

WSR 13-13-014
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed June 10, 2013, 10:10 a.m.]

Subject of Possible Rule Making: Title 246 WAC, creating a new chapter regarding the secretary of the department of health's authority to issue civil penalties against health carriers and third-party administrators.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.290.060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: State law requires the secretary of the department of health to fine health carriers and third-party administrators for late payment to the Washington Vaccine Association. The Washington Vaccine Association details the conditions and procedures regarding late payment in its legally binding plan of operation. Rule making will secure the secretary's ability to fine health plans and third-party administrators according to the conditions established in this plan of operation.

Process for Developing New Rule: Collaborative.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jeff Wise, Washington State Department of Health, P.O. Box 47843, Olympia, WA 98504, phone (360) 236-3483, fax (360) 236-3590, e-mail jeff.wise@doh.wa.gov. Public notice of rule-making activity and opportunities to submit written comments will be posted on the department's web site at <http://www.doh.wa.gov/AboutUs/DepartmentofHealth/RuleMaking/RuleMakingActivity.aspx>. Testimony from interested parties will be taken at a scheduled public hearing held by the department.

June 10, 2013
 John Wiesman, DrPH, MPH
 Secretary

WSR 13-13-022
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR CONTROL BOARD

[Filed June 12, 2013, 11:15 a.m.]

Subject of Possible Rule Making: Chapter 314-02 WAC, Requirements for retail licensees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: SHB 1001 and ESB 5607 passed in the 2013 legislative session directs the board to adopt rules to implement the new licenses.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules are needed to clarify the new license types and what requirements licensees must meet to obtain and maintain a license.

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

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Karen McCall, Agency Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, (360) 664-1631, fax (360) 664-9689.

June 12, 2013
 Sharon Foster
 Chairman

WSR 13-13-023
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR CONTROL BOARD

[Filed June 12, 2013, 11:15 a.m.]

Subject of Possible Rule Making: Chapter 314-02 WAC, Requirements for retail licensees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: SSB 5396 and 5517 passed in the 2013 legislative session directs the board to adopt rules to implement the new privileges.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules are needed to clarify the law and what requirements licensees must meet to obtain and maintain these privileges.

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

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Karen McCall, Agency Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, (360) 664-1631, fax (360) 664-9689.

June 12, 2013
 Sharon Foster
 Chairman

WSR 13-13-024
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR CONTROL BOARD

[Filed June 12, 2013, 11:16 a.m.]

Subject of Possible Rule Making: Chapter 314-28 WAC, Distillers; chapter 314-20 WAC, Beer, brewers, holders, importers, etc; and chapter 314-24 WAC, Domestic wineries and domestic wine distributors.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 66.24.145 and new section in chapter 66.24 RCW created in SB 5674 allowing beer and wine sales at farmer's markets.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: HB 1149 and SB 5674 passed in the 2013 legislative session directs the board to adopt rules

to implement the new privileges for certain license types. Rules regarding distillers need to be revised to reflect changes in the law. Licensees need clarification on the requirements for beer/wine tasting at farmer's markets.

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

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Karen McCall, Agency Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, (360) 664-1631, fax (360) 664-9689.

June 12, 2013

Sharon Foster

Chairman

WSR 13-13-025

PREPROPOSAL STATEMENT OF INQUIRY

LIQUOR CONTROL BOARD

[Filed June 12, 2013, 11:16 a.m.]

Subject of Possible Rule Making: Chapter 314-38 WAC, Permits.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 66.08.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: SSB 5774 passed in the 2013 legislative session. Rules are needed to clarify the new law for culinary schools that wish to allow their students to taste alcoholic beverages as part of the culinary course.

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

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Karen McCall, Agency Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, (360) 664-1631, fax (360) 664-9689.

June 12, 2013

Sharon Foster

Chairman

WSR 13-13-033

PREPROPOSAL STATEMENT OF INQUIRY EMPLOYMENT SECURITY DEPARTMENT

[Filed June 13, 2013, 11:03 a.m.]

