

WSR 09-15-001
OFFICE OF THE GOVERNOR
 [Filed July 1, 2009, 1:45 p.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 **Wednesday, July 1, 2009**, in memory of U.S. Army First Lieutenant Brian N. Bradshaw, 24, of Steilacoom, who died on June 25, in Kheyl, Afghanistan, from injuries sustained from the detonation of an improvised explosive device.

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 Wednesday, or first thing Thursday 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 09-15-006
AGENDA
DEPARTMENT OF AGRICULTURE
 [Filed July 1, 2009, 3:59 p.m.]

Following is the department of agriculture's semi-annual rules development agenda for the period of July 1 through December 31, 2009. This document is being sent to you in compliance with RCW 34.05.314.

The department may undertake additional rule-making activity as conditions warrant. If you have any questions, please call Teresa Norman at (360) 902-2043 or e-mail tnorman@agr.wa.gov.

Semi-Annual Rules Agenda
July 1 - December 31, 2009
P.O. Box 42560
Olympia, WA 98504-2560

WAC Number	Rule Title	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101	CR-102	CR-103	
Animal Services Division						
Chapter 16-54 WAC	Animal importation	Lynn Briscoe Special Assistant to the State Veterinarian phone (360) 902-1987	August 2009	December 2009	February 2010	Clarifying importation requirements for birds and poultry.
Chapter 16-70 WAC	Animal diseases—Reporting	Lynn Briscoe Special Assistant to the State Veterinarian phone (360) 902-1987	August 2009	December 2009	February 2010	Reportable diseases.
Chapter 16-71 WAC	Equine infectious anemia	Lynn Briscoe Special Assistant to the State Veterinarian phone (360) 902-1987	August 2009	December 2009	February 2010	Equine diseases in Washington state.
Chapter 16-80 WAC	Pseudorabies in swine	Lynn Briscoe Special Assistant to the State Veterinarian phone (360) 902-1987	August 2009	December 2009	February 2010	Swine diseases in Washington state.
Chapter 16-604 WAC	Public livestock markets	Lynn Briscoe Special Assistant to the State Veterinarian phone (360) 902-1987	August 2009	December 2009	February 2010	Animal health regulations at public livestock markets.
Commodity Inspection Division						
Chapters 16-301 and 16-302 WAC	General seed regulations; general rules for seed certification	Victor Shaul Seed Program Operations Manager phone (509) 225-2630	CR-105 May 2009		July 2009	Updating common and scientific names of prohibited, restricted, and objectionable weed seeds.
Food Safety and Consumer Services						
Chapter 16-157 WAC	Organic food standards and certification	Miles McEvoy Organic Food Program Manager phone (360) 902-1924	CR-105 May 2009		July 2009	Adopting the September 11, 2006, version of the national organic program.

WAC Number	Rule Title	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101	CR-102	CR-103	
Chapter 16-157 WAC or new WAC	Organic food standards and certification or new rule	Miles McEvoy Organic Food Program Manager phone (360) 902-1924	July 2009	November 2009	TBD	International organic program.
Chapter 16-167 WAC	Intrastate commerce in foods	Claudia Coles Food Safety Program Manager phone (360) 902-1905	October 2009	February 2009	TBD	Updating references to federal law and review seafood HACCP requirements.
Chapter 16-170 WAC	Special permits for slaughtering poultry	Food Safety Program Manager phone (360) 902-1905	April 2009	June 2009	July 2009	Revisions include all poultry and allow for a two year permit. Emergency rule will also be filed to cover until permanent rule is effective.
New WAC		Nora Mena Livestock Nutrient Management Program Manager phone (360) 902-2894	July 2009	November 2009	TBD	Livestock nutrient management program enforcement and penalty matrix.
Pesticide Management Division						
Chapter 16-230 WAC	Use of chemicals and chemically treated materials in certain counties	Cliff Weed Compliance Program Program Manager phone (360) 902-2036	May 2009	August 2009	September 2009	Modify the nozzle requirements for air and ground applications. Definition change for "commercial vineyard."
Chapter 16-231 WAC	Restricted use herbicides	Cliff Weed Compliance Program Program Manager phone (360) 902-2036	May 2009	August 2009	September 2009	Modify the nozzle requirements for air and ground applications. Definition change for "commercial vineyard."
Chapter 16-232 WAC	Restricted use herbicides in certain counties	Cliff Weed Compliance Program Program Manager phone (360) 902-2036	May 2009	August 2009	September 2009	Modify the nozzle requirements for air and ground applications. Definition change for "commercial vineyard."
Chapter 16-233 WAC	Worker protection standards	Ann Wick Program Development Program Manager phone (360) 902-2051	CR-105 May 2009		July 2009	Adopt federal changes for use of glove liners.
Chapter 16-228 WAC	Vertebrate control pesticides	Cliff Weed Compliance Program Program Manager phone (360) 902-2036	May 2009	August 2009	September 2009	Modify distribution and use requirements for rodenticides.
Chapter 16-230 WAC	Use restricted herbicides	Ann Wick Program Development Program Manager phone (360) 902-2051	CR-105 July 2009		September 2009	Correct error in section title.
Chapter 16-231 WAC	Use restricted herbicides	Ann Wick Program Development Program Manager phone (360) 902-2051	CR-105 July 2009		September 2009	Correct error in chapter heading.
Chapter 16-232 WAC	Use restricted herbicides	Ann Wick Program Development Program Manager phone (360) 902-2051	July 2009		September 2009	Correct error in chapter heading and section title.
Plant Protection Division						
Chapter 16-354 WAC	Hop rootstock certification	Mary Toohey Assistant Director phone (360) 902-1907	April 2009	July 2009	September 2009	The department is proposing to amend the hop certification rule to change the criteria for certification. The proposal would add viroid and virus diseases to the list that certified hop planting stock needs to be free of. In addition, the department is proposing to revise the current language to make it more clear and readable and

WAC Number	Rule Title	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101	CR-102	CR-103	
						reflect current industry practices.
Chapter 16-401 WAC	Nursery inspection fees (Christmas tree licensing)	Tom Wessels Plant Services Program Manager phone (360) 902-1984	July 2009	September 2009	November 2009	The department is considering establishing Christmas tree licensing fees, as authorized in the 2009 session of the legislature.
Chapter 16-401 WAC	Nursery inspection fees	Tom Wessels Plant Services Program Manager phone (360) 902-1984	July 2009	August 2009	October 2009	The department is considering increasing the nursery dealer licensing fees and requested inspection fees, as authorized in the 2009 session of the legislature. In addition, the department may amend the existing language to increase its clarity and readability and update the language to conform to current industry and regulatory standards.
Chapter 16-470 WAC	Quarantine—Agricultural pests (eastern filbert blight quarantine)	Tom Wessels Plant Services Program Manager phone (360) 902-1984	October 2008	May 2009	September 2009	The department is considering initiating a quarantine that would place restrictions on the importation of hazelnut plants into Washington state in response to eastern filbert blight and at the request of the hazelnut industry.
Chapter 16-470 WAC	Quarantine—Agricultural pests (onion white rot disease)	Tom Wessels Plant Services Program Manager phone (360) 902-1984	April 2009	July 2009	August 2009	The department is proposing to revise the current onion white rot disease rule by adding Benton County to the existing pest-free area. In addition, the department may amend the existing language to increase its clarity and readability and update the language to conform to current industry and regulatory standards.
Chapter 16-470 WAC	Quarantine—Agricultural pests (apple maggot quarantine)	Brad White Pest Program Manager phone (360) 902-2071	May 2009	July 2009	September 2009	The department is reviewing the apple maggot and plum curculio provisions of its agricultural quarantine rule and may propose to modify conditions and boundaries established in the rule. In addition, the department may amend the existing language to increase its clarity and readability and update the language to conform to current industry and regulatory standards.
Chapter 16-470 WAC	Plant pathology fees	Tom Wessels Plant Services Program Manager phone (360) 902-1984	July 2009	August 2009	October 2009	The department is considering increasing the laboratory diagnostic and postentry inspection fees, as authorized in the 2009 session of the legislature. In addition, the department may amend the existing language to increase its clarity and readability and update the language to conform to current industry and regulatory standards.

WAC Number	Rule Title	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101	CR-102	CR-103	
Chapter 16-497 WAC	Hop disease quarantine	Mary Toohey Assistant Director phone (360) 902-1907	April 2009	July 2009	September 2009	At the request of the affected industry, the department is proposing to amend the hop disease quarantine rule by adding viroid and virus diseases to the list that hop planting stock entering the state needs to be certified free of. In addition, the department is proposing to revise the current language to make it more clear and readable and to reflect current industry practices.
Chapter 16-623 WAC	Commission Merchant Act—Licensing fees, proof of payment, cargo manifest and registration of acreage commitments	Kirk Robinson Weights and Measures Program Manager phone (360) 902-1856	July 2009	August 2009	October 2009	The department is considering increasing the fees for licenses issued under chapter 20.01 RCW, as authorized in the 2009 session of the legislature. In addition, the department may amend the existing language to increase its clarity and readability and update the language to conform to current industry and regulatory standards.
Chapter 16-662 WAC	Weights and measures—National handbook	Kirk Robinson Weights and Measures Program Manager phone (360) 902-1856	April 2009	July 2009	September 2009	The department is considering adopting: (1) The 2009 edition of NIST Handbook 44 (Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices) as required by RCW 19.94.195; (2) the 2009 edition of NIST Handbook 130 (Uniform Laws and Regulations in the Areas of Legal Metrology and Engine Fuel Quality); (3) modifications to the multi-tier pricing requirements specified in NIST Handbook 44 relative to motor fuels; and (4) modifications to the retail dispenser labeling requirements relative to lower blends of biodiesel specified in NIST Handbook 130 in compliance with statute.
Chapter 16-662 WAC	Weights and measures—National handbook (entrained water)	Kirk Robinson Weights and Measures Program Manager phone (360) 902-1856	May 2009	July 2009	September 2009	The department is considering adopting standards for entrained water in motor fuels.
Chapter 16-752 WAC	Noxious weed control	Tom Wessels Plant Services Program Manager phone (360) 902-1984	January 2009	July 2009	September 2009	The department is considering adding additional species to the wetland and aquatic weed quarantine and the noxious weed seed and plant quarantine, revising the permit provisions, and making the rule more clear and readable.

Teresa Norman
Rules Coordinator

WSR 09-15-015**DEPARTMENT OF AGRICULTURE**

[Filed July 2, 2009, 3:36 p.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 tideflats 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 09-15-016**NOTICE OF PUBLIC MEETINGS
WHATCOM COMMUNITY COLLEGE**

[Filed July 2, 2009, 5:33 p.m.]

The board of trustees of Whatcom Community College, District Number Twenty-One, will hold its regularly scheduled July board meeting on Wednesday, July 15, 2009, at 2 p.m., on the campus of Whatcom Community College in the Laidlaw Building Boardroom #143, 237 West Kellogg Road, Bellingham, WA 98226. Board of trustees meetings are open to the public.

WSR 09-15-018**NOTICE OF PUBLIC MEETINGS
EVERETT COMMUNITY COLLEGE**

[Filed July 6, 2009, 10:03 a.m.]

Board of Trustee[s] Meeting Dates for 2009-2010

July 15, 2009

August 19, 2009

September 16, 2009

October 21, 2009

November 18, 2009

December 16, 2009

January 20, 2010

February 17, 2010

March 17, 2010

April 21, 2010

May 19, 2010

June 16, 2010

All meetings will be held at 5:00 p.m.

WSR 09-15-019**INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed July 6, 2009, 11:33 a.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: Washington state medicaid hemophilia related products and services.

Effective Date: July 1, 2009.

