

WSR 12-20-004**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF TRANSPORTATION**

[Filed September 20, 2012, 11:30 a.m.]

Subject of Possible Rule Making: Implement grant assurances for public-use airports receiving state airport aid grants.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 47.68.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The grant terms and agreements currently in use are not captured in WAC. In addition, as a result of SB 5337 which amended RCW 47.68.090, new requirements must be added to the grants program to account for the new authority to provide grants to privately owned/public-use airports.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Washington state department of transportation (WSDOT), aviation will establish a technical advisory committee to review proposed grant assurances. The final draft grant assurances will be made available to airport sponsors and stakeholders during the month of November for review and comment.

For more information on this initiative please contact Robert Hodgman, WSDOT Aviation Division, Senior Planner, 18204 59th Drive N.E., Suite B, Arlington, WA 98223, hodgmar@wsdot.wa.gov, (360) 596-8910, fax (360) 651-6319.

September 20, 2012
Stephen T. Reinmuth
Chief of Staff

WSR 12-20-018**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF TRANSPORTATION**

[Filed September 24, 2012, 11:46 a.m.]

Subject of Possible Rule Making: Commute trip reduction (CTR) alternate plans.

Statutes Authorizing the Agency to Adopt Rules on this Subject: The agency's authority to adopt CTR program rules is granted under RCW 70.94.537. The pilot rule-making process is authorized by RCW 34.05.313.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: CTR program's purpose [is] to address air quality, greenhouse gas emissions, energy consumption and traffic congestion may be achieved more effectively, efficiently, and flexibly. The traditional design and focus of CTR plans will be subjected to research through testing the feasibility of alternative models and targeted solutions. Alternate plans will be implemented to develop information that will be used by the board to evaluate current rules and may result in the development of new or modified rules, as well as recommendations to the legislature for modifications to the program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Regional transportation planning organizations (RTPOs), counties and cities regulate land use and implement commute reduction plans and programs under chapter 70.94 RCW. The pilot will involve cities and counties testing the feasibility of experimental commute reduction alternate plans using strategies and processes different than the plans defined in current rules and the program. RTPOs will be involved as local alternate plans are coordinated with regional plans and as an alternate plan reviewer for the CTR board. The state program will be working collaboratively with these local agencies to develop alternate plan feasibility studies. Once the pilot tests have been conducted and results evaluated, the CTR board will develop its recommendations for enhancements to the program and its rules.

Process for Developing New Rule: Pilot rule making; this is a pilot that tests the feasibility of different experimental approaches than the current CTR rules and program in reducing greenhouse gas emissions, energy consumption, and traffic congestion. Vehicle emissions are the source of nearly half of the greenhouse gases released in Washington state. The pilot could result in new or modified rules for the program, plan design and implementation, thereby creating greater effectiveness in performance outcomes, increased efficiency in administration and more local flexibility.

Some of the limited number of feasibility study alternate plans approved to be included in this pilot by the CTR board could include a waiver of certain rules in chapter 468-63 WAC to test alternatives. The Washington department of transportation determines that the waiver of rules is in the public interest and necessary to conduct the research projects. An alternate plan with its rule waiver for that particular jurisdiction would continue through the end of the pilot. A local jurisdiction will not be subject to state enforcement action for operating under a CTR board approved alternate plan for their jurisdiction instead of the current rules and program expectations for traditional CTR plans.

The four-year pilot rule making will conduct tests of alternative approaches through alternate plans for specific local jurisdictions. The program will provide a list of required elements for an alternate plan proposal and the process for plan development and submittal to the CTR board for their consideration. The pilot will begin in 2012, with those alternate plans which are approved for inclusion in the pilot to begin implementation under grant contract work plans in 2013. A mid-term report on progress will be required of alternate plan participants in June 2014. A final report of performance and alternate plan evaluation by plan participants will be required in June 2016. The program would assess the results of the pilot in 2016 for the 2017 report to the legislature, including any recommended changes to its law and rules for the future. Per RCW 34.05.313 on pilot rule making, a pilot alternate plan can be terminated at any point by the participant by notifying the CTR board. The CTR board may amend or terminate an alternate plan, if performance measurements for the alternative approach are not at least equivalent to the traditional CTR plan's historical performance in that jurisdiction. While testing experimental approaches to enhance the program and its performance, the improvements

already achieved in drive-alone trips and vehicle miles traveled should not be sacrificed. At minimum, a proposed alternate plan performance would need to maintain a jurisdiction's current baseline performance on those deliverables. If an alternate plan is terminated before the conclusion of the pilot, the jurisdiction will return to implementing a traditional CTR plan.

