

WSR 09-20-002
RULES COORDINATOR
PENINSULA COLLEGE
 [Filed September 24, 2009, 8:52 a.m.]

This is to inform you that Tina Herschelmann, executive assistant to the president, will be the Peninsula College rules coordinator. This appointment is permanent and effective immediately. Please send all related correspondence to Ms. Herschelmann, Peninsula College, 1502 East Lauridsen Boulevard, Port Angeles, WA 98362, (360) 417-6201, fax (360) 417-6220, THerschelman@pencol.edu.

Dr. Thomas Keegan
 President

WSR 09-20-005
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 [Filed September 24, 2009, 9:37 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 (DSHS).

Health and Recovery Services Administration (HRSA)
Division of Legal Services

Document Title: # Memo 09-64.

Subject: General assistance-unemployable (GA-U) program: Managed care enrollment requirement.

Effective Date: November 1, 2009.

Document Description: Effective November 1, 2009, DSHS will require GA-U clients in Washington state to enroll in managed care.

To receive a copy of the interpretive or policy statements, contact Amber Dassow, HRSA, P.O. Box 45504, phone (360) 725-1349, TDD/TTY 1-800-848-5429, fax (360) 586-9727, e-mail dassoal@dshs.wa.gov, web site http://hrsa.dshs.wa.gov.

WSR 09-20-006
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 [Filed September 24, 2009, 1:27 p.m.]

Notice of Interpretive or Policy Statement

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

Health and Recovery Services Administration (HRSA)
Division of Legal Services

Document Title: # Memo 09-63.

Subject: General assistance-unemployable (GA-U): Managed care enrollment required.

Effective Date: November 1, 2009.

Document Description: Effective November 1, 2009, DSHS will require GA-U clients in Washington state to enroll in managed care.

To receive a copy of the interpretive or policy statements, contact Amber Dassow, HRSA, P.O. Box 45504, phone (360) 725-1349, TDD/TTY 1-800-848-5429, fax (360) 586-9727, e-mail dassoal@dshs.wa.gov, web site http://hrsa.dshs.wa.gov.

WSR 09-20-010
NOTICE OF PUBLIC MEETINGS
OLYMPIC COLLEGE
 [Filed September 25, 2009, 8:53 a.m.]

Pursuant to RCW 42.30.080, Olympic College hereby gives notice of three special meetings of the board of trustees of Olympic College, District Three, to be held in October 2009, as follows:

- Special meeting on Wednesday, October 14, 2009, beginning at 8:00 a.m. in the Fireside Bistro, Olympic College Campus, 1600 Chester Avenue, Bremerton, WA;
- Special meeting on Thursday, October 15, 2009, beginning at 11:30 a.m. in the President's Conference Room, Olympic College Campus, 1600 Chester Avenue, Bremerton, WA; and
- Special meeting on Friday, October 16, 2009, beginning at 11 a.m. in the Bremer Student Center, Olympic College Campus, 1600 Chester Avenue, Bremerton, WA.

All three meetings will be study sessions between the board of trustees, other college officials and the accreditation site visitors regarding the accreditation site visit. No action will be taken.

WSR 09-20-012
PROCLAMATION
OFFICE OF THE GOVERNOR
 [September 24, 2009]

PROCLAMATION BY THE GOVERNOR
09-04

WHEREAS, a semi truck struck the Beebe Bridge on US 97 at milepost 235 in Chelan County, Washington, on August 31, 2009, and caused extensive truss and beam damage and closure of the bridge to vehicle traffic for several weeks, which continues to impact the life and health of our citizens, as well as the property, and transportation infrastructure of Washington State; and

The estimated cost to repair the damage is \$1,000,000, and the bridge repair project is expected to be complex and relatively lengthy. This emergency condition has eliminated vehicle traffic on the bridge and caused significant detours,

delays, and inconvenience that affect public health and safety. Such conditions will persist until the repair work is completed and the bridge reopened to vehicles; and

It is necessary for the Washington State Department of Transportation to use emergency contracting procedures; and

