

**WSR 14-17-005****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF COMMERCE**

[Filed August 7, 2014, 2:02 p.m.]

Subject of Possible Rule Making: Chapter 365-196 WAC, eligibility and procedural criteria for a slow growing rural county and cities within to revert to partially planning under the Growth Management Act (GMA) (chapter 36.70A RCW) instead of fully planning under the GMA.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 36.70A.040, 36.70A.060, and 36.70A.280.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To provide new procedural guidelines to reflect statutory changes adopted in 2014 that would allow eligible counties and cities within, to revert to partially planning obligations under the GMA, rather than fully planning requirements of the GMA.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of commerce (commerce) will use a stakeholder work group to provide input on rule making. Commerce may utilize the inter-agency work group (IAWG) on growth management for ongoing coordination with agencies that work with local governments on GMA issues. The IAWG is a group of state agency representatives that meet regularly to coordinate state agency participation in local government GMA planning. It includes representatives from the departments of ecology; transportation; fish and wildlife; health; natural resources; agriculture; social and health services; and other state agency representatives as needed.

Process for Developing New Rule: Stakeholder group and the public are encouraged to provide comments and recommendations on draft rules to be posted on the commerce growth management services web site at [www.commerce.wa.gov/Services/localgovernment/GrowthManagement/Pages/default.aspx](http://www.commerce.wa.gov/Services/localgovernment/GrowthManagement/Pages/default.aspx) and distributed to a listserv mailing list. Commerce will coordinate with local government agencies at quarterly planner forums and other venues at local request. After new rules are proposed, the public may also participate by providing written comments and/or testimony.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. For information contact Bruce Hunt, Growth Management Services Unit, (509) 280-3602 or [bruce.hunt@commerce.wa.gov](mailto:bruce.hunt@commerce.wa.gov). The public can participate by submitting written comments by e-mail to [WACupdate@commerce.wa.gov](mailto:WACupdate@commerce.wa.gov), or standard mail to WAC Update, Growth Management Services, Washington Department of Commerce, 10 North Post, Suite 450, Spokane, WA 99201. The project web page is [www.commerce.wa.gov/Services/localgovernment/GrowthManagement/Pages/default.aspx](http://www.commerce.wa.gov/Services/localgovernment/GrowthManagement/Pages/default.aspx), commerce maintains a listserv e-mail distribution list for those interested in receiving ongoing information about this process. Instructions to register for the listserv are available on the project web page.

August 7, 2014  
Nick Demerice  
Assistant Director  
External Relations

**WSR 14-17-030****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF AGRICULTURE**

[Filed August 13, 2014, 9:41 a.m.]

Subject of Possible Rule Making: Chapter 16-29 WAC, Animal disease traceability.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 16.36.150 and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: During the 2011 legislative session, the Washington state department of agriculture (WSDA) was given authority to assess a fee of no more than forty cents per head on cattle sold or slaughtered in the state or transported out-of-state. The generated revenue will be used to administer animal disease traceability activities for cattle in Washington. WSDA is considering developing a new WAC within Title 16 WAC that would establish a proposed fee and describe the department's process in assessing and collecting the fee.

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

Process for Developing New Rule: WSDA staff will develop the rule proposal with the help of industry input. Interested parties will be given the opportunity to participate during the public hearing and public comment process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jodi Jones, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504, phone (360) 902-1889, fax (360) 902-2087, e-mail [jjones@agr.wa.gov](mailto:jjones@agr.wa.gov).

August 13, 2014  
Lynn M. Briscoe  
Assistant Director

**WSR 14-17-039****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING**

[Filed August 14, 2014, 7:49 a.m.]

Subject of Possible Rule Making: WAC 308-104-050 Waiver of driver training education requirement—When granted.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110 and 46.20.100.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Update the list of participants in the committee to review requests for waiver of the driver training education requirement when applying for a driver's license in order to [do] internal restructuring within the department of licensing and the office of the superintendent of public instruction.

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

Process for Developing New Rule: Solicit input from interested parties.

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, Department of Licensing, P.O. Box 9020, Olympia, WA 98507-9020, (360) 902-3846, [cholloway@dol.wa.gov](mailto:cholloway@dol.wa.gov).

August 14, 2014  
Damon Monroe  
Rules Coordinator

#### WSR 14-17-042

##### PREPROPOSAL STATEMENT OF INQUIRY

##### HEALTH CARE AUTHORITY

(Washington Apple Health)

[Filed August 14, 2014, 10:47 a.m.]