Office of the Governor's Executive Order 11-03 currently limits noncritical state rule making and adoption through the end of 2012. However, an exception to that limitation exists for rule development of this kind, which is beneficial to, requested by, or supported by local governments. Local governments have requested the opportunity to address local circumstances that contribute to air and traffic problems through some flexibility and will benefit from participating in this pilot. Depending upon the results of the pilot, additional local governments may benefit from the ultimate evolution of the program and its rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Mail or e-mail comments to A. Alexandra DeMoss, Department of Transportation, P.O. Box 47387, Olympia, WA 98504-7387, e-mail DeMossA@wsdot.wa.gov.

September 24, 2012
Stephen T. Reinmuth
Chief of Staff

WSR 12-20-019

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

(Nursing Care Quality Assurance Commission)

[Filed September 24, 2012, 2:08 p.m.]

Subject of Possible Rule Making: Chapter 246-841 WAC, proposing to create new sections to establish requirements for an optional medication assistant endorsement for Nursing assistants—Certified working in nursing homes.

Statutes Authorizing the Agency to Adopt Rules on this Subject: ESHB 2473 (chapter 208, Laws of 2012) and RCW 18.88A.060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: ESHB 2473, chapter 208, Laws of 2012, created a new medication assistant endorsement option for nursing assistants-certified working in nursing homes. The legislation requires the nursing care quality assurance commission (NCQAC) to establish requirements for the endorsement, including minimum work experience, education, training, examination and continuing competency. Rules are needed to define the tasks that can be performed, including simple prescriber-ordered treatments, and primary responsibilities of the nursing assistant with an endorsement.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: NCQAC will coordinate with the department of social and health services (DSHS). DSHS regulates nursing homes.

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties may participate in rules writing workshops and sign up for notices on the nursing commission's listserv at <http://listserv.wa.gov/cgi-bin/wa?A0=NURSING-QAC> or contact Terry J. West, Department of Health, Nursing Commission, P.O. Box 14127 [47864], Olympia, WA 98504, or nursing@doh.wa.gov or (360) 236-4712. Rules writing workshops will be scheduled through the use of video conferencing at multiple sites or the use of webinars for greater public participation.

September 24, 2012
Paula R. Meyer, MSN, RN
Executive Director

WSR 12-20-020

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

(Nursing Care Quality Assurance Commission)

[Filed September 24, 2012, 2:09 p.m.]

Subject of Possible Rule Making: Chapter 246-840 WAC, proposing to add new sections to establish a retired active license status for nurses.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.130.250 and 18.79.110.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The nursing commission is considering creating a retired active status credential for registered nurses (RNs) and licensed practical nurses (LPNs). This will allow retired nurses to continue providing care in emergent or intermittent circumstances at a reduced renewal fee. The nursing commission is considering establishing requirements for credential criteria, including active practice and continuing education hours, and defining intermittent and emergent. The department of health shall initiate rules to establish the fee in a separate rule making. The 2012 Supplemental Budget Act 4ESHB 2127, section 219(3) authorizes a lower cost fee category for retired RNs and LPNs.

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

Process for Developing New Rule: Collaborative rule writing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties may sign up for notices on the nursing commission's listserv at <http://listserv.wa.gov/cgi-bin/wa?A0=NURSING-QAC> or contact Department of Health, Nursing Commission, P.O. Box 47864, Olympia, WA 98504, or nursing@doh.wa.gov or (360) 236-4712. Public rules writing workshops will be held for public comment. Dates are available on the web site at www.nursing.doh.wa.gov.