The Washington State Department of Transportation is coordinating resources to repair the bridge to alleviate the immediate impacts upon the infrastructure and is continuing to assess the damage caused by this event; and

The bridge closure is a public disaster that affects the life, health, property or public peace

NOW, THEREFORE, I, Christine O. Gregoire, Governor of the state of Washington, as a result of the above-noted situation and under Chapters 38.52 and 43.06 RCW, do hereby proclaim that a State of Emergency exists in Chelan and Douglas Counties in the state of Washington, and direct the plans and procedures in the *Washington State Comprehensive Emergency Management Plan* be implemented. State agencies and departments are directed to utilize state resources and to do everything reasonably possible to assist affected political subdivisions in an effort to respond to and recover from the event.

Signed and sealed with the official seal of the state of Washington this 24th day of September, A.D, Two Thousand and Nine at Olympia, Washington.

By:

Christine O. Gregoire
Governor

BY THE GOVERNOR:

Sam Reed
Secretary of State

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

WSR 09-20-023

**NOTICE OF PUBLIC MEETINGS
CENTER FOR CHILDHOOD
DEAFNESS AND HEARING LOSS**

[Filed September 28, 2009, 3:29 p.m.]

The Washington State Center for Childhood Deafness and Hearing Loss (formerly Washington School for the Deaf) board of trustees meeting scheduled for Friday, **October 2, 9 a.m. - 3 p.m., has been cancelled.**

WSR 09-20-028

OFFICE OF THE GOVERNOR

[Filed September 29, 2009, 2:22 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 **Thursday, October 1, 2009**, in memory of U.S. Army Specialist Joseph V. White, 21, of Bellevue, who died last week in Afghanistan, of injuries sustained when his military vehicle encountered 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 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 his flag lowering.

Christine O. Gregoire
Governor

WSR 09-20-035

**NOTICE OF PUBLIC MEETINGS
CENTER FOR CHILDHOOD
DEAFNESS AND HEARING LOSS**

[Filed September 30, 2009, 9:24 a.m.]

The Washington State Center for Childhood Deafness and Hearing Loss (formerly Washington School for the Deaf) board of trustees approved the following meeting schedule changed at their September 11, 2009, board meeting:

- **November 6, 2009**, meeting will be held on the WSD campus at 611 Grand Boulevard, Vancouver, WA (previously to be held in Congressional District #2).

The board will also hold a "**special**" meeting on **Wednesday, October 14**, at the Hearing, Speech, and Deafness Center, 1625 19th Avenue, Seattle, WA 98122. No decisions will be made at this meeting.

WSR 09-20-041

**DEPARTMENT OF
LABOR AND INDUSTRIES**

[Filed September 30, 2009, 9:58 a.m.]

Minimum Wage Rate

As per RCW 49.46.020, the department of labor and industries has calculated the adjusted minimum wage for Washington state for the year 2010; the minimum wage will remain unchanged at \$8.55 per hour.

Please call (360) 902-6411 if you have any questions.

Sally Elliott
Legislative and
Rules Manager

WSR 09-20-048
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
GENERAL ADMINISTRATION
 (State Capitol Committee)
 [Filed October 1, 2009, 9:20 a.m.]

The state capitol committee meeting scheduled for Thursday, October 15, 2009, has been cancelled.

If you have any questions, please contact Diane Cowan at (360) 902-0929.

WSR 09-20-049
NOTICE OF PUBLIC MEETINGS
CENTRALIA COLLEGE
 [Filed October 1, 2009, 9:20 a.m.]

The board of trustees for Washington Community College District Twelve, at their meeting on September 10, 2009, adopted the following regular meeting schedule for the 2010 calendar year.

