and Clinical Review, P.O. Box 45506, Olympia, WA 98504, phone (360) 725-1729, TDD/TTY 1-800-848-5429, fax (360) 586-5299, e-mail MAYOE@dshs.wa.gov, web site <http://fortress.wa.gov/dshs/maa/>.

Document Title: Public Notice.

Subject: Durable Medical Equipment Benefit Changes.

Effective Date: August 1, 2009.

Document Description: The legislature directed the medicaid program to reduce its expenditures. On August 1, 2009, certain services will not be available, or available only in reduced amount. These changes affect all Medicaid recipients and evidentiary hearings to challenge these changes will not be available. There will be no continuation of the affected services on or after August 1, 2009. For adults and children: Limits nonsterile gloves to two hundred per client per month; limits sterile gloves to thirty per month. A limitation extension (WAC 388-543-1150) option is available through the department.

To receive a copy of the interpretive or policy statements, contact Erin Mayo, Washington State Medicaid, Office of Medical Benefits and Clinical Review, P.O. Box 45506, Olympia, WA 98504, phone (360) 725-1729, TDD/TTY 1-800-848-5429, fax (360) 586-5299, e-mail MAYOE@dshs.wa.gov, web site <http://fortress.wa.gov/dshs/maa/>.

Document Title: Public Notice.

Subject: Durable Medical Equipment Benefit Changes.

Effective Date: August 1, 2009.

Document Description: The legislature directed the medicaid program to reduce its expenditures. On August 1, 2009, certain services will not be available or available only in reduced amount. These changes affect all medicaid recipients and evidentiary hearings to challenge these changes will not be available. There will be no continuation of the affected services on or after August 1, 2009. For adults and children: Limits incontinent supplies to two hundred per client per month. Offers a limitation extension option (WAC 388-543-1150) through the department.

To receive a copy of the interpretive or policy statements, contact Erin Mayo, Washington State Medicaid, Office of Medical Benefits and Clinical Review, P.O. Box 45506, Olympia, WA 98504, phone (360) 725-1729, TDD/TTY 1-800-848-5429, fax (360) 586-5299, e-mail MAYOE@dshs.wa.gov, web site <http://fortress.wa.gov/dshs/maa/>.

## WSR 09-13-051

### NOTICE OF PUBLIC MEETINGS

### WHATCOM COMMUNITY COLLEGE

[Filed June 11, 2009, 4:19 p.m.]

You are hereby notified that various members of the board of trustees of Whatcom Community College, District Number Twenty-One, will attend the following scheduled

college events, all to be held on the campus of Whatcom Community College, 237 West Kellogg Road, Bellingham, WA 98226: Honors and Awards Ceremony, Friday, June 12, 2009, 6:30 p.m. in the Heiner Theater; and Commencement Exercises, Friday, June 19, 2009, 6:30 p.m. in the Pavilion.

The board of trustees will also attend a board retreat on June 29, 2009, 8:30 a.m. - 5:00 p.m. and June 30, 2009, 8:30 a.m. - 12 noon, at the Semiahmoo Resort, 9565 Semiahmoo Parkway, Blaine, WA 98230.

Campus events and board meetings are open to the public.

### WSR 09-13-061

#### NOTICE OF PUBLIC MEETINGS

#### PENINSULA COLLEGE

[Filed June 15, 2009, 10:47 a.m.]

The board of trustees of Peninsula College has approved their annual calendar for academic year 2009-2010. Meeting dates and times are:

October 13, 2009	2:00 p.m.	Peninsula College Campus Port Angeles
November 10, 2009	2:00 p.m.	Peninsula College Campus Port Angeles
December 8, 2009	2:00 p.m.	Peninsula College Campus Port Angeles
January 2008 [2010]		No Meeting
February 9, 2010	2:00 p.m.	Peninsula College Campus Port Angeles
March 9, 2010	2:00 p.m.	Peninsula College Campus Port Angeles
April 13, 2010	2:00 p.m.	Forks Campus Forks
May 11, 2010	2:00 p.m.	Port Townsend Campus Port Townsend
June 8, 2010	2:00 p.m.	Peninsula College Campus Port Angeles
July/August/September 2010		No Meeting

### WSR 09-13-062

#### NOTICE OF PUBLIC MEETINGS COLUMBIA BASIN COLLEGE

[Filed June 15, 2009, 10:49 a.m.]