Document Description: The department of social and health services (DSHS), health and recovery services administration (HRSA), is changing the way Washington state medicaid will obtain and pay for hemophilia-related products and services for fee-for-service clients. The department is seeking to improve quality of care and control escalating costs by conducting a competitive procurement through a request for proposal (RFP). DSHS anticipates that the RFP process will result in one or more contracts to provide services and products related to hemophilia and other clotting disorders.

To receive a copy of the interpretive or policy statements, contact Sheila R. Anderson, Procurement Coordinator RFP#0913-346, 4500 10th Avenue S.E., Lacey, WA 98503, phone (360) 664-6056, TDD/TTY 1-800-521-8061, fax (360) 664-6184 (information only, no RFPs accepted via fax), e-mail Anders2@dshs.wa.gov, web site <http://hrsa.wa.gov>.

WSR 09-15-024
OFFICE OF
INSURANCE COMMISSIONER

[Filed July 7, 2009, 7:12 a.m.]

At this time, the insurance commissioner is pleased to take another step in the regulatory improvement process instituted by the Regulatory Reform Act of 1995 by immediately withdrawing the following bulletin and inactive rule making.

T 06-04

Property and Casualty Broker Compensation Disclosure has been superseded by RCW 48.17.270 which became effective July 1, 2009.

R 2006-05

The preproposal statement of intent (CR-101) R 2006-05 reinsurance intermediary is withdrawn.

Mike Kreidler

WSR 09-15-030
NOTICE OF PUBLIC MEETINGS
STATE BOARD OF EDUCATION

[Filed July 7, 2009, 10:20 a.m.]

A state board of education special meeting is scheduled for August 25, 2009, from 11:00 a.m. to 12:00 noon as follows: Consider feedback from the state board of education's science advisory panel in order to provide official comment and recommendations to the superintendent of public instruction regarding the recommended science curricula, as required by RCW 28A.305.215.

Materials for this meeting are posted on the web site at www.sbe.wa.gov.

Location: Office of Superintendent of Public Instruction, Billings Conference Room, 600 Washington Street S.E., Olympia, WA 98501.

Questions: Contact Edie Harding, executive director, (360) 725-6025.

WSR 09-15-032
NOTICE OF PUBLIC MEETINGS
RECREATION AND CONSERVATION
OFFICE

(Invasive Species Council)

[Filed July 7, 2009, 2:12 p.m.]

The next public meeting of the Washington invasive species council workgroup lead meeting will be **Thursday, July 23, 2009, from 10:00 a.m. to 11:00 a.m.** in Room 285, at the Natural Resources Building, 1111 Washington Street, Olympia, WA 98501.

For further information, please contact Rachel LeBaron Anderson, Washington invasive species council (WISC), (360) 902-3012.

WISC schedules all public meetings at barrier free sites. Persons who need special assistance, such as large type mate-

rials, may contact Rachel LeBaron Anderson at the number listed above or by e-mail at Rachel.LeBaronAnderson@rcowa.gov.

WSR 09-15-034
AGENDA
UNIVERSITY OF WASHINGTON

[Filed July 7, 2009, 4:14 p.m.]

Semi-Annual Agenda for Rules Under Development
(Per RCW 34.05.314)
July 2009

Rules listed as anticipated indicate a preliminary study expected to eventually lead to full rule-making activity. Additional rule-making activity not now anticipated may also be added as conditions warrant between semi-annual agendas.

1. Rule making for chapter 478-116 WAC, Parking and traffic rules of the University of Washington, Seattle, is anticipated to continue during the second half of 2009 (CR-101 was filed as WSR 09-05-014).

2. Rule making for chapter 478-355 WAC, Small works roster, is anticipated during the second half of 2009.

3. Rule making for chapter 478-165 WAC, Cost savings in course materials, is anticipated during the second half of 2009.

4. Housekeeping amendments for several Title 478 WAC rules are anticipated during the second half of 2009.

5. Rule making for chapter 478-136 WAC, Use of University of Washington facilities, and WAC 478-137-030 Administrative authority, is anticipated during the second half of 2009.

6. Rule making for chapter 478-140 WAC, Rules and regulations for the University of Washington governing student education records, is anticipated during the second half of 2009.

7. Rule making for chapter 478-276 WAC, Governing access to public records, is anticipated during the second half of 2009.

For more information concerning the above rules contact Rebecca Goodwin Deardorff, Director of Rules Coordination, University of Washington, Box 351210, Seattle, WA 98195-1210, phone (206) 543-9219, fax (206) 685-3825, e-mail rules@u.washington.edu.

WSR 09-15-038
AGENDA
DEPARTMENT OF LICENSING

[Filed July 8, 2009, 1:43 p.m.]

Following is the rule-making agenda for the department of licensing. This agenda is sent as a requirement of RCW 34.05.314.

Feel free to contact Walt Fahrner if you need any assistance concerning this matter at 359-4015.

RULE MAKING AGENDA FOR RULES UNDER DEVELOPMENT
JULY 2009

CR-101	CR-102	PROGRAM	SUBJECT
97-11-002		Driver responsibility	Procedural rules regarding the revocation and restoration of driving privileges of those forced to be a habitual traffic offender under chapter 46.65 RCW, including rules regarding the right to a hearing.
03-15-108		UCC	Possible adjustments to fees changed by the program, WAC 308-30-100.
03-17-029		Camping resorts	Fee adjustment to chapter 308-420 WAC, regulating camping resorts.
05-11-104		Title and registration	Chapters 308-56A, 308-96AWAC, implementing 2SSB 5916.
06-22-105	09-13-101	Motorcycle	Establish basic requirements governing the operation and scope of motorcycle education courses offered by commercial businesses.
07-10-016		Driver training schools	Driver training school program, professional development education, school and instructor approval.
07-10-053		Architects	Chapter 308-12 WAC.
07-13-081		Title and registration	WAC 308-56A-140.
07-19-066	07-23-037	Title and registration	WAC 308-56A-150.
07-23-013		Court reporters	Chapter 308-14 WAC, Court reporters.
08-07-004		Engineers	Chapter 196-26A WAC, Engineer and land surveyor fees.
08-11-045		Appraiser	Chapter 308-125 WAC.
08-11-046		Appraiser	Chapter 308-125 WAC.
08-12-111	08-18-089	Cosmetology	Chapter 308-20 WAC.
08-14-031		Real estate	Implement sections 1-51, chapter 23, Laws of 2008.
08-14-032		Real estate	Implement section 10, chapter 110, Laws of 2008.
08-18-055		Prorate	Chapter 308-91 WAC, Reciprocity and proration.
08-18-066		Driver responsibility	WAC 308-104-160 Nonmoving violation defined.
08-18-068		Driver examining	WAC 308-104-018.
08-19-040	09-09-111	Funeral	Chapter 308-48 WAC, clarify licensing examination process.
08-02-041	08-20-131	Public disclosure	Chapter 308-10 WAC.
08-23-028		Title and registration	WAC 308-93-060 Vessel registration period.
08-24-064	09-12-024	Title and registration	WAC 308-56A-420 Delivery of vehicle on dealer temporary permit.
08-24-065		Title and registration	Chapter 308-57 WAC, Motor vehicle excise tax. Implement HB 1858 – transportation benefit district.
09-03-037		Landscape architect	Chapter 308-13 WAC.
09-07-057		Title and registration	WAC 308-56A-460, 308-63-090.
09-07-071	09-10-086	Driver examination	Vision test and medical screening for issuance of driver licenses.
09-07-060	09-12-049	Engineering	Chapter 196-09 WAC, to differentiate the types of board meetings from regular meetings to special meetings.
09-08-075		Engineering	Chapter 196-20 WAC, part of an effort to better organize existing and future rules under the existing chapter that pertain to engineers-in-training.
09-08-077		Land surveyor	Chapter 196-21 WAC, part of an effort to better organize existing and future rules under the existing chapter that pertain to land surveyors-in-training.
09-08-005	09-12-050	Engineering	Chapter 196-25 WAC, to better define the language regarding direct supervision.
09-08-073	09-12-055	Engineering	Chapter 196-29 WAC, to add a new section regarding federal employee exemption.
09-11-114		Title and registration	WAC 308-96A-300 Changing assigned registration year.
09-11-115		Title and registration	WAC 308-56A-455 Assembled and home made vehicles; 308-56A-160 Model year, how determined.
	09-12-084	Cemetery	WAC 98-70-010 Fees.
	09-12-085	Funeral director embalmer	WAC 308-48-800 Fees.
	09-12-086	Landscape architect	WAC 308-13-150 Fees.
09-09-089	09-13-016	Real estate	WAC 308-124A-030 Successful applicants must apply for license.

CR-101	CR-102	PROGRAM	SUBJECT
09-12-066		Driver training schools	Update driver training school rules to account for recent legislation and make administrative enhancements.
09-12-014		Appraiser	Fees.

Walt Fahrer
Rules Coordinator

WSR 09-15-042
OFFICE OF THE GOVERNOR

[Filed July 9, 2009, 8:59 a.m.]

I hereby direct that Washington state and United States flags at all state agency facilities be lowered to half-staff on **Thursday, July 9, 2009**, in memory of U.S. Army Private Aaron Fairbairn, 21, of Aberdeen, who died on July 4, in Afghanistan, from injuries sustained from a truck bombing.

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 Thursday, or first thing Friday 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 09-15-043
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
NATURAL RESOURCES
(Board of Natural Resources)

[Filed July 9, 2009, 8:59 a.m.]

No board of natural resources retreat to be held, August 2009.

WSR 09-15-044
NOTICE OF PUBLIC MEETINGS
BELLINGHAM TECHNICAL COLLEGE

[Filed July 9, 2009, 9:11 a.m.]

The Bellingham Technical College board of trustees will hold a **special meeting** on Wednesday, July 15, 2009, 9:00 a.m. – 4:00 p.m., at 315 Westerly Road, Bellingham, WA. During open session, an update of the college's strategic goals and priority initiative will be discussed; the special meeting will recess into executive session to review the performance of a public employee. Action may be taken in open session as a result of discussions (RCW 42.30.110 (1)(g)). Call 752-8334 for information.

WSR 09-15-045

NOTICE OF PUBLIC MEETINGS
SKAGIT VALLEY COLLEGE

[Filed July 9, 2009, 11:29 a.m.]

The board of trustees for Community College District 4, Skagit Valley College, has cancelled the meeting scheduled for July 14, 2009.

Should you have questions, please contact Lisa Radeleff at (360) 416-7995, lisa.radeleff@skagit.edu.

WSR 09-15-046
RULES OF COURT
STATE SUPREME COURT

[July 8, 2009]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENT TO ELC 2.7-) NO. 25700-A-920
CONFLICTS REVIEW OFFICER)

The Washington State Bar Association having recommended the adoption of the proposed amendment to ELC 2.7-Conflicts Review Officer, and the Court having approved the proposed amendment for publication;

Now, therefore, it is hereby

ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed amendments as attached hereto are to be published for comment in the Washington Reports, Washington Register, Washington State Bar Association and Administrative Office of the Court's websites expeditiously.

(b) The purpose statement as required by GR 9(e) is published solely for the information of the Bench, Bar and other interested parties.

(c) Comments are to be submitted to the Clerk of the Supreme Court by either U.S. Mail or Internet E-Mail by no later than 60 days from the published date. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 98504-0929, or Camilla.Faulk@courts.wa.gov. Comments submitted by e-mail message must be limited to 1500 words.

DATED at Olympia, Washington this 8th day of July, 2009.