BOARD OF TRUSTEES
Meeting Schedule for 2010

| DATE | TIME | LOCATION |
|--------------------------------|-----------|---------------------------|
| Thursday January 14, 2010 | 2:00 p.m. | College Boardroom |
| Thursday February 11, 2010 | 2:00 p.m. | College Boardroom |
| Thursday March 11, 2010 | 5:00 p.m. | College Boardroom |
| Thursday April 8, 2010 | 5:00 p.m. | Centralia College East |
| Thursday May 13, 2010 | 5:00 p.m. | College Boardroom |
| Thursday June 3, 2010 | 5:00 p.m. | College Boardroom |
| Thursday August 12, 2010 | 5:00 p.m. | College Boardroom |
| Thursday September 10, 2010 | 5:00 p.m. | College Boardroom |
| Thursday October 7, 2010 | 5:00 p.m. | College Boardroom |
| Thursday November 4, 2010 | 5:00 p.m. | College Boardroom |
| Thursday December 9, 2010 | 2:00 p.m. | College Boardroom |

WSR 09-20-050
NOTICE OF PUBLIC MEETINGS
BELLINGHAM TECHNICAL COLLEGE
 [Filed October 1, 2009, 9:27 a.m.]

The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, October 15, 9:00 - 11:00 a.m., in the College Services Board Room on the Bellingham Technical College campus. Call 752-8334 for information.

WSR 09-20-054
NOTICE OF PUBLIC MEETINGS
PUBLIC RECORDS OFFICER
STATE INVESTMENT BOARD
 [Filed October 2, 2009, 9:29 a.m.]

Pursuant to WAC 287-01-030, this is to notify you that the Washington state investment board's regular board meetings for 2010 will be held on the third Thursday of each month, beginning at 9:30 a.m. at the board's office, located at 2100 Evergreen Park Drive S.W., Olympia, WA.

Additionally, please note that Liz Mendizabal serves as the Washington state investment board's public records officer. Public records requests should be sent to State Investment Board, 2100 Evergreen Park Drive S.W., P.O. Box 40916, Olympia, WA 98504-0916, e-mail Lmendizabal@sib.wa.gov or (360) 956-4616.

If you have any questions, please contact Kristi Haines at Khaines@sib.wa.gov or (360) 956-4612.

Theresa J. Whitmarsh
 Executive Director

WSR 09-20-055
NOTICE OF PUBLIC MEETINGS
COMMUNITY ECONOMIC
REVITALIZATION BOARD
 [Filed October 2, 2009, 9:29 a.m.]

The community economic revitalization board (CERB) will change the meeting location for the November 19, 2009, meeting only.

The meeting will be held at the Korry Electronics/Esterline Facility, 11910 Beverly Park Road, Everett, WA 98204. The meeting will be held in Room 1004 (Korry Conference Room) and will begin at 9:00 a.m.

WSR 09-20-058
NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE UNIVERSITY
 [Filed October 2, 2009, 10:50 a.m.]

The Washington State University board of regents will hold its next official meetings on Thursday and Friday, October 8-9, 2009, in Spokane, Washington. All meetings will

take place in the Nursing Building at WSU Spokane, as outlined in the schedule below, unless noted otherwise.

The board will begin meeting on Thursday at 11:15 a.m. Committee meetings will run consecutively throughout the afternoon; starting times following the first committee meeting are estimates only. If a session ends earlier than expected, the next scheduled session may convene immediately. Committee meetings may be attended by all members of the board of regents.

| Thursday, October 8, 2009 | | Location |
|----------------------------------|---------------------------------|--------------------------------|
| 11:15 a.m. | Board of Regents Lunch | Nursing Building Room 119 |
| 12:45 p.m.* | Finance and Audit Committee | Nursing Building Room 205 |
| 1:45 p.m.* | Academic and Student Affairs | Nursing Building Room 205 |
| 2:45 p.m.* | External Affairs Committee | Nursing Building Room 205 |
| 3:30 p.m.* | Executive Session, if needed | Nursing Building Room 205 |
| 6:30 p.m. | Board of Regents Dinner | Davenport Hotel Worthy Room |

**or upon conclusion of previous session*

| Friday, October 9, 2009 | | Location |
|--------------------------------|-------------------------------|------------------------------|
| 7:30 a.m. | Board of Regents Breakfast | Nursing Building Room 119 |
| 9:00 a.m. | Board of Regents Meeting | Nursing Building Room 205 |

In addition, on Thursday, October 8, the regents have been invited to a reception with members of the Spokane community.