September 24, 2012
Paula R. Meyer, MSN, RN
Executive Director

WSR 12-20-026
PREPROPOSAL STATEMENT OF INQUIRY
BOARD OF REGISTRATION
FOR PROFESSIONAL ENGINEERS
AND LAND SURVEYORS

[Filed September 26, 2012, 9:59 a.m.]

Subject of Possible Rule Making: Chapter 196-09 WAC, Board practices and procedures.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 18.43 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Clarify the board procedures on investigations.

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

Process for Developing New Rule: Internal review and consultation with stakeholders.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting George A. Twiss, Executive Director, Board of Registration for Professional Engineers and Land Surveyors, P.O. Box 9025, Olympia, WA 98507-9025, phone (360) 664-1565, fax (360) 664-2551, e-mail engineers@dol.wa.gov. Comments may be submitted through regular mail, fax or e-mail. Draft language of rule amendments will be distributed to the board's list of interested persons (listserv).

September 26, 2012

George A. Twiss
Executive Director

WSR 12-20-041
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY
(Medicaid Program)

[Filed September 28, 2012, 3:50 p.m.]

Subject of Possible Rule Making: WAC 182-550-2800 Payment methods and limits—Inpatient hospital services for medicaid and SCHIP clients, 182-550-3350 Outlier costs, 182-550-3600 Diagnosis-related group (DRG) payment—Hospital transfers, 182-550-3700 DRG high-cost and low-cost outliers, and new system DRG and per diem high outliers, 182-550-4500 Payment method—Ratio of costs-to-chargers (RCC), 182-550-4800 Hospital payment methods—State administered programs, and other rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021; chapter 74.60 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is revising these rules in response to chapter 30, Laws of 2010 (ESSHB [E2SHB] 2956), concerning hospital safety net assessment.

During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy.

Process for Developing New Rule: The health care authority (HCA) welcomes the public to take part in developing the rules. Anyone interested should contact the staff per-

son identified below. At a later date, HCA will file a notice of proposed rule making (CR-102) with the office of the code reviser. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jason R. P. Crabbe, Rules and Publications Program Manager, HCA, Legal and Administrative Services, P.O. Box 45504, Olympia, WA 98504-5504, fax (360) 586-9727, TTY 1-800-848-5429, e-mail jason.crabbe@hca.wa.gov.

September 28, 2012

Kevin M. Sullivan
Rules Coordinator

WSR 12-20-050
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FINANCIAL INSTITUTIONS
(Division of Consumer Services)

[Filed October 1, 2012, 5:10 p.m.]

Subject of Possible Rule Making: Amending the rules (chapter 208-690 WAC) under the Uniform Money Services Act, chapter 19.230 RCW, to clarify which licensees must use the multistate licensing system (NMLS) as the licensing portal for their state-issued license under the act.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.320.040, 19.230.310, 19.230.033.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules are needed to clarify for the industry which industry participants will seek state licensure through the NMLS.

The rules are being amended under the authority of OFM Guideline 3(e), October 12, 2011.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Consumer Financial Protection Bureau (CFPB). The agency will amend the rules based on the CFPB's determination of "larger participant" within the industry.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Cindy Fazio, Division of Consumer Services, P.O. Box 41200, Olympia, WA 98504-1200, (360) 902-8800, lucinda.fazio@dfi.wa.gov, DFI web site www.dfi.wa.gov, industry listserv e-mail subscription.

October 2 [1], 2012

Deborah Bortner, Director
Division of Consumer Services

WSR 12-20-055
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING

[Filed October 2, 2012, 9:35 a.m.]

Subject of Possible Rule Making: Collection agencies, chapter 308-29 WAC, board's authority on conducting audits and investigations of business and profession licensees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 19.16.410.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Clarify and put into rule the board's current policies and procedures on investigation and auditing.

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

Process for Developing New Rule: Internal review and adoption by board.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Margaret Vogeli, Program Manager, e-mail collect@dol.wa.gov, phone (360) 664-1389, fax (360) 570-7053, P.O. Box 9027, Olympia, WA 98507-9027.