For the Court
Gerry L. Alexander

CHIEF JUSTICE

GR 9 COVER SHEET

Suggested Amendment
RULES FOR ENFORCEMENT OF LAWYER CONDUCT (ELC)
ELC 2.7 - Conflicts Review Officer

(Modifying Conflicts Review Officer position to a panel of three and clarifying duties and procedures)

Submitted by the Board of Governors of the Washington State Bar Association

Purpose: The Conflicts Review Officer position was created in October 2002 with the adoption of Rule for Enforcement of Lawyer Conduct (ELC) 2.7. Pursuant to the Rule, the Conflicts Review Officer reviews grievances filed against disciplinary counsel, hearing officers, other lawyers employed by the Association, and members of the Disciplinary Board, the Board of Governors, and the Supreme Court. The CRO is not a WSBA employee and operates at "arm's length" of the WSBA and the Office of Disciplinary Counsel. CROs are appointed by the Supreme Court on recommendation of the Board of Governors.

When reviewing a grievance, the CRO essentially performs the intake screening function that would otherwise be performed by the Office of Disciplinary Counsel. The CRO reviews the grievance and the response of the lawyer and determines whether the grievance should be dismissed, deferred, or referred to special disciplinary counsel for investigation. CROs perform intake screening only, not investigation, and are expected to comply with the 60-day aspirational timeline applicable to grievance intake. CRO files are unique. Unlike "regular" grievances, which can be dismissed at the intake level without requiring a response from the Respondent lawyer, the CRO is required, under ELC 2.7(a), to obtain a response before performing the intake review on a grievance. This includes grievances which are a direct result of a lawyer's work within the discipline system (e.g., grievances filed against a disciplinary counsel or review committee members because they dismissed a grievance).

The Rule currently provides for one Conflicts Review Officer, and allows for appointment of CROs pro tem as needed for a specific case; however, this has resulted in the appointment of an inordinate number of CROs pro tem, which in turn has interfered with the ability to process such grievances in a timely fashion. The proposed amendments to the ELC would establish a panel of three Conflicts Review Officers while preserving the ability to appoint a CRO pro tem where all three CROs were unable to serve on a particular matter. The proposed amendments set forth with greater specificity what grievances are to be assigned to CROs, and would allow a CRO to dismiss a baseless or frivolous grievance without requiring the attorney to file a response.

SUGGESTED AMENDMENT
RULE FOR ENFORCEMENT OF LAWYER CONDUCT (ELC)
Rule 2.7 - Conflicts Review Officer

(a) Function. ~~The Conflicts Review Officer~~ reviews grievances filed against disciplinary counsel, ~~hearing officers~~ and other lawyers employed by the Association, ~~hearing officers, conflicts review officers and conflicts review offic-~~

~~ers pro tempore~~, and members of the Disciplinary Board, the Board of Governors, and the Supreme Court. Conflicts Review Officers also review grievances filed against persons who have been assigned cases as adjunct investigative counsel or special disciplinary counsel, or appointed in disability matters pursuant to ELC 8.2 (c)(2), at the time the grievance is filed.

(1) Limitation of Authority. A Conflicts Review Officer's duties are limited to performing the initial review of grievances covered by this Rule. ~~After obtaining the respondent lawyer's response to the grievance, the A Conflicts Review Officer may obtain the respondent lawyer's response to the grievance, if he/she feels it necessary to do so, in his/her sole discretion.~~ A Conflicts Review Officer may dismiss the grievance, defer the investigation, or assign the grievance to special disciplinary counsel for ~~furth~~er investigation.

(2) Independence. ~~The~~ Conflicts Review Officer acts independently of disciplinary counsel and the Association.

(b) Appointment and Qualifications.

(1) The Supreme Court, on the recommendation of the Board of Governors, ~~appoints an active member~~ shall appoint three active members of the Association to a three-year renewable term as Conflicts Review Officers. Each Conflicts Review Officer is appointed for a three-year term on a staggered basis, and may be recommended for reappointment at the discretion of the Board of Governors. Applications shall be solicited from those eligible to serve, and submitted to the Board of Governors, in such manner as the Association deems most appropriate under the policies and procedures then in effect for recruitment and appointment of volunteers in the discipline system.

(2) When no Conflicts Review Officer is available to handle a matter due to conflict of interest or other good cause, the Supreme Court, on the recommendation of the Board of Governors, shall appoint a Conflicts Review Officer pro tempore for the matter.

(3) To be eligible for appointment as Conflicts Review Officer or Conflicts Review Officer pro tempore, a lawyer must have prior experience either as a Disciplinary Board member, ~~or as~~ disciplinary counsel, or special disciplinary counsel. ~~The Conflicts Review Officers and Conflicts Review Officers pro tempore~~ may have no other active role in the discipline system during the term of appointment. ~~When the Conflicts Review Officer is not available to handle a matter due to conflict of interest or other good cause, on the recommendation of the Board of Governors, the Supreme Court will appoint a Conflicts Review Officer pro tempore for the matter.~~

(4) The Association shall assign matters to the Conflicts Review Officers in such a manner as to balance their case-loads insofar as it is practicable to do so.

(c) Access to Disciplinary Information. ~~The~~ Conflicts Review Officers and Conflicts Review Officers pro tempore ~~have has~~ access to any otherwise confidential disciplinary information necessary to perform the duties required by these rules. Conflicts Review Officers and Conflicts Review Officers pro tempore shall return original files to the Association promptly upon completion of the duties required by these rules and shall not retain copies.

(d) Compensation and Expenses. The Association reimburses a Conflicts Review Officers and Conflicts Review Officers pro tempore for all necessary and reasonable expenses, and compensates a Conflicts Review Officer may provide compensation at a level established by the Board of Governors.

WSR 09-15-047
RULES OF COURT
STATE SUPREME COURT
[July 8, 2009]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENTS TO BJAR 2-) NO. 25700-A-921
COMPOSITION)

The Board for Judicial Administration having recommended the adoption of the proposed amendment to BJAR 2-Composition, and the Court having considered the amendment and comments submitted thereto, and having determined that the proposed amendment will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby ORDERED:

- (a) That the amendment as attached hereto is adopted.
(b) That the amendment will be published in the Washington Reports and will become effective June 30, 2010.

DATED at Olympia, Washington this 8th day of July, 2009.

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

BOARD FOR JUDICIAL ADMINISTRATION RULES - BJAR 2 - COMPOSITION

(a) Membership. The Board for Judicial Administration shall consist of judges from all levels of court selected for their demonstrated interest in and commitment to judicial administration and court improvement. The Board shall consist of five members from the appellate courts (two from the Supreme Court, one of whom shall be the Chief Justice, and one from each division of the Court of Appeals), five members from the superior courts, one of whom shall be the President of the Superior Court Judges' Association, five members of the courts of limited jurisdiction, one of whom shall be the President of the District and Municipal Court Judges' Association, two members of the Washington State Bar Association (non-voting) and the Administrator for the Courts (non-voting).

(b) Selection. Members shall be selected based upon a process established by their respective associations or court level which considers demonstrated commitment to improving the courts, racial and gender diversity as well as geographic and caseload differences.

(c) Terms of Office.

(1) Of the members first appointed, one justice of the Supreme Court shall be appointed for a two-year term; one judge from each of the other levels of court for a four-year term; one judge from each of the other levels of court and one Washington State Bar Association member for a three-year term; one judge from the other levels of court and one Washington State Bar Association member for a two-year term; and one judge from each level of trial court for a one-year term. Provided that the terms of the District and Municipal Court Judges' Association members whose terms begin on July 1, 2010 and July 1, 2011 shall be for two years and the terms of the Superior Court Judges' Association members whose terms begin on July 1, 2012 and July 1, 2013 shall be for two years each. Thereafter, voting members shall serve four-year terms and the Washington State Bar Association members for three-year terms commencing annually on June 1. The Chief Justice, the President Judges and the Administrator for the Courts shall serve during tenure.

(2) Members serving on the BJA shall be granted equivalent pro tempore time.

[Amended effective October 29, 1993; February 16, 1995; January 25, 2000.]

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 09-15-048
RULES OF COURT
STATE SUPREME COURT
[July 8, 2009]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENT TO CrRLJ) NO. 25700-A-922
4.2(G)-STATEMENT OF DEFENDANT)
ON PLEA OF GUILTY; CrRLJ 4.2(G)-)
"DUI" ATTACHMENT; CrRLJ 4.2(I)-)
PETITION FOR DEFERRED PROSECU-)
TION; CrRLJ 4.2(I)-PETITION FOR)
DEFERRED PROSECUTION OF CRIMI-)
NAL MISTREATMENT CHARGE)

The Pattern Forms Committee having recommended the adoption of the proposed amendment to CrRLJ 4.2(g)-Statement of Defendant on Plea of Guilty; CrRLJ 4.2(g)-"DUI" Attachment; CrRLJ 4.2(i)-Petition for Deferred Prosecution; CrRLJ 4.2(i)-Petition for Deferred Prosecution of Criminal Mistreatment Charge, and the Court having determined that the proposed amendments will aid in the prompt and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby ORDERED:

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

(b) That pursuant to the emergency provisions of GR 9 (j)(1), the amendments will be published expeditiously and become effective upon publication.

DATED at Olympia, Washington this 8th day of July, 2009.

	Alexander, C. J.
<hr/>	
C. Johnson, J.	Owens, J.
<hr/>	
Madsen, J.	Fairhurst, J.
<hr/>	
Sanders, J.	J. M. Johnson, J.
<hr/>	
Chambers, J.	Stephens, J.
<hr/>	

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 09-16 issue of the Register.

WSR 09-15-049
RULES OF COURT
STATE SUPREME COURT
[July 8, 2009]

IN THE MATTER OF THE ADOPTION)	ORDER
OF THE AMENDMENT TO ELC 15.6-)	NO. 25700-A-923
REGULATIONS-REGULATION 106-)	
CONTENTS OF LAWYER TRUST)	
ACCOUNT INFORMATION FORM)	

The Washington State Bar Association having recommended the adoption of the proposed amendment to ELC 15.6-Regulations-Regulation 106-Contents of Lawyer Trust Account Information Form, and the Court having determined that the proposed amendment will aid in the prompt and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby

ORDERED:

(a) That the amendment as attached hereto is adopted.

(b) That pursuant to the emergency provisions of GR 9 (j)(1), the amendment will be published expeditiously and become effective publication.

DATED at Olympia, Washington this 8th day of July, 2009.

	Gerry L. Alexander, C. J.
<hr/>	
C. Johnson, J.	Owens, J.
<hr/>	
Madsen, J.	Fairhurst, J.
<hr/>	
Sanders, J.	J. M. Johnson, J.
<hr/>	
Chambers, J.	Stephens, J.
<hr/>	

SUGGESTED AMENDMENT
RULES FOR ENFORCEMENT OF LAWYER CONDUCT (ELC)
ELC 15.6: REGULATION 106

REGULATION 106. CONTENTS OF ATTORNEY DECLARATION
LAWYER TRUST ACCOUNT INFORMATION FORM

Annually, each active member must provide a trust account information form prescribed by the Association by the date specified by the Association. In December of each year, the Association shall mail to each active member, a written questionnaire. The completed questionnaire shall be delivered by the member to the Association on or before January 31 of the following year. The questionnaire shall be comprised of two parts. Parts One and Two shall be completed and signed by each active member, provided that Part Two, in lieu of completion and signing by each individual active member practicing in a firm, may be completed and signed by an authorized member of the firm on behalf of all attorneys practicing in the firm. Part One and Part Two shall each be separately signed and verified by the signer under penalty or perjury and shall be certified by the member, in such a manner as the Association prescribes, stating that the information is true and correct. The Association may require disclosure of the following information:

Part One

(i) Name, current address and bar telephone number of the active member.