Questions about the board of regents meeting and schedule may be directed to Christine R. Hoyt, executive assistant to the board of regents, (509) 335-4200.

WSR 09-20-059
NOTICE OF PUBLIC MEETINGS
OFFICE OF
FINANCIAL MANAGEMENT
(Health and Welfare Advisory Board)
[Filed October 2, 2009, 12:27 p.m.]

The regular meeting currently scheduled for the health and welfare advisory board for Thursday, October 8, 2009, is cancelled.

The health and welfare advisory board has scheduled a special meeting for Thursday, October 15, 2009, beginning at 9:30 a.m. The meeting will be held at the Washington Cities Insurance Authority, 320 Andover Park East, Tukwila, WA 98138, in the training room. The meeting notice and driving directions can be found at <http://www.ofm.wa.gov/rmd/lgsi/hwmtgs.asp>.

If you have any questions, please contact Shannon Stuber at Shannon.stuber@ofm.wa.gov.

WSR 09-20-072
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
GENERAL ADMINISTRATION
(State Capitol Committee)
[Filed October 5, 2009, 11:20 a.m.]

The state capital [capitol] committee (SCC) meeting scheduled for Thursday, October 15, 2009, has been cancelled.

The next SCC meeting is scheduled for Thursday, December 3, 2009, at 10:00 a.m. to 12:00 p.m., at the General Administration Building, 210 11th Avenue S.W., Room 326, Olympia, WA 98504.

If you have any questions, please contact Diane Cowan at (360) 902-0929.

WSR 09-20-074
ATTORNEY GENERAL'S OFFICE
[Filed October 5, 2009, 3:17 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 October 28, 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) 586-0728, or by writing to the Office of the Attorney General, Solicitor General Division, Attention Jeffrey T. Even, 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 List-Serv.

The attorney general's office seeks public input on the following opinion request(s):

Opinion Docket No. 09-10-01
Request by The Honorable Pam Roach
Senator, District 31

1. May police departments use state asset forfeiture funds for accreditation fees and the training that this accreditation requires?

WSR 09-20-084
NOTICE OF PUBLIC MEETINGS
WORKFORCE TRAINING AND
EDUCATION COORDINATING BOARD

[Filed October 6, 2009, 2:15 p.m.]

The workforce training and education coordinating board approved the 2010 board meeting schedule.

Approved 2010 Schedule

| | | |
|---------------------------------|---------|-------------|
| Wednesday January 27, 2010 | Dinner | TBD |
| Thursday January 28, 2010 | Meeting | Olympia |
| Monday March 15, 2010 | Meeting | Olympia |
| Monday May 10, 2010 | Meeting | Olympia |
| Wednesday June 23, 2010 | Dinner | Colville |
| Thursday June 24, 2010 | Meeting | Colville |
| Wednesday July 28, 2010 | Retreat | Walla Walla |
| Thursday July 29, 2010 | Retreat | Walla Walla |
| Wednesday September 22, 2010 | Dinner | Wenatchee |
| Thursday September 23, 2010 | Meeting | Wenatchee |
| Wednesday November 17, 2010 | Dinner | TBD |
| Thursday November 18, 2010 | Meeting | TBD |

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

WSR 09-20-086
DEPARTMENT OF ECOLOGY

[Filed October 6, 2009, 2:19 p.m.]

PUBLIC NOTICE

Issuance of the Washington State Department of Ecology
Industrial Stormwater General Permit

Permit Issuance: The Washington state department of ecology (ecology) will issue the industrial stormwater NPDES and state waste discharge general permit (ISWGP) on October 21, 2009. The permit will be effective January 1, 2010.