October 2, 2012
 Damon Monroe
 Rules Coordinator

WSR 12-20-058
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF AGRICULTURE

[Filed October 2, 2012, 1:10 p.m.]

Subject of Possible Rule Making: WAC 16-470-300 through 16-470-340, onion white rot disease quarantine. The department is proposing to modify the pest-free area for onion white rot disease.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 17.24.041 and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Onion white rot is a potentially devastating fungal disease of the Allium genus (onions, garlic, shallots, and closely related species), which can greatly decrease yields and reduce storage quality. It is spread primarily by movement of contaminated water, soil, and equipment, and by infested Allium plants and plant parts. Once a field is infested, the pathogen remains indefinitely in the soil. In 1985, a quarantine was established to prevent the introduction and spread of the disease into noninfested areas of the state. The affected industry has requested changes to the existing pest-free area in order to adequately protect growers. Changes to the rule may also be proposed for consistency with industry practices, clarity and accuracy.

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

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity

to submit written comments on the proposed rules during the public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary A. Martin Toohey, Assistant Director, Plant Protection Division, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, fax (360) 902-2094, e-mail mtoohey@agr.wa.gov; or Tom Wessels, Plant Services Program Manager, Plant Protection Division, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1984, fax (360) 902-2094, e-mail twessels@agr.wa.gov.

October 2, 2012
 Mary A. Martin Toohey
 Assistant Director

WSR 12-20-059
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF AGRICULTURE

[Filed October 2, 2012, 1:14 p.m.]

Subject of Possible Rule Making: Chapter 16-662 WAC, Weights and measures—National handbooks. The department is considering:

(1) Amending the existing rule to adopt, in whole or in part, the 2013 edition of NIST Handbook 44 (Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices) as required by RCW 19.94.195; NIST Handbook 130 (Uniform Laws and Regulations in the Areas of Legal Metrology and Engine Fuel Quality); and NIST Handbook 133 (Checking the Net Contents of Packaged Goods);

(2) Adopting the most recent version of NIST Handbook 105-1 through 8, which incorporates specifications and tolerances for metrology calibration;

(3) Moving some existing requirements from chapter 16-657 WAC into chapter 16-662 WAC. Other provisions of chapter 16-657 WAC may be repealed in a concurrent rule-making action; and

(4) Adopting modifications to the existing text to increase rule clarity and readability, and to conform to current industry and regulatory standards.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 19.94, 19.112, and 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 19.94.195 requires that the most current version of NIST Handbook 44 be adopted, in whole or in part. The department adopts the current version of NIST Handbook 44 with modifications, NIST Handbook 130 with modifications, and NIST Handbook 133 in order to maintain uniformity with other states where appropriate. For uniformity with national standards, the department follows provisions of NIST Handbook 105-1 through 8 in activities of its metrology laboratory. The proposal to add NIST Handbook 105 to the rule acknowledges this longstanding practice. Portions of existing chapter 16-

657 WAC appear to be obsolete and are proposed for repeal in a concurrent rule-making process. To increase rule clarity and ease of stakeholder access, the department proposes that the remaining requirements in existing chapter 16-657 WAC be moved to chapter 16-662 WAC.

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

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity to submit written comments on the proposed rules during the public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary A. Martin Toohey, Assistant Director, Plant Protection Division, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, fax (360) 902-2094, e-mail mtoohey@agr.wa.gov; or Jerry Buendel, Weights and Measures Program Manager, Plant Protection Division, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1856, fax (360) 902-2094, e-mail jbuendel@agr.wa.gov.

October 2, 2012

Mary A. Martin Toohey
Assistant Director

WSR 12-20-060

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed October 2, 2012, 1:17 p.m.]

Subject of Possible Rule Making: Chapter 16-657 WAC, Retail pricing of motor and heating fuel. The department is considering repealing this entire chapter and moving still relevant sections to chapter 16-662 WAC, Weights and measures—National handbooks.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 19.94 and 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose of this chapter is to regulate the sale of retail motor fuel and home heating products and dispensers. There are five sections in the existing rule; two of the sections appear outdated and obsolete, and one section is appropriately addressed in chapter 16-662 WAC, Weights and measures—National handbooks. The remaining two sections of the chapter would be moved to chapter 16-662 WAC during a rule-making process that will run concurrently with this one.