(ii) ~~Whether the active member is in active private practice.~~

~~(iii) If the answer to (ii) is no, whether the member is nonetheless engaged in any practice of the law which involves or might involve the handling of client's funds or property.~~

~~(iv) Whether the member (or firm) maintains either an IOLTA account or other client trust account(s) identifiable bank account(s) within the state for the deposit of client funds received in connection with representations undertaken using the member's Washington license, of clients and a record-keeping system to record funds, securities and other properties of clients coming into the member's (or firm's) possession. (to be answered by all members unless the answers to both (ii) and (iii) are "no").~~

Part Two

~~(a) (iii) The name of the bank(s) financial institution(s) and branch(es) where client funds are held, and the account numbers for each account, the separate identifiable bank accounts are maintained as the depository (or depositories) for client funds.~~

~~(b) Whether the accounts identified in (a) are maintained in the manner specified in RPC 1.14, and whether all clients' funds to the extent required by PRC 1.14 are kept therein.~~

~~(c) Whether all funds, securities, and other properties of clients coming into the member's (or firm's) possession are held in the manner specified in RPC 1.14 and whether records in respect thereto are maintained in the manner specified in RPC 1.14.~~

~~Part Two may also require disclosure of the account numbers for each separate identifiable bank account maintained as a depository for client funds.~~

Reviser's note: The typographical error in the above material occurred in the copy filed by the State Supreme Court and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 09-15-050
RULES OF COURT
STATE SUPREME COURT

[July 8, 2009]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENT TO RAP 13.4-) NO. 25700-A-924
DISCRETIONARY REVIEW OF DECI-)
SION TERMINATING REVIEW)

The Supreme Court Clerk having recommended the adoption of the proposed amendment to RAP 13.4-Discretionary Review of Decision Terminating Review, and the Court having considered the amendment and comments submitted thereto, and having determined that the proposed amendment will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the amendment as attached hereto is adopted.

(b) That the amendments will be published in the Washington Reports and will become effective September 1, 2009.

DATED at Olympia, Washington this 8th day of July, 2009.

Gerry L. Alexander, C. J.

C. Johnson, J. Owens, J.
Madsen, J. Fairhurst, J.
Sanders, J. J. M. Johnson, J.
Chambers, J. Stephens, J.

RAP 13.4

RULE 13.4 DISCRETIONARY REVIEW OF DECISION TERMINATING REVIEW

(a) (a) How to Seek Review. A party seeking discretionary review by the Supreme Court of a Court of Appeals decision terminating review must serve on all other parties and file a petition for review or an answer to the petition that raises new issues. A petition for review should be filed in the Court of Appeals. If no motion to publish or motion to reconsider all or part of the Court of Appeals decision is timely made, a petition for review must be filed within 30 days after the decision is filed. If such a motion is made, the petition for review must be filed within 30 days after an order is filed denying a timely motion for reconsideration or determining a timely motion to publish. If the petition for review is filed prior to the Court of Appeals determination on the motion to reconsider or on a motion to publish, the petition will not be forwarded to the Supreme Court until the Court of Appeals

files an order on all such motions. The first party to file a petition for review must, at the time the petition is filed, pay the statutory filing fee to the clerk of the Court of Appeals in which the petition is filed. Failure to serve a party with the petition for review or file proof of service does not prejudice the rights of the party seeking review, but may subject the party to a motion by the Clerk of the Supreme Court to dismiss the petition for review if not cured in a timely manner. A party prejudiced by the failure to serve the petition for review or to file proof of service may move in the Supreme Court for appropriate relief.

(b) Considerations Governing Acceptance of Review.

A petition for review will be accepted by the Supreme Court only: (1) If the decision of the Court of Appeals is in conflict with a decision of the Supreme Court; or (2) If the decision of the Court of Appeals is in conflict with another decision of the Court of Appeals; or (3) If a significant question of law under the Constitution of the State of Washington or of the United States is involved; or (4) If the petition involves an issue of substantial public interest that should be determined by the Supreme Court.

(c) Content and Style of Petition.

The petition for review should contain under appropriate headings and in the order here indicated: (1) Cover. A title page, which is the cover. (2) Tables. A table of contents, with page references, and a table of cases (alphabetically arranged), statutes and other authorities cited, with reference to the pages of the brief where cited. (3) Identity of Petitioner. A statement of the name and designation of the person filing the petition. (4) Citation to Court of Appeals Decision. A reference to the Court of Appeals decision which petitioner wants reviewed, the date of filing the decision, and the date of any order granting or denying a motion for reconsideration. (5) Issues Presented for Review. A concise statement of the issues presented for review. (6) Statement of the Case. A statement of the facts and procedures relevant to the issues presented for review, with appropriate references to the record. (7) Argument. A direct and concise statement of the reason why review should be accepted under one or more of the tests established in section (b), with argument. (8) Conclusion. A short conclusion stating the precise relief sought. (9) Appendix. An appendix containing a copy of the Court of Appeals decision, any order granting or denying a motion for reconsideration of the decision, and copies of statutes and constitutional provisions relevant to the issues presented for review.

(d) Answer and Reply.

A party may file an answer to a petition for review. A party filing an answer to a petition for review must serve the answer on all other parties. If the party wants to seek review of any issue that is not raised in the petition for review, including any issues that were raised by not decided in the Court of Appeals, the party must raise those new issues in an answer. Any answer should be filed within 30 days after the service on the party of the petition. A party may file a reply to an answer only if the answering party seeks review of issues not raised in the petition for review. A reply to an answer should be limited to addressing only the new issues raised in the answer. A party filing any reply to an answer must serve the reply to the answer on all other parties. A reply to an answer should be filed within 15 days after the service on the party of the answer. An answer or reply should

be filed in the Supreme Court. The Supreme Court may call for an answer or a reply to an answer.

(e) **Form of Petition, Answer, and Reply.** The petition, answer, and reply should comply with the requirements as to form for a brief as provided in rules 10.3 and 10.4, except as otherwise provided in this rule.

(f) **Length.** The petition for review, answer, or reply should not exceed 20 pages double spaced, excluding appendices.

(g) ~~**Service and Reproduction of Petition, Answer, and Reply.**~~ The clerk will arrange for the reproduction of copies of a petition for review, an answer, or a reply, and bill the appropriate party for the copies as provided in rule 10.5. ~~The clerk will serve the petition, answer, or reply if the party has not done so.~~

(h) **Amicus Curiae Memoranda.** The Supreme Court may grant permission to file an amicus curiae memorandum in support of or opposition to a pending petition for review. Absent a showing of particular justification, an amicus curiae memorandum should be received by the court and counsel of record for the parties and other amicus curiae not later than 60 days from the date the petition for review is filed. Rules 10.4 and 10.6 should govern generally disposition of a motion to file an amicus curiae memorandum. An amicus curiae memorandum or answer thereto should not exceed 10 pages.

(i) **No Oral Argument.** The Supreme Court will decide the petition without oral argument.

Reviser's note: The typographical errors in the above material occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 09-15-051
RULES OF COURT
STATE SUPREME COURT
[July 8, 2009]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENT TO GR 18-JURY) NO. 25700-A-925
SOURCE LIST)

The Court Management Council having recommended the adoption of the proposed amendment to GR 18-Jury Source List, and the Court having considered the amendment and comments submitted thereto, and having determined that the proposed amendment will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the amendment as attached hereto is adopted.

(b) That the amendments will be published in the Washington Reports and will become effective September 1, 2009.

DATED at Olympia, Washington this 8th day of July, 2009.

Gerry L. Alexander, C. J.

C. Johnson, J.

Owens, J.

Madsen, J. Fairhurst, J.
Sanders, J. J. M. Johnson, J.
Chambers, J. Stephens, J.

Washington Court Rules

GR 18 Appendix
Concerning Jury Source List

- [a] Unchanged
- [b] Unchanged
- [c] Unchanged
- [d] Unchanged

APPENDIX (only the second paragraph is amended)

Records of persons from the list of licensed drivers and identicard holders shall not be used in creating a jury source list if their license or identicard has been expired longer than 2 years 90 days. Records of persons from the registered voter list shall not be used in creating a jury source list if they are in an inactive status.

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The typographical errors in the above material occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 09-15-052
RULES OF COURT
STATE SUPREME COURT
[July 8, 2009]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENT TO GR 22-) NO. 25700-A-926
ACCESS TO FAMILY AND GUARDIAN-)
SHIP COURT RECORDS)

The JIS Committee having recommended the adoption of the proposed amendment to GR 22-Access to Family and Guardianship Court Records, and the Court having determined that the proposed amendment will aid in the prompt and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby

ORDERED:

(a) That the amendment as attached hereto is adopted.

(b) That pursuant to the emergency provisions of GR 9 (j)(1), the amendment will be published expeditiously and become effective upon publication.

DATED at Olympia, Washington this 8th day of July, 2009.

Gerry L. Alexander, C. J.

C. Johnson, J.

Owens, J.

Madsen, J.	Fairhurst, J.
Sanders, J.	J. M. Johnson, J.
Chambers, J.	Stephens, J.

GR 22 (suggested amendments)
ACCESS TO FAMILY LAW AND GUARDIANSHIP COURT RECORDS

(a) Purpose and Scope of this Rule. This rule governs access to family law and guardianship court records, whether the records are maintained in paper or electronic form. The policy of the courts is to facilitate public access to court records, provided that such access will not present an unreasonable invasion of personal privacy, will not permit access to records or information defined by law or court rule as confidential, sealed, exempted from disclosure, or otherwise restricted from public access, and will not be unduly burdensome to the ongoing business of the courts.

(b) Definition and Construction of Terms.

- (1) "Court record" is defined in GR 31 (c)(4).
- (2) "Family law case or guardianship case" means any case filed under Chapters 11.88, 11.92, 26.09, 26.10, 26.12, 26.18, 26.21, 26.23, 26.26, 26.27, 26.50, 26.52, 73.36 and 74.34 RCW.
- (3) "Personal Health Care Record" means any record or correspondence that contains health information that: (1) relates to the past, present, or future physical or mental health condition of an individual including past, present, or future payments for health care; or (2) involves genetic parentage testing.
- (4) "Personal Privacy" is unreasonably invaded only if disclosure of information about the person or the family (a) would be highly offensive to a reasonable person and (b) is not of legitimate concern to the public.
- (5) "Public access" means unrestricted access to view or copy a requested court record.
- (6) "Restricted personal identifiers" means a party's social security number, a party's driver's license number, a party's telephone number, financial account numbers, social security number of a minor child and date of birth of a minor child.

COMMENT

A party is not required to provide a residence address. Petitioners or counsel to a family law case will provide a service or contact address in accordance with CR 4.1 that will be publicly available and all parties and counsel should provide a contact address if otherwise required. Pattern forms shall be modified, as necessary, to reflect the intent of this rule.

(7) "Retirement plan order" means a supplemental order entered for the sole purpose of implementing a property division that is already set forth in a separate order or decree in a family law case. A retirement plan order may not grant substantive relief other than what is set forth in a separate order. Examples of retirement plan orders are orders that implement a division of retirement, pension, insurance, military, or sim-

ilar benefits as already defined in a decree of dissolution of marriage.

(8) "Sealed financial source documents" means income tax returns, W-2s and schedules, wage stubs, credit card statements, financial institution statements, checks or the equivalent, check registers, loan application documents, retirement plan orders, as well as other financial information sealed by court order.

(c) Access to Family Law or Guardianship Court Records.

(1) General Policy. Except as provided in RCW 26.26.610(2) and subsections (c)(2) and (c)(3) below, all court records shall be open to the public for inspection and copying upon request. The Clerk of the court may assess fees, as may be authorized by law, for the production of such records.

(2) Restricted Access. The Confidential Information Form, Sealed Financial Source Documents, Domestic Violence Information Form, Notice of Intent to Relocate required by R.C.W. 26.09.440, Sealed Personal Health Care Record, Retirement Plan Order, Confidential Reports as defined in (e)(2)(B), copies of any unredacted Judicial Information System (JIS) database information considered by the court for parenting plan approval as set forth in (f) of this rule, and any Personal Information Sheet necessary for ~~Judicial Information System JIS~~ purposes shall only be accessible as provided in sections (g) and (h) herein.