Subject of Possible Rule Making: WAC 182-550-1050 Hospital services definitions, 182-550-2900 Payment limits—Inpatient hospital services, 182-550-4400 Services—Exempt from DRG payment, and other rules and [as] appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The health care authority (HCA) is setting the standard for how administrative days are allowed.

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

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The division of behavioral health and recovery (DBHR) in the department of social and health services.

HCA will coordinate with DBHR when amending these rules.

Process for Developing New Rule: 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 Jason Crabbe, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail [jason.crabbe@hca.wa.gov](mailto:jason.crabbe@hca.wa.gov).

August 14, 2014  
Kevin M. Sullivan  
Rules Coordinator

#### WSR 14-17-043

##### PREPROPOSAL STATEMENT OF INQUIRY HEALTH CARE AUTHORITY

(Washington Apple Health)

[Filed August 14, 2014, 10:49 a.m.]

Subject of Possible Rule Making: WAC 182-550-1300 Revenue code categories and subcategories, 182-550-1350 Revenue code categories and subcategories—CPT and HCPCS reporting requirements for outpatient hospitals, 182-550-1400 Covered and noncovered revenue codes categories and subcategories for inpatient hospital services, 182-550-1500 Covered and noncovered revenue code categories and subcategories and outpatient hospital services, 182-550-1600 Specific items/services not covered, and other rules and [as] appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The health care authority (HCA) is updating revenue code descriptions and providing additional instructions on how to use revenue codes appropriately.

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

Process for Developing New Rule: 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 Jason Crabbe, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail [jason.crabbe@hca.wa.gov](mailto:jason.crabbe@hca.wa.gov).

August 14, 2014  
Kevin M. Sullivan  
Rules Coordinator

#### WSR 14-17-045

##### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed August 14, 2014, 1:03 p.m.]

Subject of Possible Rule Making: Licensing reciprocity with other states.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.140.030(1).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Change existing rules to come into compliance with a federal requirement under Title XI, Dodd-Frank Act to remove all state restrictions on reciprocity.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Appraisal Subcommittee, 1401 H Street N.W., Suite 760, Washington, DC 20005.

Process for Developing New Rule: The director must have the advice and approval of the real estate appraiser commission to do rules.

Kevin M. Sullivan  
Rules Coordinator

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dee Sharp, P.O. Box 9021, Olympia, WA 98507-9021, (360) 664-6504, e-mail DSharp@dol.wa.gov.

August 14, 2014  
Damon Monroe  
Rules Coordinator

**WSR 14-17-062**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**PROFESSIONAL EDUCATOR**  
**STANDARDS BOARD**

[Filed August 15, 2014, 9:53 a.m.]

Subject of Possible Rule Making: Chapter 181-78A WAC, Teacher preparation programs, higher education programs standards for approval.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.210.410, 28A.305.130, 28A.410.010, and 28A.150.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The professional educator standards board (PESB) is responsible for teacher certification and preparation programs. The legislature continually directs the activities of teacher preparation and qualifications. Rule-making authority is granted to the PESB for Title 181 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: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. PESB meeting[s] are open to the public and regularly scheduled. The calendar of meetings is announced on the web site [www.PESB.wa.gov](http://www.PESB.wa.gov).

August 15, 2014  
David Brenna  
Senior Policy Analyst

**WSR 14-17-063**  
**WITHDRAWL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**

[Filed August 15, 2014, 12:28 p.m.]

The health care authority requests the withdrawal of the preproposal statement of inquiry filed as WSR 14-03-069 (WAC 182-547-0800 Hearing aids—Coverage—Clients twenty years of age and younger).

**WSR 14-17-064**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**

(Washington Apple Health)

[Filed August 15, 2014, 12:31 p.m.]

Subject of Possible Rule Making: WAC 182-547-0800 Hearing aids—Coverage—Clients twenty years of age and younger and 182-531-0375 Audiology services, and other related sections as necessary.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is adding bilateral cochlear implants as a covered benefit for clients twenty years of age and younger. The agency uses health technology assessment in determining coverage for new or existing technology when coverage is not mandated by federal or state law. This policy decision complies with a recent health technology assessment decision made by the health technology clinical committee.

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 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](mailto:wendy.barcus@hca.wa.gov).

August 15, 2014  
Kevin M. Sullivan  
Rules Coordinator

**WSR 14-17-088**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**

[Filed August 19, 2014, 7:34 a.m.]

