

WSR 14-04-019**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH**

(Dental Quality Assurance Commission)

[Filed January 27, 2014, 7:24 a.m.]

Subject of Possible Rule Making: WAC 246-817-701 through 246-817-760 and 246-817-771 through 246-817-790, administration of anesthetic agents for dental procedures. The dental quality assurance commission (commission) is considering changing monitoring and equipment requirements when dentists administer anesthetic agents for dental procedures. Excluded is WAC 246-817-770, which is opened separately for targeted modifications.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.32.0365 and 18.32.640.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Dentists must comply with requirements listed in WAC 246-817-701 through 246-817-790 when administering any type of anesthetic agents for a dental procedure. This includes local anesthesia, minimal sedation, moderate sedation, deep sedation/analgesia, and general anesthesia. Amendments may be needed to align existing rules with national practice standards currently being used by dentists. The commission wants to evaluate this portion of chapter 246-817 WAC to consider changing the monitoring and equipment requirements to help safeguard patients and to remain consistent with the recognized standard of care.

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

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 by contacting Department of Health, Dental Quality Assurance Commission, Jennifer Santiago, P.O. Box 47852, Olympia, WA 98504, (360) 236-4893, jennifer.santiago@doh.wa.gov. Interested parties may sign up for the commission's listserv at <http://listserv.wa.gov/cgi-bin/wa?SUBED1=dental-qac&A=1>. Notices will be e-mailed through the commission's listserv to its interested parties list. Stakeholders will be invited to participate in open public commission meetings and committee meetings where rule drafting will occur.

January 24, 2014
Trina Castle
Executive Director

WSR 14-04-021**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH**

[Filed January 27, 2014, 8:10 a.m.]

Subject of Possible Rule Making: Chapter 246-120 WAC, creating a new chapter regarding the secretary of health's authority to issue civil penalties against health carriers and third-party administrators. WAC 246-10-501 Appli-

cation of brief adjudicative proceedings, amending to allow agency adjudicative proceedings involving civil penalties against health carriers and third-party administrators to be conducted under a brief adjudicative proceeding.

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 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 in connection with the conditions established in this plan of operation.

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

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 <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.

January 24, 2014

John Wiesman, DrPH, MPH
Secretary

WSR 14-04-047**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH**

[Filed January 27, 2014, 1:54 p.m.]

Subject of Possible Rule Making: WAC 246-916-020 Approved educational programs, the department of health is considering amendments to reduce licensure barriers and allow for graduates of nonaccredited education programs to attain athletic trainer licensure.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.250.020 and 18.250.060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Graduates of nonaccredited programs have expressed concerns regarding barriers to obtaining athletic trainer licensure. The existing rule unintentionally [unintentionally] prohibits graduates of athletic training programs outside of the United States from achieving Washington state licensure. Rule making may be necessary to remove a barrier that prevents otherwise qualified applicants from obtaining licensure.

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

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 by contacting Department of Health, Athletic Trainers Program, Jennifer Santiago, P.O. Box 47852, Olympia, WA 98504, (360) 236-4893, jennifer.santiago@doh.wa.gov. Interested stakeholders may sign up for the programs listserv at <http://listserv.wa.gov/cgi-bin/wa?SUBED1=ATHLETIC-TRAINER&A=1>. All rule-making notices will be e-mailed to the program's interested parties list (listserv) and appropriate state associations. Rule drafting will take place in open public meetings where comments will be accepted verbally and in writing.

January 24, 2014
John Wiesman, DrPH, MPH
Secretary

WSR 14-04-052
PREPROPOSAL STATEMENT OF INQUIRY
PARKS AND RECREATION
COMMISSION

[Filed January 27, 2014, 3:38 p.m.]

Subject of Possible Rule Making: Amending WAC 352-32-250, 352-32-251, and 352-32-030.

Statutes Authorizing the Agency to Adopt Rules on this Subject: The commission's statutory authority to charge fees resides at RCW 79A.05.070(6).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The policy choice has been made by the legislature and former governor to convert the state parks' operating budget from primarily general fund tax support to primarily a "fee for service" organization. These rule changes will allow state parks to apply best practices from the public and private sector with regard to pricing, while respecting our stewardship obligations and the signature service and recreation opportunities that will cause the public to choose to use Washington's state parks.

Process for Developing New Rule: Anyone interested in developing this rule is welcome to contact the staff person identified below. At a later date, the Washington state parks and recreation commission 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 made available 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 Katie Manning, P.O. Box 42650, Olympia, WA 98504-4265 [98504-2650], (360) 902-8631, e-mail katie.manning@parks.wa.gov.

January 27, 2014
Valeria Evans
for Katie Manning
Management Analyst

WSR 14-04-059
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed January 28, 2014, 7:23 a.m.]