(3) Excluded Records. This section (c) does not apply to court records that are sealed as provided in GR 15, or to which access is otherwise restricted by law.

(d) Restricted Personal Identifiers Not Required - Except. Parties to a family law case or the protected person in a guardianship case shall not be required to provide restricted personal identifiers in any document filed with the court or required to be provided upon filing a family law or guardianship case, except:

- (1) "Sealed financial source documents" filed in accordance with (f)(1).
- (2) The following forms: Confidential Information Form, Domestic Violence Information Form, Notice of Intent to Relocate required by R.C.W. 26.09.440, Vital Statistics Form, Law Enforcement Information Form, Foreign Protection Order Information Form, and any Personal Information Sheet necessary for ~~Judicial Information System JIS~~ purposes.

(3) Court requested documents that contain restricted personal identifiers, which may be submitted by a party as financial source documents under the provisions of section (f) of this rule.

COMMENT

Court records not meeting the definition of "Sealed Financial Source Documents", "Personal Health Care Records", Retirement Plan Orders, Confidential Reports or court records that otherwise meet the definition but have not been submitted in accordance with (f)(1) are not automatically sealed. Section (3) provides authority for the court to seal court records containing restricted personal identifiers upon motion of a party, or on the court's own motion during a hearing or trial.

(e) Filing of Reports in Family Law and Guardianship cases - Cover Sheet.

(1) This section applies to documents that are intended as reports to the court in Family law and Guardianship cases including, but not limited to, the following:

- (A) Parenting evaluations;
- (B) Domestic Violence Assessment Reports created by Family Court Services or a qualified expert appointed by the court;
- (C) Risk Assessment Reports created by Family Court Services or a qualified expert;
- (D) CPS Summary Reports created by Family Court Services or supplied directly by Children's Protective Services;
- (E) Sexual abuse evaluations; and
- (F) Reports of a guardian ad litem or Court Appointed Special Advocate.

(2) Reports shall be filed as two separate documents, one public and one sealed.

(A) Public Document. The public portion of any report shall include a simple listing of:

- (i) Materials or information reviewed;
- (ii) Individuals contacted;
- (iii) Tests conducted or reviewed; and
- (iv) Conclusions and recommendations.

(B) Sealed Document. The sealed portion of the report shall be filed with a coversheet designated: "Sealed Confidential Report." The material filed with this coversheet shall include:

- (i) Detailed descriptions of material or information gathered or reviewed;
- (ii) Detailed descriptions of all statements reviewed or taken;
- (iii) Detailed descriptions of tests conducted or reviewed; and
- (iv) Any analysis to support the conclusions and recommendations.

(3) The sealed portion may not be placed in the court file or used as an attachment or exhibit to any other document except under seal.

(f) Information Obtained from JIS Databases with Regard to Approval of a Parenting Plan as Required by Chapter 26.09 RCW.

~~When a judicial officer determines that information contained proposes to consider information from within a judicial information service (JIS) database, is relevant to the placement of a child in a parenting plan, the judicial officer shall either orally disclose on the record or disclose the relevant information in written form to each party present at the hearing, and, on timely request, provide any party an opportunity to be heard regarding that information. Disclosure of JIS database information irrelevant to child placement is not required. The judicial officer has discretion not to disclose information that he or she does not propose to consider. The judicial officer may restrict secondary dissemination of written unredacted JIS database information not available to the public.~~

(fg) Sealing Financial Source Documents, Personal Health Care Records, and Sealed Confidential Reports in Family Law and Guardianship cases - Cover Sheet.

(1) Financial source documents, personal health care records, ~~and~~ confidential reports as defined in (e)(2)(B) of this rule, ~~and copies of unredacted judicial information system JIS database records considered by the court for parenting plan approval as set forth in (f) of this rule,~~ shall be submitted to the clerk under a cover sheet designated "SEALED FINANCIAL SOURCE DOCUMENTS", "SEALED PERSONAL HEALTH CARE RECORDS", ~~or~~ "SEALED CONFIDENTIAL REPORT" ~~or~~ "JUDICIAL INFORMATION SYSTEM DATABASE RECORDS" for filing in the court record of family law or guardianship cases.

(2) All financial source documents, personal health care records, ~~or~~ confidential reports, ~~or~~ JIS database records so submitted shall be automatically sealed by the clerk. The cover sheet or a copy thereof shall remain part of the public court file.

(3) The court may order that any financial source documents containing restricted personal identifiers, personal health care records, ~~or~~ any report containing information described in (e)(2)(B), ~~or~~ copies of unredacted judicial information system JIS database records considered by the court for parenting plan approval as described in (f) be sealed if they have not previously automatically been sealed pursuant to this rule.

(4) These coversheets may not be used for any documents except as provided in this rule. Sanctions may be imposed upon any party or attorney who violates this rule.

COMMENT

See comment to (d)(3) above.

(gh) Access by Courts, Agencies, and Parties to Restricted Documents.

(1) Unless otherwise provided by statute or court order, the following persons shall have access to all records in family law or guardianship cases:

(A) Judges, commissioners, other court personnel, the Commission on Judicial Conduct, and the Certified Professional Guardian Board may access and use restricted court records only for the purpose of conducting official business of the court, Commission, or Board.

(B) Any state administrative agency of any state that administers programs under Title IV-A, IV-D, IV-E, or XIX of the federal Social Security Act.

(2) Except as otherwise provided by statute or court order, the following persons shall have access to all documents filed in a family law or guardianship case, except the Personal Information Sheet, Vital Statistics Form, Confidential Information Form, Domestic Violence Information Form, Law Enforcement Information Form, and Foreign Protection Order Form.

(A) Parties of record as to their case.

(B) Attorneys as to cases where they are attorneys of record.

(C) Court appointed Title 11 guardians ad litem as to cases where they are actively involved.

(hi) Access to Court Records Restricted Under This Rule.

(1) The parties may stipulate in writing to allow public access to any court records otherwise restricted under section (c)(2) above.

(2) Any person may file a motion, supported by an affidavit showing good cause, for access to any court record oth-

erwise restricted under section (c)(2) above, or to be granted access to such court records with specified information deleted. Written notice of the motion shall be provided to all parties in the manner required by the Superior Court Civil Rules. If the person seeking access cannot locate a party to provide the notice required by this rule, after making a good faith reasonable effort to provide such notice as required by the Superior Court Rules, an affidavit may be filed with the court setting forth the efforts to locate the party and requesting waiver of the notice provision of this rule. The court may waive the notice requirement of this rule if the court finds that further good faith efforts to locate the party are not likely to be successful, or if the motion requests access to redacted JIS database records. (3)

(A) The court shall allow access to court records restricted under this rule, or relevant portions of court records restricted under this rule, if the court finds that the public interests in granting access or the personal interest of the person seeking access outweigh the privacy and safety interests of the parties or dependent children.

(B) Upon receipt of a motion requesting access, the court may provide access to JIS database records described in (f) after the court has reviewed the JIS database records and redacted pursuant to GR 15(c), any data which is confidential or restricted by statute or court rule..

(C) If the court grants access to restricted court records, the court may enter such orders necessary to balance the personal privacy and safety interests of the parties or dependent children with the public interest or the personal interest of the party seeking access, consistent with this rule.

Reviser's note: The typographical errors in the above material occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 09-15-053
RULES OF COURT
STATE SUPREME COURT
[July 8, 2009]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENTS TO APR 8-SPE-) NO. 25700-A-927
CIAL ADMISSIONS, MAR 4.2-DISCOV-)
ERY AND CRLJ 45-SUBPOENA)

The Washington State Bar Association having recommended the adoption of the proposed amendments to APR 8-Special Admissions, MAR 4.2-Discovery and CRLJ 45-Subpoena, and the Court having considered the amendments and comments submitted thereto, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby
ORDERED:

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

(b) That the amendments will be published in the Washington Reports and will become effective September 1, 2009.

DATED at Olympia, Washington this 8th day of July, 2009.

Gerry L. Alexander, C. J.

C. Johnson, J.

Owens, J.

Madsen, J.

Fairhurst, J.

Alexander, C. J.

J. M. Johnson, J.

Chambers, J.

Stephens, J.

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 09-16 issue of the Register.

WSR 09-15-056
NOTICE OF PUBLIC MEETINGS
OLYMPIC COLLEGE
[Filed July 10, 2009, 9:19 a.m.]

Pursuant to RCW 42.30.075, Olympic College hereby gives notice that an additional regular meeting of the board of trustees of Olympic College, District Three, will be held on Wednesday, August 19, beginning at 8:00 a.m. at Kiana Lodge, 14976 Sandy Hook Road N.E., Poulsbo, WA 98370.

WSR 09-15-058
NOTICE OF PUBLIC MEETINGS
BATES TECHNICAL COLLEGE
[Filed July 10, 2009, 9:56 a.m.]

The board of trustees of Bates Technical College will hold a special meeting on July 10, 2009, 10:00 a.m. to approximately 12:00 p.m. in the Clyde Hupp Board Room at the Downtown Campus, 1101 South Yakima Avenue, Tacoma, WA.

If there are any questions, please feel free to contact David Borofsky at (253) 680-7100.

WSR 09-15-062
AGENDA
FOREST PRACTICES BOARD
[Filed July 10, 2009, 1:10 p.m.]

Rule Development Agenda
July - December 2009

The forest practices board's mandate is to adopt rules to protect the state's public resources while maintaining a viable forest products industry. The following rule proposals are under development or are anticipated during this time period.

1. Desired Future Condition. The board initiated rule making to amend chapter 222-30 WAC related to desired future condition performance targets in riparian management

zones. The board will consider rule adoption at the August 12, 2009, meeting.

2. Fixed Width Riparian. The board may consider rule making to amend rules that allow for fixed width, no cut buffer to simplify rules for management of riparian areas on forest land while protecting riparian function.

3. Northern Spotted Owl. The board approved an emergency rule in December 2008 that establishes a temporary process (from January 1, 2009, to December 31, 2009) in which a three-person spotted owl conservation advisory group may evaluate certain northern spotted owl sites to determine whether they need be maintained while the forest practices board completes its evaluation of rules affecting the northern spotted owl.

The board is concurrently conducting permanent rule making to enact this process. The board will consider initiating rule making at the August 12, 2009, meeting.

4. Trees and Houses. The board may consider rule making to amend rules that clarify the boundary between urban and forest lands.

5. Upland Wildlife. The board, with the department of fish and wildlife, continues to conduct a comprehensive review of the forest practices rules and science for upland wildlife protection and development of cooperative management planning processes. This review and planning process, along with new species listings, and the designation of critical habitat, may result in a rule proposal.

Contact Person: Patricia Anderson, FPB Rules Coordinator, Department of Natural Resources, Forest Practices Division, P.O. Box 47012, Olympia, WA 98504-7012, phone (360) 902-1413, fax (360) 902-1428, e-mail patricia.anderson@dnr.wa.gov.

WSR 09-15-064

NOTICE OF PUBLIC MEETINGS DEPARTMENT OF LICENSING (Real Estate Appraiser Commission)

[Filed July 10, 2009, 2:37 p.m.]

Effective January 1, 2009, the real estate appraiser commission meetings will meet on a regular basis per WAC 308-125-225. Regular meetings are scheduled in February, May, August and November on the third Friday.

Following is a change to the August 2009 regular meeting: **August 21, 2009**, Howard Johnson Summit Inn, 603 SR 906, Summit Room 1, Snoqualmie Pass, WA.

WSR 09-15-076

AGENDA WESTERN WASHINGTON UNIVERSITY

[Filed July 13, 2009, 11:56 a.m.]