Subject of Possible Rule Making: Chapter 296-17B WAC, Retrospective rating for workers' compensation insurance.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.18.005, 51.04.020, and 51.16.035.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: When retro rules were updated in 2011, department of labor and industries (L&I) made a commitment to revisit the studies leading to the cur-

rent hazard group assignments, formulas and tables, and to update them if needed.

This rule making begins the process of repeating the studies behind the 2011 rules, and to identify any necessary updates or changes.

This rule making is also intended to open the dialog with the broader retro community and other stakeholders in order to ensure appropriate public input.

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 issue.

Process for Developing New Rule: L&I will solicit public input by way of direct mailings, the retro web page, listserv, formal and informal meetings, including the retro and workers' compensation advisory committee meetings. L&I will use this input to formulate proposed changes to the existing rules. We will advise customers of future rule making by direct mailing, meetings and/or the internet.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. L&I will initiate communication through the retrospective rating advisory committee and will post notices on the retro web page and listserv. Interested parties may request information on our rules process at <http://www.lni.wa.gov/LawRule/ruleProcess.asp> and may submit comments electronically to [Diane.Doherty@Lni.wa.gov](mailto:Diane.Doherty@Lni.wa.gov), by fax (360) 902-4258 or by calling (360) 902-5903.

August 19, 2014  
Joel Sacks  
Director

- No requirements are changing because of this preproposal.
- Consistent format for all DOSH safety and health rules.
- Easy to access rules for smart phone and table [tablet] users.
- Bookmarks in the rules allow easy navigation in PDF files.
- Bullets and dashes are removed and replaced with numbers and letters for easier referencing.
- Enhances rule update efficiency for customers by allowing for faster updates through electronic postings.

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 the formulation of these rules for proposal may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Megan Mulvihill, Administrative Regulations Analyst, Department of Labor and Industries, DOSH, P.O. Box 44620, Olympia, WA 98504-4620, phone (360) 902-6068, e-mail [muln235@lni.wa.gov](mailto:muln235@lni.wa.gov).

August 19, 2014  
Joel Sacks  
Director

**WSR 14-17-089**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
[Filed August 19, 2014, 7:35 a.m.]

Subject of Possible Rule Making: eRules; chapter 296-56 WAC, Safety standards for longshore, stevedore, and waterfront operations; chapter 296-809 WAC, Confined spaces; chapter 296-806 WAC, Machine safety; chapter 296-828 WAC, Hazardous chemicals in laboratories; chapter 296-860 WAC, Railroad clearances and walkways in private rail yards and plants; and chapter 296-864 WAC, Split (multi-piece) rim and single-piece rim wheels.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: When the agency updated its web site, template division of occupational safety and health (DOSHS) rules in HTML were broken and DOSHS began forwarding rule users to the office of the code reviser web site, causing more confusion among customers. This preproposal package will resolve stakeholder issues that have caused confusion for rule users by bringing one clear and consistent format to all of our rules. This preproposal will accomplish the following:

**WSR 14-17-092**  
**WITHDRAWAL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF LICENSING**  
[Filed August 19, 2014, 8:53 a.m.]

The department of licensing, board of registration for funeral and cemetery, requests withdrawal of the proposed rule making filed as WSR 14-10-026, chapters 308-48 and 98-70 WAC. The CR-101 was filed on April 28, 2014, and appearing in issue 14-10 of the State Register. This document serves as the official notification of our rule withdrawal.

Damon Monroe  
Rules Coordinator

**WSR 14-17-107**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**WASHINGTON STATE PATROL**  
[Filed August 19, 2014, 1:50 p.m.]

Subject of Possible Rule Making: Fireworks.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.77.250.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed changes will likely include but may not be limited to:

- Adoption of established national and industry standards which will remove a number of section[s] and the entire appendix of the existing rules.
- Consolidation of the definitions and removal of redundant definitions for things already defined in chapter 70.77 RCW.
- Identification of rule violations and penalties.
- Establish different levels of a pyrotechnic operator consistent with industry and other states.
- Identify when federal licenses are required with fireworks that are designated explosives.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: L&I, Attorney General's Office, Bureau of Alcohol, Tobacco, Firearms and Explosives, United States Consumer Product Safety Commission.

Process for Developing New Rule: Negotiated rule making; and agency initiated.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dan Johnson, P.O. Box 42642, Olympia, WA 98504-2642, (360) 596-3913, fax (360) 596-3734, Dan.johnson@wsp.wa.gov.

August 19, 2014  
John R. Batiste  
Chief

### WSR 14-17-109

#### PREPROPOSAL STATEMENT OF INQUIRY WASHINGTON STATE PATROL

[Filed August 19, 2014, 1:50 p.m.]