Subject of Possible Rule Making: Amend rules relating to penalties for claimants who commit unemployment insurance fraud. Rules identified to date are WAC 192-220-040 How will the disqualification period and penalty established by RCW 50.20.070 be assessed?, 192-220-045 How is the fraud penalty calculated?, 192-220-050 Will I receive a decision if a fraud penalty changes a redetermination or appeal of another fraud decision? and 192-230-020 How are cash payments and offsets applied to my overpayment? The need for additional amendments or new rules may be identified through the rule-making process.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 50.12.010 and 50.12.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule making will implement sections 1 and 2 of chapter 189, Laws of 2013 (SB 5355). The bill provides a fifteen percent penalty for the first occurrence of fraud by a claimant. The bill also requires that fifteen percent of any fraud penalty collected be deposited in the unemployment insurance trust fund. Rules will be amended to include reference to the new fifteen percent fraud penalty, and to determine the order in which penalties based on fraud will be applied to the overpayment.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Labor (USDOL) reviews the state's administration of the unemployment insurance (UI) program to ensure conformity to federal statutes and regulations. The state has broad flexibility in the implementation of UI laws as long as conformity is maintained. The proposed rules will be shared with USDOL prior to adoption.

Process for Developing New Rule: The proposed rules will be shared with stakeholders identified in the rule-making process. We will solicit input from stakeholders and consider all written comments in the development of the final rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Juanita Myers, UI Rules Manager, Employment Security Department, P.O. Box 9046, Olympia, WA 98507-9046, fax (360) 902-9799, e-mail jmyers@esd.wa.gov. Please include your name, organization (if any), mailing address, e-mail address and telephone number.

June 12, 2013

Dale Peinecke

Commissioner

WSR 13-13-034

PREPROPOSAL STATEMENT OF INQUIRY EMPLOYMENT SECURITY DEPARTMENT

[Filed June 13, 2013, 11:06 a.m.]

Subject of Possible Rule Making: Chapter 192-250 WAC, shared work program, amendments will be made to

implement EHB 1396. Additional changes will be made to clarify policy and procedures and to streamline program operations. WAC 192-250-045 Who is not eligible for participation in the shared work program?, will also be reviewed to determine if program participation should be limited to hourly employees and whether businesses with a tax rate of 5.4 percent or more should continue to be ineligible for program participation.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 50.12.010 and 50.12.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule making will implement chapter 79, Laws of 2013 (EHB 2013 [1396]). The bill makes a number of changes to the shared work program and existing rules must be updated to reflect these changes. Other proposed changes will be considered to improve program operations, including eligibility for participation in the program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Labor (USDOL) reviews the state's administration of the unemployment insurance (UI) program to ensure conformity to federal statutes and regulations. The state has broad flexibility in the implementation of UI laws as long as conformity is maintained. The proposed rules will be shared with USDOL prior to adoption.

Process for Developing New Rule: The proposed rules will be shared with stakeholders identified in the rule-making process. We will solicit input from stakeholders and consider all written comments in the development of the final rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Juanita Myers, UI Rules Manager, Employment Security Department, P.O. Box 9046, Olympia, WA 98507-9046, fax (360) 902-9799, e-mail jmyers@esd.wa.gov. Please include your name, organization (if any), mailing address, e-mail address and telephone number.

June 12, 2013
Dale Peinecke
Commissioner

WSR 13-13-045

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed June 17, 2013, 9:35 a.m.]

Subject of Possible Rule Making: Licensing scrap metal recyclers.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 19.290 RCW, RCW 43.24.086.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: ESHB 1552 was passed during the 2013 legislative session giving the department authority to establish licensing requirements, adopt reasonable rules and regulations for the proper operation and enforcement of chapter 19.290 RCW, and to set all license and renewal fees in accordance with RCW 43.24.086.

The need for rule making meets the exemption criteria outlined in Executive Order 10-06 and will not impact local government.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Law enforcement – a grant program will be created to support additional enforcement efforts targeting metal theft. Amends provisions relating to law enforcement information and hold requests and recordkeeping of metal transactions.

Process for Developing New Rule: Collaborate rule development between department of licensing (DOL), Washington state patrol (WSP) and scrap metal recyclers.

Notice will be made to: Vehicle wreckers and wrecking yards; scrap processors and hulk haulers stakeholders; and the WSP under chapters 46.80 and 46.79 RCW. Communication with the public will be made through the web site and listserv. DOL welcomes the public to take part in developing rules.

To receive additional information by e-mail, please sign up on the listserv at <http://listserv.wa.gov/cgi-bin/wa?A0=RTTO-TRANS-WRECKER-SCRAP-HULK>.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Heidi Graham, Scrap Metal Recycler Program, Business and Professions Division, Department of Licensing, P.O. Box 9039, Olympia, WA 98507-9039, phone (360) 664-6455, e-mail hgraham@dol.wa.gov, fax (360) 586-6703. Additional information will be posted on the scrap metal recycler web site as it becomes available at <http://www-dev.dol.wa.gov/business/scrapmetal/index.html>.