Pursuant to RCW 34.05.314, the following is Western Washington University's semi-annual agenda for (WAC) rules development for the term of July 1 through December 31, 2009:

1. Chapter 516-12 WAC, Parking and traffic regulations. Rule-making amendments for Western's transportation WACs to provide better guidance for students, faculty, staff, and guests. CR-101 filed May 2006; CR-101 supplemental to be filed summer of 2009. Anticipate filing CR-102 fall 2009.

2. Chapter 516-14 WAC, Appeals from parking violations. Rule-making amendments for Western's transportation WACs. Proposal to repeal this chapter and incorporate the appeals procedures in chapter 516-12 WAC. CR-101 filed May 2006. Anticipate filing CR-102 fall 2009.

3. Chapter 516-52 WAC, Health and safety. Rule-making amendments to comply with a state initiative adopted in 2006 that prohibits smoking in public places and workplaces. Preproposal (CR-101) to be filed by fall 2009.

4. Chapter 516-23 WAC, Student rights and responsibilities code. Preproposal to be filed by fall 2009.

Additional rule-making activity not on the agenda may occur as conditions warrant. For more information concerning the semi-annual agenda, please contact Suzanne Baker, Rules Coordinator, Western Washington University, 516 High Street, Bellingham, WA 98225-9015, phone (360) 650-3117, e-mail Suzanne.Baker@wwu.edu.

Suzanne M. Baker
Rules Coordinator

WSR 09-15-081

NOTICE OF PUBLIC MEETINGS RECREATION AND CONSERVATION OFFICE

(Forum on Monitoring)

[Filed July 13, 2009, 2:39 p.m.]

The next public meeting of the forum on monitoring salmon and watershed health will be **Friday, September 11, 2009, from 9:00 a.m. to 4:00 p.m.** at the Cherberg Building in Senate Hearing Room 2 in 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.

WSR 09-15-086

NOTICE OF PUBLIC MEETINGS FORENSIC INVESTIGATIONS COUNCIL

[Filed July 14, 2009, 9:36 a.m.]

Pursuant to RCW 42.30.075, the forensic investigations council meeting scheduled for July 24, 2009, at the forensic laboratory services bureau in Seattle, Washington, is being cancelled.

If you have questions or need further information, David McEachran can be reached at (360) 676-6784.

WSR 09-15-087**NOTICE OF PUBLIC MEETINGS****OLYMPIC COLLEGE**

[Filed July 14, 2009, 9:36 a.m.]

Pursuant to RCW 42.30.075, Olympic College hereby gives notice that a special meeting of the board of trustees of Olympic College, District Three, will be held on Tuesday, July 21, beginning at 4:30 p.m. in the Bremer Student Center, Olympic College Campus, 1600 Chester Avenue, Bremerton, WA.

WSR 09-15-095**NOTICE OF PUBLIC MEETINGS****PUGET SOUND PARTNERSHIP**

(Puget Sound Partnership Science Panel)

[Filed July 14, 2009, 1:55 p.m.]

At its regular meeting on July 8-9, 2009, the Puget Sound partnership science panel CANCELLED its previously schedule[d] August 26, 2009, science panel work session.

WSR 09-15-096**AGENDA****DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed July 14, 2009, 2:43 p.m.]

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 09-17 issue of the Register.

WSR 09-15-102**OFFICE OF THE GOVERNOR**

[Filed July 15, 2009, 2:26 p.m.]

NOTICE OF APPEAL

RCW 34.05.330(3)

Pursuant to RCW 34.05.330(3), you are hereby notified for publication in the Washington State Register that:

On June 18, 2009, the Governor's Office received an appeal from Mr. John Worthington relating to the Department of Health Pharmacy Board's denial of a petition to repeal or amend WAC 246-887-100.

DATE: July 13, 2009

Martin C. Loesch
Senior Advisor and
General Counsel to the Governor

WSR 09-15-103**ATTORNEY GENERAL'S OFFICE**

[Filed July 15, 2009, 3:05 p.m.]

**NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
WASHINGTON ATTORNEY GENERAL**

The Washington attorney general issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the attorney general's office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the attorney general's office of your interest by August 12, 2009. This is not the due date by which comments must be received. However, if you do not notify the attorney general's office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the attorney general's office of your intention to comment by calling (360) 664-3027, or by writing to the Office of the Attorney General, Solicitor General Division, Attention James Pharris, Deputy Solicitor General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you may be provided with a copy of the opinion request in which you are interested; information about the attorney general's opinion process; information on how to submit your comments; and a due date by which your comments must be received to ensure that they are fully considered. If you are interested in receiving notice of new formal opinion requests via e-mail, you may visit the attorney general's web site at www.atg.wa.gov/AGOOpinions/default.aspx for more information on how to join our opinions ListServ. The attorney general's office seeks public input on the following opinion request(s):

Opinion Docket No. 07-10-09**Request by Niel Gorrell****Chair, Executive Ethics Committee**

1. What is the definition of a charitable or benevolent entity?

2. Does the term "a charitable or benevolent entity, including but not limited to a person or family in need, as determined by a majority vote of the approved group of employees" under RCW 9.46.0209 mean that the "person or family in need" must be a charitable or benevolent entity, or can it be any person or family the group of employees choose?

3. If RCW 9.46.0209 means that any group of agency employees may vote to hold a raffle for any person or family in need, can they also include the family, family member or friend of the state employee requesting the raffle?

4. How can the Ethics Board reconcile the intent of RCW 42.52.070 that prohibits the use of one's state position for special privileges for oneself, family member or other persons, with RCW 9.46.0209 if it is this statute's intent to allow executive branch employees to hold raffles to raise money for their own family and friends?

WSR 09-15-109
NOTICE OF PUBLIC MEETINGS
BELLINGHAM TECHNICAL COLLEGE
 [Filed July 16, 2009, 9:19 a.m.]

The regularly scheduled meeting of the board of trustees of Bellingham Technical College scheduled for August 20, 2009, has been **cancelled**. Call 752-8334 for information.

WSR 09-15-113
AGENDA
DEPARTMENT OF
FINANCIAL INSTITUTIONS
 [Filed July 16, 2009, 4:01 p.m.]

Semi-Annual Agenda for Rules Under Development
July 1 – December 31, 2009

DIVISION OF CONSUMER SERVICES

- Amendments to chapter 208-680A-G WAC (escrow agent registration) to clarify bonding requirements.

- Amendments to chapter 208-660 WAC (mortgage brokers and loan originators) to make the rule consistent with statutory amendments.
- Amendments to chapter 208-620 WAC (Consumer Loan Act) to make the rule consistent with statutory amendments.
- Amendments to chapter 208-630 WAC (check cashers and sellers) to make the rule consistent with statutory amendments.

DIVISION OF CREDIT UNIONS

- Adoption of a new rule, proposed WAC 208-476-010 - 208-476-500, relating to safe and sound management of real property owned by credit unions as the result of foreclosure - "other real estate owned" (OREO).

DIVISION OF SECURITIES

- Chapter 460-80 WAC, franchise registration rules.
- Chapter 460-33A WAC, regulations concerning securities involving mortgages, trust deeds or property sales contracts.

WSR 09-15-116
AGENDA
DEPARTMENT OF TRANSPORTATION
 [Filed July 17, 2009, 9:25 a.m.]

Following please find the department of transportation's July 1 through December 31, 2009, semi-annual rules development agenda for publication in the Washington state register pursuant to RCW 34.05.314.

There may be additional rule-making activity not on this agenda as conditions warrant.

Semi-Annual Rules Agenda
RCW 34.05.314
July - December 2009

WAC Chapter	Chapter Title	Sections	Purpose of Rule	Agency Contact	Approximate Filing Date
Chapter 468-70 WAC	Motorist information signs	050, 060	Updating language	Rick Mowlds	CR-102 by July 22, 2009
Chapter 468-300 WAC		010, 020, 040, 220	Bringing up-to-date	Tim McGuigan	CR-101 filed June 11, 2009
Chapter 468-400 WAC	Bicycle racing	010-040	Updating language	Cathy Cooper	December 2009

Cathy Downs
 Rules Coordinator

WSR 09-15-123
AGENDA
DEPARTMENT OF
GENERAL ADMINISTRATION

[Filed July 17, 2009, 2:10 p.m.]

Following is the department of general administration's semi-annual rules development agenda for the period of July 1 through December 31, 2009. This document is being sent to you in compliance with RCW 34.05.314.

The department may undertake additional rule-making activity as conditions warrant. If you have any questions, please call Jack Zeigler at (360) 902-0970 or e-mail jzeigle@ga.wa.gov.

Semi-Annual Rules Agenda
July 1 - December 31, 2009
P.O. Box 41000
Olympia, WA 98504-1000

WAC Number	Rule Title		Tentative Timeline		Subject of Rule Making
		CR-101	CR-102	CR-103	
Chapter 236-12 WAC	State capitol grounds traffic and parking regulations	July 2009	August 2009	November 2009	Amending and renumbering rules relative to use of the public areas of the campus.
Title 236 WAC	Use of the capitol campus	July 2009	August 2009	November 2009	New chapter - use of the public areas of the capitol campus.

WSR 09-15-125
NOTICE OF PUBLIC MEETINGS
COMMUNITY COLLEGES
OF SPOKANE

[Filed July 20, 2009, 9:28 a.m.]

Pursuant to RCW 42.30.075, please be advised the board of trustees for Washington State Community College District 17 has cancelled the meeting scheduled for August 18, 2009.

Should you have questions, please contact Christine Pearl, executive assistant to the chancellor and liaison to the board of trustees, at (509) 434-5006.

WSR 09-15-129
POLICY STATEMENT
UNIVERSITY OF WASHINGTON

[Filed July 20, 2009, 11:19 a.m.]

The University of Washington has recently created or revised the following policy statements:

- "Board of Regents Resolution Regarding Faculty Salaries," effective April 16, 2009 (*University Handbook*, Vol. 2, Part II, Chapter 24, Section 24-57, Footnote #4).
- "Compliance Policy for Payment Card Industry Data Security Standards," effective April 30, 2009, and revised effective May 13, 2009 (Administrative Policy Statement 35.1).
- "Retirement," revised effective May 11, 2009 (*University Handbook*, Vol. 4, Part V, Chapter 18).

- "Campuses, Colleges, and Schools" an unnumbered executive order revised effective May 26, 2009, and further revised effective July 15, 2009 (*University Handbook*, Vol. 2, Part II, Chapter 23, Section 23-11).
- "Reorganization, Consolidation, and Elimination Procedures," revised effective June 4, 2009 (*University Handbook*, Vol. 2, Part II, Chapter 26, Section 26-41).
- "Conciliatory Proceedings," revised effective June 4, 2009 (*University Handbook*, Vol. 2, Part II, Chapter 27, Section 27-41).
- "The Senior Vice President for Finance and Facilities," Executive Order No. 5, revised effective June 30, 2009 (*University Handbook*, Vol. 2, Part I, Chapter 12, Section 12-23, Subsection I).
- "Identity Theft Prevention: Red Flag Rules," effective July 16, 2009 (Administrative Policy Statement 35.2).

To view any current policy statement from the *Administrative Policy Statements*, see <http://www.washington.edu/admin/rules/APS/APSIndex.html>; to view material from the *University Handbook*, see <http://www.washington.edu/faculty/facsenate/handbook/handbook.html>. Or, to request a paper copy of any policy listed above, contact Rebecca Goodwin Deardorff, Director of Rules Coordination, University of Washington, Box 351210, Seattle, WA 98195-1210, e-mail rules@u.washington.edu, or fax (206) 685-3825.

WSR 09-15-130
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed July 20, 2009, 11:48 a.m.]

FINAL NOTICE OF CHANGES TO STATE OF WASHINGTON
NURSING FACILITY
MEDICAID PAYMENT RATE METHODOLOGY

Under RCW 74.46.421 (2)(b) the department of social and health services (hereafter, department) must adjust the initial component rate allocations to assure that the statewide average payment rate of all nursing facilities is less than or equal to the statewide average payment rate specified in the Biennial Appropriations Act.