Purpose of the Permit: Under federal and state water quality law (Federal Clean Water Act and State Water Pollution Control Act), a permit is required for the discharge of stormwater associated with industrial activities as defined in the Code of Federal Regulations (C.F.R.) at 40 C.F.R. Subpart 122.26 (b)(14)(i-xi, excluding x). The ISWGP provides coverage for over one thousand two hundred facilities in Washington state. Most facilities that discharge stormwater from industrial activity either directly or indirectly to surface water are required to obtain permit coverage for their discharge unless they apply for and receive a "no exposure" exemption.

Public Notice Process and the Response to Comments: The draft permit, fact sheet, and application were available for review and public comment from June 3, 2009, through July 15, 2009. Ecology held informational workshops and a public hearing on the draft permit. Ecology received over one hundred comment letters from stakeholders covering a wide range of issues. Ecology responded to the comments in Appendix C of the fact sheet, the *Response to Comments*. You may download the (Appendix C) *Response to Comments* from the web site at www.ecy.wa.gov/programs/wq/stormwater/industrial/index.html.

Or you may request copies from Julie Robertson at (360) 407-6575 or by e-mail at jrob461@ecy.wa.gov.

Applying for Coverage Under the Permit: Facilities that applied for coverage and are covered under the existing industrial stormwater general permit will be covered under the new permit. New or unpermitted facilities may obtain coverage under the general permit by submitting a complete permit application to ecology and satisfying all applicable public notice and State Environmental Policy Act (SEPA) requirements (WAC 173-226-200). The application is available online at <http://www.ecy.wa.gov/biblio/ecy02084.html>.

Requesting Copies of the Permit: You may download copies of the permit, fact sheet, or response to comments from the web site www.ecy.wa.gov/programs/wq/stormwater/industrial/index.html, or you may request copies from Julie Robertson at (360) 407-6575 or by e-mail at jrob461@ecy.wa.gov.

Appeal Options: The terms and conditions of this general permit, being issued October 21, 2009, may be appealed only by filing an appeal to the pollution control hearings board and by serving it upon the department of ecology at the addresses below. Appeals of the general permit must be made within thirty days of issuance or receipt, whichever is later (see chapter 43.21B RCW). (RCW is the Revised Code of Washington.) The procedures and requirements for the

appeal process are contained in RCW 43.21B.310. An appeal must be filed with the **Pollution Control Hearings Board**, P.O. Box 40903, Olympia, WA 98504-0903; or the **Department of Ecology**, P.O. Box 47600, Olympia, WA 98504-7600.

The terms and conditions of a general permit, as they apply to an individual discharger, are also appealable within thirty days of the effective date of coverage of that discharger, in accordance with chapter 43.21B RCW. This appeal is limited to the general permit's applicability or non-applicability to a specific discharger.

WSR 09-20-108

NOTICE OF PUBLIC MEETINGS

BELLEVUE COLLEGE

[Filed October 7, 2009, 11:24 a.m.]

The board of trustees of Community College District VIII, state of Washington, 3000 Landerholm Circle S.E., Bellevue, WA, will meet on November 19, 2009, instead of the previously published date of November 11, 2009.

WSR 09-20-112

DEPARTMENT OF PERSONNEL

[Filed October 7, 2009, 11:54 a.m.]

CLARIFICATION TO WSR 09-17-062

This memo is to clarify the purpose of a change to WAC 357-31-245 effective September 16, 2009. See WSR 09-17-062.

This change allows employees who have been injured on the job to receive time-loss compensation under Washington's workers' compensation program administered by the department of labor and industries and sick leave for the same missed work days. This change makes the rule consistent with the state administrative and accounting manual (SAAM).

A change to the civil service rules is not required because an amendment was adopted during the 2007 legislative session to RCW 51.32.090 of the workers' compensation laws. According to the department of labor and industries, the 2007 amendment to the workers' compensation laws provides that sick leave cannot be considered the payment of wages by an employer to avoid time-loss compensation (commonly referred to as "kept-on-salary").

Should you have any questions regarding this matter, please contact Kristie Wilson at (360) 664-6408.

Eva Santos
Director