The department of health is withdrawing the preproposal statement of inquiry, CR-101, for the creation of a new chapter under Title 246 WAC which was filed as WSR 13-13-014 on June 10, 2013. The proposal developed a rule detailing the secretary of health's authority to issue civil penalties against health carriers and third-party administrators for late payment to the Washington Vaccine Association. The CR-101 does not include the intent to amend the department's adjudicative proceeding rules under chapter 246-10 WAC. The department has determined there may be a need to amend a section of the adjudicative proceeding rules under chapter 246-10 WAC. The department intends to file a new CR-101 to include chapter 246-10 WAC. For this reason, the CR-101 as published in WSR 13-13-014 is no longer needed.

Individuals requiring information on this rule should contact Jeff Wise, office of immunization and child profile, at (360) 236-3483.

Tami Thompson
Regulatory Affairs Manager

WSR 14-04-079
PREPROPOSAL STATEMENT OF INQUIRY
UNIVERSITY OF WASHINGTON

[Filed January 31, 2014, 9:40 a.m.]

Subject of Possible Rule Making: WAC 478-136-041 Alcoholic beverage policy and 478-137-050 Limitations on use.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.20.130.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Due to recent changes in the liquor control board's rules for the special occasion license, the University of Washington proposes making administrative changes to its alcoholic beverage policy. The University of Washington also proposes to clarify rules pertaining to third-party vendors, restrictions at athletic venues, and the time frame for obtaining a license or permit.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The University of Washington will consult with Cascadia Community College concerning those rules that pertain to jointly held facilities at the University of Washington, Bothell/Cascadia Community College colocated campus.

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. Written comments or inquiries may be directed to Rebecca Goodwin Deardorff, Director of Rules Coordination, University of Washington, Rules Coordination Office, Box 351210, Seattle, WA 98195-1210, or e-mail rules@uw.edu.

January 31, 2014
 Rebecca Goodwin Deardorff
 UW Director of
 Rules Coordination

2014. A public hearing on rule amendments is expected to be held May 22, 2014.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lori Anderson, 711 Capitol Way, Room 206, P.O. Box 40908, Olympia, WA 98504-0908, e-mail lori.anderson@pdc.wa.gov, phone (360) 664-2737, or toll-free 1-877-601-2828, fax (360) 753-1112, no later than March 10, 2014.

WSR 14-04-089

**PREPROPOSAL STATEMENT OF INQUIRY
 PUBLIC DISCLOSURE COMMISSION**

[Filed February 3, 2014, 6:21 p.m.]

Subject of Possible Rule Making: Chapter 390-16 WAC. Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.17A.110(1).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Converting to rule PDC Interpretation 07-01 Computing Thresholds for Independent Expenditures. (First approved October 2, 2002, as PDC Interpretation 02-02 Filing a Report of Independent Expenditures that Support or Oppose More than One Candidate or Ballot Measure. Superseded by Interpretation 07-01 March 22, 2007.)

Process for Developing New Rule: The commission will likely consider proposed draft language on February 27, 2014. A public hearing on rule amendments is expected to be held May 22, 2014.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lori Anderson, 711 Capitol Way, Room 206, P.O. Box 40908, Olympia, WA 98504-0908, e-mail lori.anderson@pdc.wa.gov, phone (360) 664-2737 or toll-free 1-877-601-2828, fax (360) 753-1112, no later than March 10, 2014.

February 3, 2014
 Lori Anderson
 Communications and
 Training Officer

February 3, 2014
 Lori Anderson
 Communications and
 Training Officer

WSR 14-04-091

**PREPROPOSAL STATEMENT OF INQUIRY
 PUBLIC DISCLOSURE COMMISSION**

[Filed February 3, 2014, 6:22 p.m.]

Subject of Possible Rule Making: Chapter 390-17 WAC. Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.17A.110(1).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Converting to rule PDC Interpretation 04-01 Contribution Limits: Impact When a Candidate Subject to Limit Does Not Have a Primary Election. Provides guidance to candidates who accept primary election contributions and later learn there will be no primary election. (Interpretation first approved February 24, 2004, revised August 27, 2009, and May 26, 2011.)

Process for Developing New Rule: The commission will likely consider proposed draft language on February 27, 2014. A public hearing on rule amendments is expected to be held May 22, 2014.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lori Anderson, 711 Capitol Way, Room 206, P.O. Box 40908, Olympia, WA 98504-0908, e-mail lori.anderson@pdc.wa.gov, phone (360) 664-2737, or toll-free 1-877-601-2828, fax (360) 753-1112, no later than March 10, 2014.

WSR 14-04-090

**PREPROPOSAL STATEMENT OF INQUIRY
 PUBLIC DISCLOSURE COMMISSION**

[Filed February 3, 2014, 6:21 p.m.]