In the 2009-2011 final operating budget (section 1106, chapter 564, Laws of 2009), which was signed into law by the governor on May 19, 2009, the Washington state legislature specified the weighted average nursing facility payment rate shall not exceed \$159.34 for state fiscal year (SFY) 2008 and shall not exceed \$164.85 for SFY 2009.

The proposed change was the subject of WSR 09-12-073 that was published on June 17, 2009, and can be accessed at <http://apps.leg.wa.gov/documents/laws/wsr/2009/12/09-12-073.htm>.

Having received no comments on the proposed changes, the department is publishing the final notice of the changes used to determine the June 1, 2009, medicaid nursing home payment rate.

CHANGES TO THE MEDICAID NURSING FACILITY RATE METHODOLOGY: To implement the weighted average nursing facility payment rate of \$164.85, the department calculated a new rate for the month of June 2009. The department established a "restoration adjustment" factor of 7.8681% to calculate the June 1, 2009, rates. The June 1, 2009, rate will be in effect for June 2009 only. For SFY 2010, beginning July 1, 2009, the department will rebase the nursing facility medicaid payment rates.

The final estimated statewide average nursing facility medicaid payment rate per resident day, for June of SFY 2009 is \$164.85.

WSR 09-15-131
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed July 20, 2009, 11:49 a.m.]

FINAL NOTICE OF CHANGES TO STATE OF WASHINGTON
NURSING FACILITY
MEDICAID PAYMENT RATE METHODOLOGY

In the 2009-2011 final operating budget (chapter 564, Laws of 2009) and in chapter 570, Laws of 2009, which were signed into law by the governor on May 19, 2009, the Washington state legislature made changes to the methodology used to determine medicaid nursing home payment rates.

The proposed change was the subject of WSR 09-12-074 that was published on June 17, 2009, and can be accessed at

<http://apps.leg.wa.gov/documents/laws/wsr/2009/12/09-12-074.htm>.

Having received no comments on the proposed changes, the department of social and health services aging and disability services administration (hereafter, department) is publishing the final notice of the changes used to determine the July 1, 2009 and future medicaid nursing home payment rates.

CHANGES TO THE MEDICAID NURSING FACILITY RATE METHODOLOGY: Under RCW 74.46.421 (2)(b), the department must adjust nursing home component rate allocations to assure that the statewide average payment rate of all nursing component rare [rate] allocations is less than or equal to the statewide average payment rate specified in the Biennial Appropriations Act. The Biennial Appropriations Act (chapter 564, Laws of 2009) specified the weighted average nursing facility payment rate shall not exceed \$156.37 for state fiscal year (SFY) 2010 and shall not exceed \$158.74 for SFY 2011, including the low wage add-on.

The department will:

- Make no adjustments for economic trends and conditions in SYF [SFY] 2010 and SFY 2011;
- Not compound economic trends and conditions factor or factors defined in the Biennial Appropriations Act with the economic trends and conditions factor or factors defined in any other Biennial Appropriations Acts before applying it to the component rate allocations established in accordance with chapter 74.46 RCW.

When no economic trends and conditions factor for either fiscal year is defined in a Biennial Appropriations Act, no economic trends and conditions factor or factors defined in any earlier Biennial Appropriations Act shall be applied solely or compounded to the component rate allocations established in accordance with chapter 74.46 RCW;

- Issue no additional certificates of capital authorization for SFY 2010 and no new certificates of capital authorization for SFY 2011;
- Within the funds provided, continue to provide an add-on per medicaid resident day per facility not to exceed \$1.57. The add-on shall be used to increase wages, benefits, and/or staffing levels for certified nurse aides; or to increase wages and/or benefits for dietary aides, housekeepers, laundry aides, or any other category of worker whose statewide average dollars-per-hour wage was less than \$15 in calendar year 2008, according to cost report data. The add-on may also be used to address resulting wage compression for related job classes immediately affected by wage increases to low-wage workers. The department shall continue reporting requirements and a settlement process to ensure that the funds are spent according to this subsection; and
- Implement minimum data set (MDS) 3.0 by notifying nursing home contractors twenty-eight days in advance of the date of implementation of the MDS 3.0. In the notification, the department must identify for all quarterly rate settings following the date of MDS 3.0 implementation a previously estab-

lished quarterly case mix adjustment established for the quarterly rate settings that will be used for quarterly case mix calculations in direct care until MDS 3.0 is fully implemented. After the department has fully implemented MDS 3.0, it must adjust any quarter in which it used the previously established quarterly case mix adjustment using the new MDS 3.0 data.

The department may develop and pay enhanced rates for exceptional care to nursing homes for persons with traumatic brain injuries who are transitioning from hospital care. The cost per patient day for caring for these clients in a nursing home setting may be equal to or less than the cost of caring for these clients in a hospital setting.

In combination with other factors, including adjustments to reported costs done in accordance with chapter 74.46 RCW and chapter 388-96 WAC, the changes in methodology are estimated to result in a statewide average nursing facility medicaid payment rate of \$156.37 per resident day for SFY 2010 (July 1, 2009, to June 30, 2010) and \$158.74 for SFY 2011 (July 1, 2010, to June 30, 2011).

ADDENDUM

On July 13, 2009, Judge Ronald B. Leighton of the United States District Court for the Western District of Washington in *Washington Healthcare Association et. al. vs. Dreyfus* (No. CV09-5395-RBL) issued a temporary restraining order (TRO). The department is restrained from applying RCW 74.46.421 using the weighted average nursing facility payment rate of \$156.37 for state fiscal year (SFY) 2010 when determining the July 1, 2009 rates for Washington nursing facilities participating in the medicaid program.

This TRO shall remain in force until thirty days following a decision by the Centers for Medicare and Medicaid Services either approving or disapproving a proposed amendment to the Washington medicaid state plan relating to the establishment of a \$156.37 budget-dial rate.

WSR 09-15-135

NOTICE OF PUBLIC MEETINGS

ECONOMIC DEVELOPMENT COMMISSION

[Filed July 21, 2009, 8:50 a.m.]

The Washington economic development commission is meeting on September 15 in the Amsterdam Room, SeaTac Conference Center, 17801 International Boulevard South, SeaTac, WA 98158 and not in Yakima, Washington on September 8 as initially published.

WSR 09-15-136

NOTICE OF PUBLIC MEETINGS

SEATTLE COMMUNITY COLLEGES

[Filed July 21, 2009, 8:51 a.m.]

This is to notify you of a change in our regular monthly board meeting scheduled in October 2009. The October

board of trustees meeting has been changed to October 15, 2009, 2 p.m. at Seattle Community Colleges' district office.

If you have any questions, please contact Harrietta Hanson at (206) 587-3850.

REVISED

BOARD OF TRUSTEES 2009 MEETING SCHEDULE

Revision Approved by the Board of Trustees July 9, 2009

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

DATE	LOCATION
January 8	South Seattle Community College (SSCC) 6000 16th Avenue S.W. Seattle, WA 98106
February 12	North Seattle Community College (NSCC) 9600 College Way North Seattle, WA 98103
March 12	Seattle Central Community College (SCCC) 1701 Broadway Seattle, WA 98122
April 9	SCCD (Siegal Center) 1500 Harvard Avenue Seattle, WA 98122
May 7	Seattle Vocational Institute (SVI) 2120 South Jackson Street Seattle, WA 98144
June 11	North Seattle Community College (NSCC) 9600 College Way North Seattle, WA 98103
July 9	Seattle Central Community College (SCCC) 1701 Broadway Seattle, WA 98122
August	NO MEETING
September 10	South Seattle Community College (SSCC) 6000 16th Avenue S.W. Seattle, WA 98122 [98106]
October 15	SCCD (Siegal Center) 1500 Harvard Avenue Seattle, WA 98106 [98122]
November 12	Seattle Vocational Institute (SVI) 2120 South Jackson Street Seattle, WA 98144

DATE	LOCATION
December 10	South Seattle Community College (SSCC) 6000 16th Avenue S.W. Seattle, WA 98106

Community College, Community College District 9. At the July 9, 2009, meeting, the board approved to revise the schedule for the September date (September 24 instead of September 10) and to change the November meeting date from November 12 to November 5. They further amended the schedule by cancelling the October meeting, formerly scheduled as October 8. The revised schedule of meeting dates for the remainder of 2009 is listed below:

DATE	STUDY SESSION	MEETING
No August meeting		
September 24, 2009	8:00 a.m.	10:00 a.m.
No October meeting		
November 5, 2009	8:00 a.m.	10:00 a.m.
December 10, 2009	8:00 a.m.	10:00 a.m.

WSR 09-15-137
NOTICE OF PUBLIC MEETINGS
HIGHLINE COMMUNITY COLLEGE

[Filed July 21, 2009, 8:51 a.m.]

This is to inform you of a change in the meeting schedule for the 2009 board of trustees' meeting dates of Highline

WSR 09-15-138
AGENDA
OFFICE OF
INSURANCE COMMISSIONER

[Filed July 21, 2009, 8:49 a.m.]

Rule Development Agenda
July 31, 2009, through January 31, 2010

The following rule makings have been proposed and are currently between the CR-101, CR-102, and CR-105 stage. They are currently under review and there may be further rule-making activity before January 31, 2010. If you have any questions regarding any of these rule makings, please contact Kacy Scott at kacys@oic.wa.gov, or (360) 725-7041.

WAC	RCW Authority	Subject	Current Activity			OIC Contact
			CR-101	CR-105	CR-102	
Chapter 284-02 WAC	34.05.446(2), 48.02.060	Discovery rules for contested cases or adjudicative hearings.	08-17-100			Meg Jones megj@oic.wa.gov (360) 725-7197
Chapter 284-07 WAC	48.02.060, 48.44.050, 48.46.200	Audited financial statements.		09-15-134		Jim Tompkins jimt@oic.wa.gov (360) 725-7036
Chapter 284-16 WAC	48.02.060, 48.31.435	Administrative supervision of insurers.	08-11-106			Jim Tompkins jimt@oic.wa.gov (360) 725-7036
Chapter 284-16 WAC	48.02.060, 48.31.435, 48.44.050, and 48.46.200	Standards for determining insurer's financial condition.	09-14-082			Kacy Scott kacys@oic.wa.gov (360) 725-7041
Chapter 284-22 WAC	48.02.060 and 48.22.070	USL&H assigned risk plan.	08-07-104			Chris Carlson chrisca@oic.wa.gov (360) 725-7042
WAC 284-23-800, 284-23-803, and 284-23-806	48.02.060	Juvenile life insurance.	09-13-035			Meg Jones megj@oic.wa.gov (360) 725-7197