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

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity to submit written comments on the proposed rules during the

public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary A. Martin Toohey, Assistant Director, Plant Protection Division, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, fax (360) 902-2094, e-mail mtoohey@agr.wa.gov; or Jerry Buendel, Weights and Measures Program Manager, Plant Protection Division, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1856, fax (360) 902-2094, e-mail jbuendel@agr.wa.gov.

October 2, 2012

Mary A. Martin Toohey
Assistant Director

WSR 12-20-067

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed October 3, 2012, 7:14 a.m.]

Subject of Possible Rule Making: Commercial driver's license and motorcycle endorsement fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110, 46.20.049, 46.20.505.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Update the references to fees for the commercial driver's license (WAC 308-100-050) and the motorcycle endorsement (WAC 308-104-016) to reflect recent legislative changes (ESSB 6150).

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

Process for Developing New Rule: Internal review and stakeholder input.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Clark J. Holloway, P.O. Box 9030, Olympia, WA 98507-9030, phone (360) 902-3846, e-mail cholloway@dol.wa.gov, fax (360) 570-7048.

October 3, 2012

Damon Monroe
Rules Coordinator

WSR 12-20-073

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF FISH AND WILDLIFE

[Filed October 3, 2012, 8:59 a.m.]

Subject of Possible Rule Making: This is the sixth round of rule changes in conjunction with the WAC overhaul project. Updates, technical changes, and structural improvements to WACs will be proposed. The agency will clarify language where needed, in tandem with other amendments to

WACs within this rule making. This rule making will also handle changes to titles to clarify the rule's subject matter and in preparation for reorganization and renumbering of Washington department of fish and wildlife's (WDFW) code in 2013.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.013, 77.04.055, 77.12.045, and 77.12.047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Changes to these rules are needed because many of the rules are disorganized and contain conflicting, outdated language. WDFW will consider consolidating and splitting up rules. The project will also repeal outdated and inapplicable rules, if applicable.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Fish and Wildlife Service also regulates fish and wildlife. State regulations may be more restrictive than federal regulations, but not less so. WDFW will coordinate the regulatory landscape of these rule changes, where and if applicable. As these changes are largely structural and technical, it is unlikely that coordination will be necessary.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Joanna Eide, Administrative Regulations Analyst, WDFW Enforcement Program, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2403, fax (360) 902-2156, e-mail Joanna.Eide@dfw.wa.gov. Contact by November 7, 2012. Expected proposal filing on or after November 21, 2012.

October 3, 2012

Joanna M. Eide

Administrative Regulations Analyst

WSR 12-20-076

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Aging and Disability Services Administration)

[Filed October 3, 2012, 9:28 a.m.]

Subject of Possible Rule Making: The department is amending rules in chapter 388-106 WAC, Long-term care services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090, 74.09.520.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is amending rules in WAC 388-106-0130, revising the developmental milestones for children with disabilities. Other necessary changes that arise during this rule making may be incorporated. Other WAC chapters may need to be updated as a result of this rule making.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later

date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Angel Sullivan, P.O. Box 45600, Olympia, WA 98504-5600, phone (360) 725-2495, fax (360) 407-7582, TTY (360) 493-2637, e-mail angel.sullivan@dshs.wa.gov.

October 1, 2012

Katherine I. Vasquez

Rules Coordinator

WSR 12-20-084

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF

FISH AND WILDLIFE

[Filed October 3, 2012, 11:55 a.m.]

Subject of Possible Rule Making: Importation of dead wildlife.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.12.047, 77.12.620.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: For purposes of disease control, updates and provides clarification of regulations affecting the interstate transport of dead wildlife.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nate Pamplin, Wildlife Program Assistant Director, 600 Capitol Way North, Olympia, WA 98504-1091, phone (360) 902-2515. Contact by November 7, 2012. Expected proposal filing on or after November 21, 2012.

October 3, 2012

Joanna M. Eide

Administrative Regulations Analyst