Subject of Possible Rule Making: WAC 390-16-105, 390-16-115, and 390-16-125.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.17A.110(8).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amendments to the mini reporting rules are necessary to clarify procedures that must be followed when a campaign registers under the mini reporting options, receives contributions or makes expenditures that exceed the mini reporting eligibility criteria, and continues to accept contributions and/or make expenditures.

Process for Developing New Rule: The commission will likely consider proposed draft language on February 27,

February 3, 2014
 Lori Anderson
 Communications and
 Training Officer

WSR 14-04-115

**PREPROPOSAL STATEMENT OF INQUIRY
 HEALTH CARE AUTHORITY**

(Washington Apple Health)

[Filed February 4, 2014, 2:02 p.m.]

Subject of Possible Rule Making: The agency is amending the following nonemergency medical transportation rules WAC 182-546-5000, 182-546-5100, 182-546-5200, 182-546-5300, 182-546-5400, 182-546-5500, 182-546-5550,

182-546-5600, 182-546-5700, 182-546-5800, 182-546-5900, 182-546-6000, 182-546-6100, and 182-546-6200.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revisions to these sections are necessary to update erroneous rule citations and change "MAA" or "the department" to "the agency" throughout. During the course of this review, the agency may identify additional changes that are required in order to improve or update policy.

Process for Developing New Rule: The health care authority (HCA) welcomes the public to take part in developing this rule. If interested, contact the person identified below to receive an early rule draft to review. After the early review, HCA will send a notice of proposed rule making (CR-102) to everyone receiving this notice and 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 Wendy L. Barcus, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail wendy.barcus@hca.wa.gov.

February 4, 2014
Kevin M. Sullivan
Rules Coordinator

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.

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 Brad White, Acting 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 bwhite@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.

February 5, 2014
Brad White
Acting Assistant Director

WSR 14-04-123

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed February 5, 2014, 8:57 a.m.]

Subject of Possible Rule Making: Chapter 16-662 WAC, Weights and measures—National handbooks and retail sale of motor fuel. The department is considering adopting, in whole or in part:

(1) The 2014 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 2014 edition of NIST Handbook 130 (uniform laws and regulations in the areas of legal metrology and engine fuel quality); and

(3) The 2014 edition of NIST Handbook 133 (checking the net contents of packaged goods).

The agency may consider: Modifications to the requirements for posting of prices of the retail sales of motor fuels; incorporating (with modifications) chapter 16-664 WAC, National type evaluation program, into the current rule; and 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: RCW 19.94.190, 19.94.195, 19.112.020, 19.112.-140, and chapter 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

WSR 14-04-124

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed February 5, 2014, 9:03 a.m.]

Subject of Possible Rule Making: Chapter 16-664 WAC, National type evaluation program, the department is considering repealing this entire chapter and moving still relevant sections with revisions to chapter 16-662 WAC, Weights and measures—National handbooks and retail sale of motor fuel.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 19.94.190, 19.94.195, and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule is to assure users, sellers, manufacturers, and weights and measures officials that a particular model or type of device and/or equipment is capable of meeting applicable standards. The chapter, with modifications, is proposed to 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 Brad White, Acting 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 bwhite@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.

February 5, 2014
Brad White
Acting Assistant Director

or mailing address Gayle Carlson, ITA Division, P.O. Box 47453, Olympia, WA 98504-7453.

Written and oral comments will be accepted at the public meeting.

Public meeting location: Capital Plaza Building, 4th Floor Exec Conference Room, 1025 Union Avenue S.E., Olympia, WA, call-in option can be provided upon request no later than three days before the meeting date, by March 11, 2014, at 10:00 a.m.

Assistance for persons with disabilities: Contact Mary Carol LaPalm, (360) 725-7499 or Renee Cosare (360) 725-7514 no later than ten days before the meeting date. For hearing impaired please contact us via the Washington relay operator at (800) 833-6384.

February 5, 2014
Dylan Waits
Rules Coordinator

WSR 14-04-126

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF REVENUE

[Filed February 5, 2014, 9:07 a.m.]

Subject of Possible Rule Making: WAC 458-20-18801 (Rule 18801) Prescription drugs, prosthetic and orthotic devices, ostomic items, and medically prescribed oxygen and 458-20-168 (Rule 168) Hospitals, nursing homes, boarding homes, adult family homes and similar health care facilities.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 82.32.300 and 82.01.060(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule 18801 explains the B&O and retail sales tax reporting responsibilities of persons selling medical products such as prescription drugs, over-the-counter drugs, prosthetic devices, and durable medical equipment. The rule provides definitions and examples, and explains the documentation requirements for persons claiming a retail sales tax exemption. The information in the current rule is out-of-date, and the department anticipates updating the rule to reflect current law.