The July 2009 board of trustees' meeting at Columbia Basin College (CBC) is cancelled.

The CBC board of trustees' meetings will be held on the second Monday of the month with the exception of August when the board annual retreat is held; the date and time TBD. The regularly scheduled meetings will begin at 4:00 p.m. and will be held in the CBC board room.

If you have any questions, please contact Barbara Grant at (509) 542-4449.

### WSR 09-13-063

#### NOTICE OF PUBLIC MEETINGS WASHINGTON SCHOOL FOR THE DEAF

[Filed June 15, 2009, 10:50 a.m.]

The Washington school for the deaf (WSD) board of trustees approved the following changes (in bold) to the 2009/2010 meeting schedule as well as approved dates for the 2010/2011 school year. All meetings will be held on the WSD campus (unless indicated otherwise) in Clarke Hall, Room 150 from 9 a.m. - 3 p.m.

- 2009/2010 School Year
  - July 24, 2009 (**changed to July 20**) - **Board Finance Committee Meeting (only three board members will attend so this won't be a formal board meeting)**
  - September 4, 2009 - **Changed to September 11, 2009 at 2306 Glen Kerry Court S.E., Lacey, WA 98513**
  - October 2, 2009
  - November 6, 2009 (Meeting held in Congressional District #2)
  - December 4, 2009
  - January 8, 2010 - **Board Finance Committee meeting (only three board members will attend so this won't be a formal board meeting)**
  - February 5, 2010
  - March 5, 2010
  - April 16, 2010 - **changed to April 9**
  - May 7, 2010
  - June 4, 2010 - **changed to June 11**
- 2010/2011 School Year
  - September 10, 2010
  - October 1, 2010
  - November 5, 2010
  - December 3, 2010
  - February 4, 2011
  - March 4, 2011
  - April 1, 2011
  - May 6, 2011

If you have any questions please feel free to contact Judy Smith at (360) 418-0401 or via e-mail at [judy.smith@wsd.wa.gov](mailto:judy.smith@wsd.wa.gov).

### WSR 09-13-064

#### NOTICE OF PUBLIC MEETINGS SHORELINE COMMUNITY COLLEGE

[Filed June 15, 2009, 10:51 a.m.]

In compliance with the Open Public Meetings Act, this letter is to notify the code reviser's office that the Shoreline Community College board of trustees will hold a special meeting, beginning at 3:30 p.m. on Wednesday, June 17, 2009, for the purpose of reviewing the board of trustees pol-

icy manual, the student services and activities (SS&A) budget for FY 2009-2010, the general fund operating budget for FY 2009-2010 and, to review the performance of a public employee.

This special meeting will take place in the board room (#1010M) in the Administration Building (#1000) at Shoreline Community College, 16101 Greenwood Avenue North, Shoreline, WA 98133.

Please call Lori Y. Yonemitsu at (206) 546-4552 or e-mail [lyonemitsu@shoreline.edu](mailto:lyonemitsu@shoreline.edu) if you need further information.

### WSR 09-13-065

#### RULES COORDINATOR

#### HUMAN RIGHTS COMMISSION

[Filed June 15, 2009, 2:41 p.m.]

The rules coordinator of the Washington state human rights commission is Laura Lindstrand, 711 South Capitol Way, Suite 402, P.O. Box 42490, Olympia, WA 98504-2490, e-mail [llindstrand@hum.wa.gov](mailto:llindstrand@hum.wa.gov), phone (360) 359-4923, fax (360) 586-2282.