June 17, 2013
Damon Monroe
Rules Coordinator

WSR 13-13-050

PREPROPOSAL STATEMENT OF INQUIRY SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed June 17, 2013, 2:17 p.m.]

Subject of Possible Rule Making: WAC 392-121-188 Instruction provided under contract.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.150.290(1).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: WAC 392-121-188 requires updating to align with the personnel S275 reporting requirements.

Process for Developing New Rule: Early solicitation of public comments and recommendations respecting new, amended, or repealed rules, and consideration of the comments and recommendations in the course of drafting rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Becky McLean, OSPI Enrollment Supervisor, (360) 725-6306, Old Capitol Building, P.O. Box 47200, Olympia, WA.

June 17, 2013
Randy Dorn
Superintendent of
Public Instruction

Supervisor, (360) 725-6306, Old Capitol Building, P.O. Box
47200, Olympia, WA.

June 17, 2013
Randy Dorn
Superintendent of
Public Instruction

WSR 13-13-051

**PREPROPOSAL STATEMENT OF INQUIRY
SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Filed June 17, 2013, 2:17 p.m.]

Subject of Possible Rule Making: WAC 392-140-915
High poverty funding—Process and definition of eligible
schools.

Statutes Authorizing the Agency to Adopt Rules on this
Subject: RCW 28A.150.290(1).

Reasons Why Rules on this Subject may be Needed and
What They Might Accomplish: WAC 392-140-915 requires
updating to clarify the eligibility requirement for districts that
receive remote and necessary funding for one of their
schools.

Process for Developing New Rule: Early solicitation of
public comments and recommendations respecting new,
amended, or repealed rules, and consideration of the com-
ments and recommendations in the course of drafting rules.

Interested parties can participate in the decision to adopt
the new rule and formulation of the proposed rule before pub-
lication by contacting Becky McLean, OSPI Enrollment
Supervisor, (360) 725-6306, Old Capitol Building, P.O. Box
47200, Olympia, WA.

June 17, 2013
Randy Dorn
Superintendent of
Public Instruction

WSR 13-13-052

**PREPROPOSAL STATEMENT OF INQUIRY
SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Filed June 17, 2013, 2:17 p.m.]

Subject of Possible Rule Making: WAC 392-122-421
Full-day kindergarten program—Definitions.

Statutes Authorizing the Agency to Adopt Rules on this
Subject: RCW 28A.150.290(1).

Reasons Why Rules on this Subject may be Needed and
What They Might Accomplish: WAC 392-122-421 requires
updating to align the poverty percentage definition with the
change that was made previously to WAC 392-122-423.

Process for Developing New Rule: Early solicitation of
public comments and recommendations respecting new,
amended, or repealed rules, and consideration of the com-
ments and recommendations in the course of drafting rules.

Interested parties can participate in the decision to adopt
the new rule and formulation of the proposed rule before pub-
lication by contacting Becky McLean, OSPI Enrollment

WSR 13-13-053

**PREPROPOSAL STATEMENT OF INQUIRY
SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Filed June 17, 2013, 2:18 p.m.]

Subject of Possible Rule Making: WAC 392-121-182
Alternative learning experience requirements.

Statutes Authorizing the Agency to Adopt Rules on this
Subject: RCW 28A.150.290(1).

Reasons Why Rules on this Subject may be Needed and
What They Might Accomplish: WAC 392-121-182 requires
updating to clarify questions on current requirements and
possibly to address changes due to pending legislative action.

Process for Developing New Rule: Early solicitation of
public comments and recommendations respecting new,
amended, or repealed rules, and consideration of the com-
ments and recommendations in the course of drafting rules.

Interested parties can participate in the decision to adopt
the new rule and formulation of the proposed rule before pub-
lication by contacting Becky McLean, OSPI Enrollment
Supervisor, (360) 725-6306, Old Capitol Building, P.O. Box
47200, Olympia, WA.

June 17, 2013
Randy Dorn
Superintendent of
Public Instruction

WSR 13-13-055

**WITHDRAWL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed June 17, 2013, 3:27 p.m.]

The department of licensing, collection agencies pro-
gram hereby withdraws proposed [preproposed] WAC 308-
29-025 filed with your office on May 22, 2013, as part of
WSR 13-11-146. This document serves as the official notifi-
cation of our rule withdrawal.