WAC	RCW Authority	Subject	Current Activity			OIC Contact
			CR-101	CR-105	CR-102	
Chapter 284-29 WAC	48.02.060, section 9(1), chapter 110, Laws of 2008	Reporting of affiliated business ownership of title insurance agents.	08-13-098		09-14-039	Jim Tompkins jimt@oic.wa.gov (360) 725-7036
WAC 284-43-820	48.02.060, 48.43.510	Health plan disclosure documents.	08-11-107			Donna Dorris donnad@oic.wa.gov (360) 725-7040
Chapters 284-44 and 284-46 WAC	48.02.060, 48.44.050, 48.46.200	SERFF (HCSC and HMO).	09-11-047			Donna Dorris donnad@oic.wa.gov (360) 725-7040
Chapter 284-54 WAC	48.02.060, 48.21.200, 48.44.050, 48.46.200	Coordination of benefits.	08-12-099		09-10-020	Pete Cutler petec@oic.wa.gov (360) 725-9651
Chapter 284-66 WAC	48.02.060(3)(a) and 48.66.165	Medicare supplemental standardized plan.	09-15-133			Meg Jones megj@oic.wa.gov (360) 725-7197
WAC 284-74-420	48.02.060	CSO mortality table.	07-18-005			Meg Jones megj@oic.wa.gov (360) 725-7197
	48.02.060	Conducting business in own legal name.	08-09-134			Kacy Scott kacys@oic.wa.gov (360) 725-7041
	48.02.060	Cancellation of P&C policies by insureds.	08-09-135			Chris Carlson chrisca@oic.wa.gov (360) 725-7042
	48.02.060, 48.22.105	Personal injury protection.	08-09-136			Chris Carlson chrisca@oic.wa.gov (360) 725-7042
	48.02.060	Standards for safeguarding customer information.	08-10-096			Meg Jones megj@oic.wa.gov (360) 725-7197
Various	48.20.450, 48.20.460, 48.23.370, 48.30.010, 48.44.050, 48.46.200, 48.66.050(1), 48.84.050	Discretionary clauses.	08-21-094		09-07-030	Donna Dorris donnad@oic.wa.gov (360) 725-7040
	48.02.060	Electronic signatures.	09-03-105			Meg Jones megj@oic.wa.gov (360) 725-7197

WAC	RCW Authority	Subject	Current Activity			OIC Contact
			CR-101	CR-105	CR-102	
	48.02.060, 48.29.005, 48.29.140, 48.29.143, 48.29.147	Title rates.	09-02-075			Jim Tompkins jimt@oic.wa.gov (360) 725-7036

Possible rule makings: In addition to the rule activities that have been initiated, the commissioner continues the effort to update and clarify the code. In the period before January 31, 2010, subjects that may be considered for rule making in this effort include:

WAC	Subject
Chapters 284-12 and 284-17 WAC	Senior designation (producer licensing).
New and amended sections of chapter 284-22 WAC	WARP board composition and governance.
WAC 284-30-500 (1)(b)	Family or household exclusion clause.
Chapter 284-85 WAC	Long-term care partnership.
New chapter 284-150 WAC (RCW 48.150.100)	Direct patient-provider primary health care.
	Disability rate filing.
	Discount health plans.
	Emergency order—What to include in a declaration.
	Flood insurance marketing.
	Health insurance.
	GAP waiver program.
	Geo-coding in rates and forms—Technical fix.
	Life settlements.
	Nonlife benefit products in life insurance.
	P&C rate filing.
	Variable annuity suitability of sales.

WSR 09-15-166
NOTICE OF PUBLIC MEETINGS
GROWTH MANAGEMENT
HEARINGS BOARDS
 [Filed July 21, 2009, 12:46 p.m.]

Pursuant to RCW 36.70A.270(9) and WAC 242-02-076(2), the growth management hearings boards will conduct their joint board annual meeting on **Wednesday, September 30, 2009, and Thursday, October 1, 2009**. The meeting

will take place in the Plaza Room of the Edmonds Public Library located at 650 Main Street, Edmonds, WA 98020.

The agenda for this annual meeting shall be posted on the boards' web site at <http://www.gmhb.wa.gov>, no later than one week prior to the meeting date.

If you have any questions please contact Paulette Yorke, office of the growth management hearings boards, at (360) 586-0260 or paulettey@wwgmhb.wa.gov.

WSR 09-15-172
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF LICENSING
 (Title and Registration Advisory Committee)
 [Filed July 21, 2009, 2:58 p.m.]

The next title and registration advisory committee (TRAC) meeting is on August 11, 2009, at 2:30 - 2:50 p.m., at the Department of Licensing, Highways-Licenses Building, Conference Room 413*, Olympia, Washington.

*Note: External TRAC members will be participating by phone conference call.

If you have any questions, contact Angela Cherry, title and registration administrative assistant, at (360) 902-3756 or at acherry@dol.wa.gov.

The department of licensing has a policy of providing access to its services. If you need special accommodation, please call (360) 902-3756 or TTY (360) 664-8885.

WSR 09-15-174
DEPARTMENT OF ECOLOGY
 [Filed July 21, 2009, 3:52 p.m.]

CALL FOR DATA FOR THE WATER QUALITY ASSESSMENT

The water quality program of the department of ecology (ecology) is seeking public input of water quality data and information for updating Washington's water quality assessment, which includes the Section 303(d) list of impaired waters.

Section 303(d) of the federal Clean Water Act requires Washington state to periodically prepare a list of all surface waters in the state for which beneficial uses of the water such as for drinking, recreation, aquatic habitat, and industrial use are impaired by pollutants. The last 303(d) list was prepared in 2008. Ecology is changing the schedule for conducting the water quality assessment for the next listing cycle. Rather than assessing all waters every two years, ecology is moving to assessments of marine waters and freshwaters in alternating two year cycles. The first split list will be an assessment

of all marine water data received by October 15, 2009. This assessment will result in submittal of the 2010 candidate 303(d) list for marine waters to the Environmental Protection Agency (EPA).

Ecology's 2010 assessment will be based on the most recent state water quality standards approved by EPA (WAC 201A [chapter 173-201A WAC], 2006 version and chapter 173-204 WAC) and the state's assessment policies:

- Program Policy 1-11, Chapter 1, *Assessment of Water Quality for the Clean Water Act Sections 303(d) and 305(b) Integrated Report and*
- Program Policy 1-11, Chapter 2, *Ensuring Credible Data for Water Quality Management*

These guidance policies are available on ecology's web site at www.ecy.wa.gov/programs/wq/303d/index.html.

Ecology is seeking new data during this "call for data." If any data was submitted to ecology for previous 303(d) lists it does not need to be submitted again. Ecology will only use high quality data for the 303(d) assessment. All data submitted must have been collected in accordance with a quality assurance plan or approved sediment sampling and analysis plan. The person submitting the data must document that such a plan was followed, and must provide ecology with a copy of the plan upon request. Data must be representative of the ambient water quality conditions to be useful for assessing the segment.

Numeric water quality data must be submitted into ecology's environmental information management (EIM) database to be used for the assessment. Narrative information that provides conclusive evidence that a beneficial water use is being impaired must be submitted directly to the water quality program at the address provided below. Ecology notes that numeric data can be submitted directly into EIM on a continual basis, and encourages entities to do so. If you are new to EIM, you are encouraged to begin the submission process for new data prior to September 15, 2009, to enhance the probability of inclusion in the October 15, 2009, data retrieval for marine waters.

Information on EIM is available on ecology's web site at <http://www.ecy.wa.gov/eim> or http://www.ecy.wa.gov/programs/tcp/data_submittal/Data_Requirements.htm for sediment specific data submittal requirements. Ecology is also providing training workshops to demonstrate the use of EIM for data submittal. The locations and times available are posted on the water quality assessment web site at <http://www.ecy.wa.gov/programs/wq/303d/index.html>.

Because space is limited for the EIM training, please contact Becca Conklin at (360) 407-6413 to reserve a place at your desired location, or send an e-mail to 303d@ecy.wa.gov.

More details about the water quality assessment process, including assistance with submitting data, quality assurance requirements, and training workshop information, can be found at www.ecy.wa.gov/programs/wq/303d/index.html.

The deadline for submitting data for consideration in the next marine water quality assessment is 5:00 p.m., October 15, 2009.

The segmentation system for the 2010 marine assessment will be the same one used in the 2008 assessment.

Lakes and marine areas are defined by a rectangular grid sized at 45 seconds longitude by 45 seconds latitude (approximately 2,460 feet by 3,650 feet).

Ecology takes this opportunity to also notify the public that the segmentation system for freshwater rivers and streams will be changing from the Township, Range and Section boundary-defined segments used during earlier assessments. New information from USGS/EPA will be used to display freshwater segments using the 1:24K National Hydrography Dataset. Examples of the resulting segment/pollutant listings will be presented in a draft form during the 2010 WQA process but will not be submitted to EPA for approval until new data is included in the freshwater assessment scheduled for the 2012 assessment cycle.

To ask any questions about the water quality assessment process, submit narrative information, or for further assistance in submitting data, please contact Ken Koch, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6782, e-mail 303d@ecy.wa.gov.

July 21, 2009

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

Water Quality Program Manager

WSR 09-15-182

AGENDA

DEPARTMENT OF RETIREMENT SYSTEMS

[Filed July 22, 2009, 8:13 a.m.]

SEMI-ANNUAL

RULE DEVELOPMENT AGENDA

Per RCW 34.05.314

July 1 - December 31, 2009

This agenda reflects anticipated rule-making activity by the department of retirement systems (DRS) for July 1, 2009, through December 31, 2009. DRS reserves the right to change this work schedule because of legislative action, judicial decisions, requests by employers, members, or other stakeholders and impacted parties.

If you have questions about this rule-making schedule or the DRS rule-making process, please contact Sarah White, Rules Coordinator, Department of Retirement Systems, P.O. Box 48380, Olympia, WA 98504-8380, phone (360) 664-7291, TTY (360) 586-5450, Rules@drs.wa.gov.

WAC Chapter	Why rule making is needed	Anticipated rule-making action
415-104	To develop rules to implement HB 2932 of 2006 regarding the disability allowance for members of LEOFF Plan 2 who incur a catastrophic disability in the line of duty.	Hold public hearing, file CR-103.

WAC Chapter	Why rule making is needed	Anticipated rule-making action
415-106, 415-108, 415-110, and 415-112	To amend rules to implement HB 1270 of 2005 regarding post-retirement return to work options for LEOFF Plan 2 retirees.	File CR-102, hold public hearing, file CR-103.
415-108	To develop rules regarding duty and nonduty disability for members of PERS Plan 1.	Hold public hearing, file CR-103.
415-110 and 415-112	To amend and develop rules to implement HB 3019 of 2008 regarding half-time service credit for members of SERS Plans 2 and 3, and TRS Plans 2 and 3.	File CR-102, hold public hearing, file CR-103.
415-110 and 415-112	To amend rules to implement EHB 2391 of 2007 regarding retirement plan choice options for new employees of SERS and TRS.	File CR-102, hold public hearing, file CR-103.
415-112	To amend and develop rules to implement ESHB 2680 of 2006 regarding TRS Plan 2 and Plan 3 members purchasing TRS service credit for teaching in another state or for the federal government.	File CR-102, hold public hearing, file CR-103.

July 22, 2009
 Sarah White
 Rules Coordinator

WSR 09-15-185
NOTICE OF PUBLIC MEETINGS
WINE COMMISSION
 [Filed July 22, 2009, 9:28 a.m.]

To respond to travel schedules the meeting times for meetings have been altered. The changes are for the August through December meetings. Below is the revised schedule:

2009 COMMISSIONER MEETING SCHEDULE
Revised July 2009

Below are the 2009 dates for the Washington wine commission board:

Thursday and Friday, January 8 and 9	Commission Board Retreat	Washington Athletic Club Seattle (preretreat gathering the evening of Wednesday, January 7)
Friday, February 13	Richland	
Friday, March 13	Richland	
Friday, April 3	Seattle	
Friday, May 8	Richland	
Friday, June 12	Seattle	
Friday, July 10	Richland	meeting will be held in Room CIC 214
Friday, August 14	Seattle	9:00 a.m.
Friday, September 11	Richland	9:00 a.m.
October	no meeting	
Friday, November 13	Seattle	9:00 a.m.
Friday, December 11	Seattle	9:00 a.m.

All meetings February through July begin at 10:00 a.m. and end at 1:00 p.m. **Beginning in August, meetings will begin at 9:00 and end at 12:00 p.m.** The locations for the Richland and Seattle meetings are as follows (unless noted differently above):

WSU Tri-Cities
 2710 University Drive
 Room CIC 210
 Richland, WA 99354-1671
 Switchboard: (509) 372-7000
 Washington State Housing Finance Commission
 1000 Second Avenue
 28th Floor
 Seattle, WA 98104
 Switchboard: (206) 464-7139