If you have questions or need additional information, please contact Ms. Lindstrand at the phone number above.

Sharon Ortiz  
Executive Director

### WSR 09-13-068

#### NOTICE OF PUBLIC MEETINGS

#### STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

[Filed June 16, 2009, 8:48 a.m.]

#### RESOLUTION 09-05-03

The state board has agreed upon the following meeting dates and locations for 2009-10:

July 28, 2009 (joint meeting w/HECB)	Clover Park Technical College
September 23 - 25, 2009	State Board Office
October 28 - 29, 2009	To Be Determined
December 2 - 3, 2009	Clover Park Technical College
February 3 - 4, 2010	State Board Office
March 17 - 18, 2010	State Board Office
May 5 - 6, 2010	Walla Walla Community College
June 16 - 17, 2010	Peninsula College

### WSR 09-13-071

#### DEPARTMENT OF HEALTH

[Filed June 16, 2009, 10:07 a.m.]

#### DECLARATION OF VACCINE SHORTAGE AND SUSPENSION OF RCW 70.95M.115(1) FOR JAPANESE ENCEPHALITIS VIRUS VACCINE INACTIVATED (JE-VAX®)

**WHEREAS** RCW 70.95M.115 prohibits vaccinating a person who is known to be pregnant or under three years of age with a vaccine that contains more than 0.5 micrograms thimerosal per 0.5 milliliter dose in Washington state, except for influenza vaccine which is limited at 1.0 microgram per 0.5 milliliter dose. RCW 70.95M.115(3) authorizes the secretary of the department of health to temporarily suspend those limits if there is an outbreak of vaccine-preventable disease or a shortage of vaccine that complies with the limits.

Most vaccines approved for use in the United States either do not contain thimerosal, or have thimerosal-free alternatives. In the case of vaccine for Japanese encephalitis, there is no thimerosal-free alternative for children under seventeen years of age. This, combined with the limitations imposed by RCW 70.95M.115(1), has resulted in no Japanese encephalitis vaccine being available to children under three years of age in Washington state.

Japanese encephalitis is a serious infection caused by a virus. It occurs throughout rural parts of Asia and is spread through the bite of infected mosquitoes. Infected mosquitoes then transmit the virus to humans and animals through the feeding process. It cannot be spread directly from contact with another person.

In most cases, Japanese encephalitis causes mild fever and headache and may be asymptomatic. Severe infections do occur, particularly with encephalitis itself, or swelling of the brain. Other symptoms of severe infection are high fever, neck stiffness, stupor, disorientation, abnormal movements, occasional convulsions, coma and paralysis. 50% of those infected with the disease experience lifelong complications (e.g. neurological disease) and 30% of those suffering severe infection die. Unimmunized children are at the highest risk of becoming infected.

There is currently no known treatment once infected. Vaccination combined with precaution against mosquito bites are the best method of prevention.

The United States Food and Drug Administration (FDA) has licensed two vaccines against Japanese encephalitis for use in the United States, going by the trade names of JE-VAX® and IXIARO®.

JE-VAX® has a thimerosal content of 17.5 micrograms per 0.5 milliliter dose, exceeding the limits in RCW 70.95M.115(1) for those under three years of age. This vaccine is not recommended for children younger than one year of age, or women who are pregnant or nursing.

In late March 2009, the FDA approved distribution IXIARO® vaccine in the United States. Because this vaccine is new to the market its future availability in Washington state is uncertain. IXIARO® is not approved for anyone younger than seventeen years of age. For pregnant or nursing women, the manufacturers recommend they discuss with their physicians the benefits and risks of IXIARO® vaccine before traveling.

IXIARO® does not contain thimerosal and, therefore, does provide a thimerosal-free alternative for vaccination against Japanese encephalitis. However, because IXIARO® is not licensed for anyone younger than seventeen years of age, JE-VAX® remains the only Japanese encephalitis vaccine available in the United States to children between one to three years of age.