Rule 168 explains the B&O, retail sales, and use tax responsibilities of persons operating hospitals, nursing homes, and similar health care facilities. The rule also identifies certain retail sales and use tax exemptions that may apply to persons operating these facilities. The department is considering an update and restructuring of the information in this rule to provide more clarity.

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

Process for Developing New Rule: Parties interested in this rule making may contact the individual listed below. The public may also participate by providing written comments throughout this rule making or giving oral testimony at the public meeting or public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. A preliminary draft of possible rule changes is available via the department's online Rules Agenda.

Written comments may be submitted by mail and should be directed to Gayle Carlson at e-mail GayleC@dor.wa.gov,

WSR 14-04-128

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed February 5, 2014, 9:55 a.m.]

Subject of Possible Rule Making: The department is proposing to amend WAC 388-444-0030 Do I have to work to be eligible for Basic Food benefits if I am an able-bodied adult without dependents (ABAWD)?, and other related rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.08.090, 74.04.500, 74.08A.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The community services division is proposing to amend WAC 388-444-0030 to provide the annual update to Washington's supplemental nutrition assistance program (SNAP) state plan concerning ABAWD time-limits, work requirements, and possible waivers for certain geographic areas. The current ABAWD waiver is due to expire September 30, 2014. This rule filing is needed to reflect any new waivers in state code.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Agriculture, Food and Nutrition Service (FNS) enforces the provisions of the federal SNAP as enacted in the 2008 Food and Nutrition Act and codified in the Code of Federal Regulations. The department will develop amendments to ABAWD rules that are consistent with the act, federal regulations, FNS administrative notices and interim guidance.

The state legislature authorizes the department to administer the food stamp program (SNAP) and food assistance program for legal immigrants under RCW 74.04.500, 74.04.510, and 74.08A.120.

DSHS incorporates regulations from the federal agencies, exercises state options, and implements approved waivers of federal regulatory requirements by adopting adminis-

trative rules for food assistance programs administered under the Washington Basic Food program.

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 Bob Thibodeau, Program Manager, Economic Services Administration, Community Services Division, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4634, fax (360) 725-4905, e-mail thiborl@dshs.wa.gov.

February 5, 2014
Katherine I. Vasquez
Rules Coordinator

WSR 14-04-129

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Developmental Disabilities Administration)

[Filed February 5, 2014, 9:56 a.m.]

Subject of Possible Rule Making: The department is revising and updating chapter 388-827 WAC, State supplementary payment program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.12.030 General authority of secretary—Rule adoption.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is amending chapter 388-827 WAC, State supplementary payment program. The amendments and revisions to the rules throughout the chapter will provide additional information regarding client eligibility criteria, award amounts, update references to other rules that have changed and other necessary program details to provide more consumer accessible rules and to promote a more consistent statewide administration of the department's state supplementary payment program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Social Security Administration promulgates rules governing supplemental security income (SSI), Social Security Title II benefits as a disabled adult child (DAC) and state supplementary payment programs which provide the foundation for Washington's state supplementary payment program.

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 Alan McMullen, Developmental Disabilities Administration, P.O. Box 45310, Olympia, WA 98504-5310, phone (360) 725-3524, fax (360) 407-0955, TTY 1-800-833-6388, e-mail alan.mcmullen@dshs.wa.gov.

February 5, 2014
Katherine I. Vasquez
Rules Coordinator

WSR 14-04-132

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF

FISH AND WILDLIFE

[Filed February 5, 2014, 11:32 a.m.]

Subject of Possible Rule Making: The department is considering rule amendments to provide guidelines for issuing geoduck dive licenses in response to statutory changes limiting the number of commercial geoduck dive licenses issued by the Washington department of fish and wildlife (WDFW) to seventy-seven each calendar year beginning January 1, 2015.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 77.65.410 was amended to limit the number of commercial geoduck dive licenses issued by WDFW to no more than seventy-seven per calendar year. The department must comply with Washington state law. The department is considering amending rules to provide an equitable process for the issuance of commercial geoduck dive licenses due to the changes to RCW 77.65.410.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department of natural resources (DNR) and WDFW, in partnership with industry stakeholders, establish safety certification for all geoduck divers. A person must have a safety certificate for diving and be on a current DNR geoduck harvest plan agreement to obtain a geoduck dive license from WDFW. WDFW will coordinate with DNR throughout the rule-making process where 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 Bill Joplin or Frank Hawley, WDFW Licensing Division, 600 Capitol Way North, Olympia, WA 98504-1091, Bill Joplin, phone (360) 902-2302, fax (360) 902-2464, e-mail bill.joplin@dfw.wa.gov; Frank Hawley, phone (360) 902-2453, fax (360) 902-2464, e-mail frank.hawley@dfw.wa.gov. Contact by March 24, 2014. Expected proposal filing on or after April 2, 2014.

February 5, 2014
Joanna M. Edie
Rules Coordinator