Damon Monroe
Rules Coordinator

WSR 13-13-062
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed June 18, 2013, 9:48 a.m.]

Subject of Possible Rule Making: 2014 industrial insurance premium rates, chapter 296-17 WAC, General reporting rules, audit and recordkeeping, rates and rating system for Washington workers' compensation insurance and chapter 296-17B WAC, Retrospective rating for workers' compensation insurance.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.16.035, 51.04.020(1), and 51.18.010.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Labor and industries is required by law to establish and maintain a workers' compensation classification plan, and to set premium rates that are: (1) The lowest necessary to maintain actuarial solvency of the accident and medical aid funds; and (2) designed to attempt to limit fluctuations in premium rates. The plan must be consistent with recognized principles of insurance. Labor and industries is also required by law to offer retrospective rating plans to employers as a further incentive to encourage workplace safety and prevent employee injury.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other state, local, or federal agency regulates this subject.

Process for Developing New Rule: Premium rates for each classification are developed in part from the past loss experience of employers subject to the classification, changes in benefit levels mandated by law or court decisions, medical inflation, economic and business trends and financial markets. Labor and industries works with the workers' compensation advisory committee (WCAC) and retrospective rating advisory committee as changes are developed. The public can participate in these discussions by attending the WCAC meetings. A schedule of these meetings is available at www.lni.wa.gov/ClaimsIns/Insurance/Learn/Wcac/WcacMtgMin/Default.asp.

The public can also participate in discussions of the retrospective rating advisory committee. A schedule of meetings can be found at www.lni.wa.gov/ClaimsIns/Insurance/Reduce/Qualify/AdvComm/default.asp.

Employers covered by labor and industries will receive notice of the proposed changes and public hearings.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Labor and industries is planning to hold formal public hearings in October 2013, in Tumwater, Tukwila, Bellingham, Vancouver, Kennewick, and Spokane.

Public hearings are anticipated to last until all public comments are received. Inquiries can be directed to Jo Anne Attwood, Classification Services, P.O. Box 44148, Olympia, WA 98504-4148, phone (360) 902-4777, fax (360) 902-4988, e-mail joanne.attwood@lni.wa.gov.

June 18, 2013
 Joel Sacks
 Director

WSR 13-13-065
PREPROPOSAL STATEMENT OF INQUIRY
EASTERN WASHINGTON UNIVERSITY

[Filed June 18, 2013, 10:57 a.m.]

Subject of Possible Rule Making: Repealing chapter 172-116 WAC, Traffic and parking regulations, and adopting chapter 172-100 WAC, Traffic and parking rules, to revise rules related to traffic and parking on the campus of Eastern Washington University. These rules constitute a significant revision that is more easily implemented by repealing the existing chapter and adopting a new chapter.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.35.120(12).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: These rule changes are needed to better facilitate campus safety and access for pedestrians and vehicular traffic and to more accurately reflect current organizational operations and practices.

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

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 Trent Lutey, University Policy Administrator, Office of the President, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, and e-mail tlutey@ewu.edu. A public hearing will be held to permit comment on all proposed rules and revisions.

June 18, 2013
 Trent Lutey
 University Policy Administrator

WSR 13-13-067
PREPROPOSAL STATEMENT OF INQUIRY
EASTERN WASHINGTON UNIVERSITY

[Filed June 18, 2013, 11:38 a.m.]

Subject of Possible Rule Making: Amending chapter 172-118 WAC, Restrictions and regulations for recreational equipment.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.35.120(12).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed revisions narrow the focus of the existing chapter to recreational equipment that is of primary concern, i.e., skateboards, roller skates, inline skates, skate shoes, scooters and similar equipment. The proposed revision restricts the use of such equipment on the university campus in order to reduce physical damage and unnecessary wear to campus property.

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

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 Trent Lutey, University Policy Administrator, Office of the President, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, and e-mail tlutey@ewu.edu. A public hearing will be held to permit comment on all proposed rules and revisions.

June 18, 2013

Trent Lutey
University Policy Administrator

WSR 13-13-068

PREPROPOSAL STATEMENT OF INQUIRY EASTERN WASHINGTON UNIVERSITY

[Filed June 18, 2013, 11:38 a.m.]