**NOW, THEREFORE,** I, Mary Selecky, secretary of the department of health, under RCW 70.95M.115(3), and under the circumstances set forth above, declare that there is a shortage of vaccine for Japanese encephalitis that complies with the limits in RCW 70.95M.115(1). The Japanese encephalitis virus poses grave health risks to Washingtonians living or traveling in affected areas. Although JE-VAX® exceeds the thimerosal limits in state law, there is no alternative vaccine available for residents of Washington under seventeen years of age seeking protection against Japanese encephalitis.

I also, under RCW 70.95M.115(3), temporarily suspend the thimerosal limits imposed by RCW 70.95M.115(1) on use of the JE-VAX® vaccine to allow children one to three years of age access to protection against the Japanese encephalitis virus they would not otherwise have. This suspension will last for a period of one year, beginning July 1, 2009. The department has prepared a notice document that can be provided to persons known to be pregnant or lactating or the legal guardians of children under eighteen years old regarding the thimerosal content of JE-VAX®, as required by RCW 70.95M.115(3). At the end of this one year period, I will reassess the availability and supply of vaccine for the Japanese encephalitis virus to determine if it is necessary to continue this declaration and suspension.

Signed this 16 day of June, 2009, at Olympia, Washington.

Mary C. Selecky  
Secretary

#### WSR 09-13-072

#### DEPARTMENT OF HEALTH

[Filed June 16, 2009, 10:09 a.m.]

#### Suspension of Legal Limits of Mercury-Containing Vaccine for Japanese Encephalitis

#### PARENT/PATIENT NOTICE

June 2009

The secretary of health declared a shortage of a vaccine called JE-VAX®, which protects against Japanese encephalitis, and suspended the state's legal limits on mercury for that vaccine, effective July 1, 2009. Although JE-VAX® exceeds Washington's legal mercury limits, it is the only vaccine allowed for use in the United States to protect children one to three years of age against this disease. Suspending the state's mercury limits gives health care providers and parents the ability to vaccinate their young children against Japanese encephalitis if they choose to.

**What is mercury and what is thimerosal?**<sup>1</sup> Mercury is a naturally occurring element found in the earth's crust, air, soil and water. Mercury has been released into the environ-

ment through volcanic eruptions, weathering of rocks and burning of coal. Once released, certain types of bacteria in the environment can change mercury to methylmercury. Methylmercury makes its way through the food chain in fish, animals, and humans. At high levels, it can be toxic to people.

Thimerosal, a preservative still used in some vaccines, is a mercury-containing organic compound which has a different form of mercury called ethylmercury. Studies comparing ethylmercury and methylmercury suggest that they are processed differently in the human body. Ethylmercury is broken down and excreted much more rapidly than methylmercury. It appears that ethylmercury (the type of mercury in the influenza vaccine) is removed from the body more quickly than methylmercury (the type of mercury in the environ-

**What are Washington's legal limits on mercury in vaccines?** As of July 1, 2007, Washington state law requires that pregnant women and children under three years of age be given vaccines that have no more than 0.5 micrograms of mercury per 0.5 milliliter dose. The law makes an exception for mercury content of influenza vaccine and allows pregnant women and children under age three to get influenza vaccine if it has 1.0 microgram of mercury per 0.5 milliliter dose, or less. Your doctor or nurse can help explain the size of these amounts.

**Can the legal limit on mercury in vaccines be suspended?** Washington state law allows the secretary of the Washington department of health to suspend the state's legal mercury limit for a vaccine if the secretary determines there is a shortage of vaccine available to protect the public health against vaccine-preventable disease.

**How does this apply to me?** Once Washington's legal mercury limit for a vaccine has been suspended, state law requires the following people be informed they are being given a vaccine containing mercury level exceeding those limits:

- Women known to be pregnant or lactating.
- The parent or legal guardian of a child under eighteen years of age receiving the vaccine.

**Where can I get more information?** For more information about vaccines, go to [www.doh.wa.gov/cfh/immunize](http://www.doh.wa.gov/cfh/immunize). To find an immunization clinic, call The Family Health Hotline at 1-800-322-2588.