Subject of Possible Rule Making: Collision reporting threshold.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.52.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed changes would increase the accident threshold to \$1000 based on the United States City Average Consumer Price Index for all Urban Consumers for Motor Vehicle Body Work from the Bureau of Labor Statistics as provided by the office of financial management.

Process for Developing New Rule: Agency initiated.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Heather Anderson, Washington State Patrol, Criminal Records Division, 3000 Pacific Avenue, Suite 202, Olympia WA 98504-2619, (360) 534-2103, fax (360) 534-2070, Heather.anderson@wsp.wa.gov.

August 19, 2014  
John R. Batiste  
Chief

### WSR 14-17-110

#### PREPROPOSAL STATEMENT OF INQUIRY WASHINGTON STATE PATROL

[Filed August 19, 2014, 1:51 p.m.]

Subject of Possible Rule Making: Authorized emergency vehicle permits.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.37.194.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed changes will likely include but may not be limited to:

Updating current language for clarification to include the addition of definitions.

Clarification with regard to the overall process which may include additional documentation for permitting and cleanup to the existing language.

Ability for electronic processing of applications.

Process for Developing New Rule: Negotiated rule making; and agency initiated.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Melissa Van Gorkom, P.O. Box 42600, Olympia, WA 98504-2600, (360) 596-4017, Melissa.van.gorkom@wsp.wa.gov.

August 19, 2014  
John R. Batiste  
Chief

### WSR 14-17-115

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed August 20, 2014, 8:49 a.m.]

Subject of Possible Rule Making: Chapter 308-48 WAC, Funeral licensing services and chapter 98-70 WAC, Cemetery licensing services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 68.05.205, 18.39.050.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed rule change will suspend fee amounts for a preset period of time. We expect the fee suspension will be in place for two years. This program is required to be self-supporting and operates out of a dedicated fund. Revenue currently being generated to cover the cost of the program is excessive without the fee suspension in place. This trend is expected to continue over the next couple of years. The suspended fees would have a positive impact on new applicants and existing licensees. These proposed rule amendments are supported by industry.

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

Process for Developing New Rule: Direct notice will be made to stakeholders and all active licensees under chapters 18.39 and 68.05 RCW. Details will be posted on our web site and distributed through the funeral and cemetery board list-serv.

To receive information by e-mail, please sign up on the funeral and cemetery board listserv at <http://listserv.wa.gov/cgi-bin/wa?A0=FUNERAL-AND-CEMETERY-BOARD>.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Autumn Dryden, Washington State Funeral and Cemetery Licensing Board, Department of Licensing, phone (360) 664-1497, fax (360) 570-7098, e-mail [funerals@dol.wa.gov](mailto:funerals@dol.wa.gov). Additional information will be posted on the funeral and cemetery board web site as it becomes available at <http://www.dol.wa.gov/business/funeralcemetery/>.

August 20, 2014  
Damon Monroe  
Rules Coordinator

### WSR 14-17-116

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Filed August 20, 2014, 9:00 a.m.]

Subject of Possible Rule Making: Amending existing department rules to designate additional catch areas on the Columbia River.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: New catch area designations are needed to aid in management of existing and emergent commercial fishing opportunities on the Columbia River. Evolving and emerging commercial fisheries require managing subsections of existing catch areas and/or designation of new catch areas. Some of these management changes are in response to the Columbia River Basin Salmon Management Policy C-3620.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington and Oregon comanage fisheries in the Columbia River which includes concurrent designations of catch areas. The department will coordinate with Oregon as necessary to accomplish any proposed rule changes.

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, Rules Coordinator, WDFW Enforcement, 600 Capitol Way North, Olympia, WA 98501, phone (360) 902-2403, fax (360) 902-2155, e-mail [Rules.Coordinator@dfw.wa.gov](mailto:Rules.Coordinator@dfw.wa.gov).

August 20, 2014  
Joanna M. Eide  
Rules Coordinator

### WSR 14-17-119

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Filed August 20, 2014, 9:17 a.m.]

Subject of Possible Rule Making: The department is considering amendments to WAC 220-44-050 and 220-69-230 to:

- (1) Add requirements for the reporting of slope rockfish species delivered into the state, and
- (2) Update agency contact information.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.020, 77.04.055, 77.04.090, 77.15.045, and 77.12.047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Effective January 1, 2015, federal regulations will require the sorting of three slope rockfish species when landed into the state. This rule change is needed to effectively comply with the revised federal regulations and maintain or improve the accuracy of the department's catch accounting and port sampling efforts.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department will coordinate this proposed rule change with the National Marine Fisheries Service and other west coast states through the Pacific Fishery Management Council and the coastal treaty tribes. This rule change will not affect the tribal fisheries; however, the tribes may independently choose to enact similar regulations.