Subject of Possible Rule Making: Amending chapter 172-121 WAC, Eastern Washington University student conduct code.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.35.120(12).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: These revisions are needed to improve conduct review proceedings, better comply with changes to state and federal laws, and improve clarity throughout. This update modifies student disciplinary council composition; identifies the university's role as complainant in some cases; clarifies the standard of proof for conduct code proceedings; adds degree revocation to the list of possible sanctions; adds provisions to better comply with Title IX and the Violence Against Women Act; and modifies language throughout the chapter to improve readability.

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

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 Trent Lutey, University Policy Administrator, Office of the President, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, and e-mail tlutey@ewu.edu. A public hearing will be held to permit comment on all proposed rules and revisions.

June 18, 2013

Trent Lutey
University Policy Administrator

WSR 13-13-069

PREPROPOSAL STATEMENT OF INQUIRY EASTERN WASHINGTON UNIVERSITY

[Filed June 18, 2013, 11:42 a.m.]

Subject of Possible Rule Making: Adopting chapter 172-130 WAC, Undergraduate housing requirement, these rules create an on-campus housing requirement for first-year students at Eastern Washington University.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.35.120(12).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: These rule changes are needed to establish a more integrated learning environment and experience for first-year students in order to improve the academic success and retention of those students.

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

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 Trent Lutey, University Policy Administrator, Office of the President, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, and e-mail tlutey@ewu.edu. A public hearing will be held to permit comment on all proposed rules and revisions.

June 18, 2013

Trent Lutey
University Policy Administrator

WSR 13-13-072

PREPROPOSAL STATEMENT OF INQUIRY YAKIMA REGIONAL CLEAN AIR AGENCY

[Filed June 18, 2013, 2:24 p.m.]

Subject of Possible Rule Making: Land application of manure from animal feeding operations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.94.141.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Yakima Regional Clean Air Agency (YRCAA) has been petitioned under the provisions of RCW 34.05.330 to adopt a rule which prohibits the land application of manure from animal feeding operations during times when there exists a ban on outdoor burning or on the use of certain solid fuel burning devices. Such a rule might mitigate the emission and buildup of certain air contaminants.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington state department of ecology, Washington state department of agriculture, South Yakima Conservation District, National Resources Conservation Services, and United States Environmental Protection Agency.

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. Interested parties can participate in the decision of the governing board of director's decision regarding adoption of the rule and formulation of a proposed rule, if any, by contacting Gary W. Pruitt, 329 North 1st Street, Yakima, WA 98901, phone (509) 834-2050, fax (509) 834-2060, gary@yrcaa.org.

Interested parties, including the affected industry, county and city representatives, other public agency representatives, the petitioners, and other known parties of interest, will be contacted by mail to invite participation in the process. One or more special public meetings will be advertised and held to provide public access to the process. Subject to the discretion of the YRCAA governing board of directors, a work group may be established in an effort to promote consensus on the terms of the rule. Interested parties may also comment during regular meetings of the governing board of directors. Comments shall be submitted in writing. However, oral comments will be received during public meetings and such comments will be recorded and transcribed for the record. Information will be made available and the process will be documented on the agency web site.

June 18, 2013
Gary W. Pruitt
Executive Director

and demonstration projects by adopting administrative rules for the federal SNAP administered as the Washington Basic Food program. DSHS adopts rules for cash assistance conforming to federal regulations under Title 45 C.F.R., Title IV-A of the Social Security Act, Title 74 RCW and the approved TANF state plan.

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 Holly St. John, Community Services Division, P.O. Box 45470, Olympia, WA 98504-4904, phone (360) 725-4895, fax (360) 725-4904, e-mail stjohhc@dshs.wa.gov.

June 18, 2013
Katherine I. Vasquez
Rules Coordinator

WSR 13-13-078

PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)

[Filed June 19, 2013, 9:54 a.m.]

Subject of Possible Rule Making: The department is proposing to amend WAC 388-446-0020 What penalties will I receive if I break a food assistance rule on purpose? and related rules regarding fraud. These amendments will adopt penalties for Washington food assistance programs consistent with federal penalties for intentional program violations for the supplemental nutrition assistance program (SNAP).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, 74.08.090, 74.04.510, 74.04.770, 74.12.260, 74.08.580, 9.91.142, 7 C.F.R. 273.16.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amendments proposed under this filing are needed to incorporate federal regulations regarding the allowable use of SNAP benefits. The proposed amendments will provide penalty information to comply with C.F.R. 273.16 for second convictions of food assistance benefits.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: DSHS incorporates regulations from federal agencies, exercises state options, and implements approved waivers