<sup>1</sup>Information about mercury, methylmercury thimerosal and ethylmercury stated in the answer to this question was taken from the following two sources: Children's Hospital of Philadelphia at <http://www.chop.edu/consumer/index.jsp> and the Food and Drug Administration at [www.fda.gov/cber/vaccine/thimerosal.htm](http://www.fda.gov/cber/vaccine/thimerosal.htm).

#### WSR 09-13-083

#### NOTICE OF PUBLIC MEETINGS

#### WASHINGTON STATE REHABILITATION COUNCIL

[Filed June 16, 2009, 10:54 a.m.]

**The Members of the Washington State Rehabilitation  
Council want to learn from you!**

**We invite you to join us:**

**Thursday July 16, 2009  
2:30 p.m. - 4:00 p.m.**

**Heathman Lodge  
7801 N.E. Greenwood Drive  
Vancouver, WA 98662**

*We are providing American Sign Language interpretation  
and light refreshments*

You are receiving this invitation because you may be working with a counselor from the division of vocational rehabilitation (DVR) to find a job, or you may be a provider of services who partners with DVR in assisting people to go to work.

The Washington state rehabilitation council is a group of volunteers who the governor has asked to make sure that DVR is providing good services that help people get and keep jobs they like.

We want to hear whether you think the services DVR provides are effective or not. Do you have ideas about how the system might work better? We are coming to Kitsap County to listen and learn. You don't have to attend if you don't want to. Your access to DVR services won't be affected by your attendance.

We welcome whatever you want to say. Here are some examples of questions we would like to learn more about:

- If you call DVR does someone call you back within twenty-four hours?
- What do you think every customer needs to know about working with DVR?
- DVR is here to help its customers go to work. Do you think the services you are receiving will help you get and keep a job you like?
- What have you liked about working with DVR and what have you not liked?

If you want to participate but can't attend in person we still want to hear from you. There are two ways to participate without actually coming to the meeting. You can e-mail comments to [langjk@dshs.wa.gov](mailto:langjk@dshs.wa.gov) or you can participate in the meeting by phone. To participate in the meeting by phone dial 1-866-699-3239, after dialing in enter this access code: 20024362.

For more information or to request reasonable accommodation or a spoken language interpretation, contact JoAnne at 1-866-252-2939 or e-mail [langjk@dshs.wa.gov](mailto:langjk@dshs.wa.gov).

**DO YOU RIDE THE BUS?** The nearest stop is approximately three blocks away at the west end of Vancouver Mall near Macy's. Multiple bus routes service the transit center. To plan your particular trip call (360) 695-0123 voice or (360) 695-2760 TTY. Paratransit riders contact (360) 695-8918.

**WSR 09-13-084  
NOTICE OF PUBLIC MEETINGS  
WASHINGTON STATE  
REHABILITATION COUNCIL**

[Filed June 16, 2009, 10:57 a.m.]

Members of the Washington state rehabilitation council (WSRC) invite you to join us for our quarterly meeting:

**Friday [Thursday], July 16, 2009  
9:00 a.m. - 4:00 p.m.**

**Heathman Lodge  
7801 N.E. Greenwood Drive  
Vancouver, WA 98662**

The services of American Sign Language interpreters will be provided.

Other reasonable accommodations or spoken language interpretation will be happily provided upon request by contacting JoAnne Lang at [langjk@dshs.wa.gov](mailto:langjk@dshs.wa.gov) or by calling 1-866-252-2939.

The WSRC is a group of sixteen volunteers. We are appointed by the governor to make sure that the division of vocational rehabilitation, a service system that assists people with disabilities to go to work, is succeeding in helping its customers to overcome barriers to employment. We do this by evaluating program and performance data, considering systemic trends, assessing customer satisfaction, asking questions, and making policy recommendations. To learn more about our work visit [www.wastrehabcouncil.org](http://www.wastrehabcouncil.org).