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 Corey Niles, Coastal Marine Policy Lead, 48 Devonshire Road, Montesano, WA 98563, e-mail [corey.niles@dfw.wa.gov](mailto:corey.niles@dfw.wa.gov), phone (360) 249-1223, fax (360) 249-1229.

August 20, 2014  
Joanna M. Eide  
Rules Coordinator

### WSR 14-17-120

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Filed August 20, 2014, 9:17 a.m.]

Subject of Possible Rule Making: Technical amendments to department recreational fishing rules.

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: Technical changes are needed to department rules related to recreational fishing that will not be addressed in the sport rules annual rule-making process. These changes are needed as a result of a recent rule change to split up former WAC 232-28-619 into several separate WAC sections based on geographic areas, now codified

in chapter 220-310 WAC. Edits to rules are needed to ensure the rules function as intended and for accuracy and clarity. The department may consider additional technical rule changes outside chapter 220-310 WAC as needed to promote consistency and clarity in department rules related to recreational fishing.

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 Joanna Eide, Rules Coordinator, WDFW Enforcement, 600 Capitol Way North, Olympia, WA 98501, phone (360) 902-2403, fax (360) 902-2155, e-mail Rules.Coordinator@dfw.wa.gov.

August 20, 2014  
Joanna M. Eide  
Rules Coordinator

#### WSR 14-17-121

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Filed August 20, 2014, 9:18 a.m.]

Subject of Possible Rule Making: The department is considering rule changes relating to the aquatic lands enhancement account (ALEA) application period, WAC 220-130-040 Review and selection process.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.12.047, and 77.100.060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed rule change would allow a biennial application period. A biennial period rather than an annual application period is needed to reduce staff workload and program costs associated with conducting an annual application review process.

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 Joshua Nicholas, WDFW Fish Program, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2685, fax (360) 902-2183, e-mail josh.nicholas@dfw.wa.gov.

August 20, 2014  
Joanna M. Eide  
Rules Coordinator

#### WSR 14-17-123

**PREPROPOSAL STATEMENT OF INQUIRY  
HEALTH CARE AUTHORITY**

(Washington Apple Health)

[Filed August 20, 2014, 9:47 a.m.]

Subject of Possible Rule Making: WAC 182-500-0010 Medical assistance definition—A and 182-503-0130 Washington apple health—Authorized representative.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency will be creating a new rule regarding client authorized representatives.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of social and health services.

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 Amy Emerson, P.O. Box 42716, Olympia, WA 98504-2716, phone (360) 725-1348, fax (360) 586-9727, TTY 1-800-848-5429, e-mail amy.emerson@hca.wa.gov.

August 20, 2014  
Kevin M. Sullivan  
Rules Coordinator

#### WSR 14-17-137

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF REVENUE**

[Filed August 20, 2014, 11:55 a.m.]

Subject of Possible Rule Making: Amending three rules; decodifying and recodifying two rules; and repealing ten rules in chapter 458-276 WAC, Access to public records. These rules explain the public records Act, chapter 42.56 RCW, establish the procedures the department of revenue (department) will follow to provide the public access to public records.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 42.56 RCW, Public Records Act and RCW 82.01.060(2) (department's rule-making authority).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Updating these rules interpreting the Public Records Act, chapter 42.56 RCW, will clarify and update the procedures the department follows to provide access to public records. These rules will provide information and establish processes for requesting and obtaining access to public records. These rules also explain statutory exemptions from disclosure.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies:

cies: The attorney general has adopted model public records disclosure rules that provide information about the Public Records Act and its interpretation (chapter 44-14 WAC).

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 will be made available via the department's online Rules Agenda at a later date.

Written comments may be submitted and should be directed to Mark E. Bohe, ITA Division, P.O. Box 47453, Olympia, WA 98504-7453, e-mail markbohe@dor.wa.gov.

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

Public Meeting Location: Capital Plaza Building, Fourth Floor Executive Conference Room, 1025 Union Avenue S.E., Olympia, WA, on September 23, 2014, at 10:00 a.m. *Call-in option can be provided upon request no later than three days before the meeting date.*

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.

August 20, 2014  
Dylan Waits  
Rules Coordinator