**Highlights of the July 16 meeting agenda:** This meeting will focus mostly on committee work.

**DO YOU RIDE THE BUS?** The nearest stop is approximately three blocks away at the west end of Vancouver Mall near Macy's. Multiple bus routes service the transit center. To plan your particular trip call (360) 695-0123 voice or (360) 695-2760 TTY. Paratransit riders contact (360) 695-8918.

**WSR 09-13-085  
NOTICE OF PUBLIC MEETINGS  
WASHINGTON STATE  
REHABILITATION COUNCIL**

[Filed June 16, 2009, 10:58 a.m.]

Members of the Washington state rehabilitation council (WSRC) invite you to join us for our quarterly meeting:

**Friday, July 17, 2009  
9:00 a.m. - 4:00 p.m.**

**Heathman Lodge  
7801 N.E. Greenwood Drive  
Vancouver, WA 98662**

The services of American Sign Language interpreters will be provided.

Other reasonable accommodations or spoken language interpretation will be happily provided upon request by contacting JoAnne Lang at langjk@dshs.wa.gov or by calling 1-866-252-2939.

The WSRC is a group of sixteen volunteers. We are appointed by the governor to make sure that the division of vocational rehabilitation (DVR), a service system that assists people with disabilities to go to work, is succeeding in helping its customers to overcome barriers to employment. We do this by evaluating program and performance data, considering systemic trends, assessing customer satisfaction, asking questions, and making policy recommendations. To learn more about our work visit [www.wastrehabcouncil.org](http://www.wastrehabcouncil.org).

**Highlights of the July 17 meeting agenda:**

- Continue to follow progress on the state plan that DVR submitted to the rehabilitation services administration. The plan will guide how DVR delivers service for the next three years. The council will focus on whether the final draft reflects public input and will determine how the WSRC will track the division's progress on implementing the plan.
- Discuss DVR's placement in the DSHS organizational structure.
- Learn more about a proposed "rapid rehabilitation" model that DVR may implement with Recovery Act monies.

**DO YOU RIDE THE BUS?** The nearest stop is approximately three blocks away at the west end of Vancouver Mall near Macy's. Multiple bus routes service the transit center. To plan your particular trip call (360) 695-0123 voice or (360) 695-2760 TTY. Paratransit riders contact (360) 695-8918.

**WSR 09-13-100**

**NOTICE OF PUBLIC MEETINGS  
PUBLIC WORKS BOARD**

[Filed June 17, 2009, 8:11 a.m.]

The public works board will be holding a board meeting on Tuesday, July 7, 2009, at 8:30 a.m. in the city of SeaTac, Washington. Location to be determined.

The public works board has cancelled the scheduled August 18, 2009, meeting.

Please contact the public works board at (360) 725-3150 for any further information.

## WSR 09-13-103

## AGENDA

## DEPARTMENT OF ECOLOGY

[Filed June 17, 2009, 9:28 a.m.]

Pursuant to RCW 34.05.314, following is the department of ecology's rule agenda for July - December 2009.  
If you have any questions please contact Jerry Thielen at (360) 407-7551 or e-mail [jthi461@ecy.wa.gov](mailto:jthi461@ecy.wa.gov).

Rule-making Agenda						
*The bolded dates indicate filings that have occurred. Shaded rows [Register publication cannot show shaded material] indicated adopted rules.						
WAC Chapter	Program	Chapter Title	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Rules Unit's Program Contact
173-406 and 173-400 AO # 07-07 5/06	AQ	Acid rain regulation (mercury emissions from coal burning power plants) and general regulation for air pollution sources (WAC 173-400-112 and 173-400-113 only).	<b>March 2007</b>	On Hold		Tom Todd
173-441 AO # 08-13 6/08	AQ	Reporting of emissions of greenhouse gases.	<b>July 2008</b>	August 2009	December 2009	Nancy Pritchett
173-422 AO # 08-01 3/08	AQ	Motor vehicle emission inspection.	<b>August 2008</b>	September 2009	February 2010	John Raymond
173-400 AO # 09-01 1/09	AQ	General regulation for air pollution sources.	<b>February 2009</b>	December 2009	April 2010	Linda Whitcher
173-303 AO # 07-12 7/07	HWTR	Dangerous waste regulations.	<b>October 2007</b>	<b>January 2009</b>	June 2009	Rob Rieck and Nancy Farman
173-700 AO # 04-13 7/04	SEA	Wetland mitigation banking - pilot rule.	<b>July 2004</b>	<b>March 2009</b>	July 2009	Lauren Driscoll and Yolanda Holder
173-26-070 AO # 08-15 8/08	SEA	Spokane County shoreline master program.	<b>August 2008</b>	Fall 2009/ Winter 2010	Spring 2010	Doug Pineo and Peter Skowlund
173-351 AO # 07-15 7/07	SWFAP	Criteria for municipal solid waste landfills.	<b>August 2007</b>	January 2010	June 2010	Kathi Scanlan and Wayne Krafft
173-334 AO # 09-04 3/09	SWFAP	Children's safe products rule pilot rule making.	<b>May 2009</b>	February 2011	July 2011	John Williams
173-340 and 173-204 AO # 08-07 4/08	TCP	Model Toxics Control Act (MTCA) cleanup regulation and cleanup portions of the sediment management standards (SMS).	<b>February 2009</b>	April 2010	September 2010	Martha Hankins
173-360 AO # 08-08 4/08	TCP	Underground storage tank regulations.	<b>July 2008</b>	December 2009	May 2010	Amie Lindenboim
173-539A Emergency AO # 08-11 3/09	WR	Upper Kittitas emergency GW rule.	N/A		<b>3/13/09 Emergency Expires 7/21/09</b>	Bob Barwin
173-539A Permanent AO # 08-12 6/08	WR	Upper Kittitas GW rule (permanent).	<b>July 2008</b>	<b>January 2009</b>	July 2009	Tom Tebb
173-525 AO # 05-03 3/2/05	WR	Grays Elochoman instream resources protection and water management program WRIA 25.	<b>March 2005</b>	August 2009	Fall 2009/ Winter 2010	Travis Burns
173-526 AO # 05-04 3/2/05	WR	Cowlitz instream resources protection and water management program WRIA 26.	<b>March 2005</b>	August 2009	Fall 2009/ Winter 2010	Travis Burns

WAC Chapter	Program	Chapter Title	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Rules Unit's Program Contact
173-503A AO # 04-01 2/04	WR	Instream flow rule for the Samish Subbasin.	<b>February 2004</b>	On Hold	On Hold	Sarah Ferguson
173-517 AO # 04-02 3/04	WR	Quilcene-snow instream resources protection and water management program.	<b>March 2004</b>	<b>May 2009</b>	Fall 2009	Ann Wessel
173-518 AO # 07-17 11/07	WR	Focusing on the Dungeness only: Dungeness instream resources protection and watershed management program.	<b>November 2007</b>	November 2009	Spring 2010	Sarah Ferguson
508-12 and 173-152-050 AO # 08-04 3/08	WR	Chapter 508-12 WAC, Administration of surface and ground water codes and WAC 173-152-050 Criteria for priority processing of competing applications.	<b>May 2008</b>	On Hold		Brian Walsh
173-224 AO # 09-06 5/09	WQ	Wastewater discharge permit fees.	<b>June 2009</b>	July 2009	September 2009	Bev Poston
173-219 AO # 06-12 8/06	WQ	Reclaimed water use.	<b>November 2006</b>	August 2010	December 2010	Kathleen Emmett and Tim Gaffney
173-98 Emergency AO # 09-03 3/09	WQ	Uses and limitations of the water pollution control state revolving fund.	N/A		<b>4/15/2009 Emergency Expires 8/13/2009</b>	Cindy Price

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