### WSR 14-20-003 NOTICE OF PUBLIC MEETINGS PARKS AND RECREATION COMMISSION

[Filed September 18, 2014, 9:22 a.m.]

As required by RCW 42.30.075, Open Public Meetings Act, the following schedule is submitted for publishing in the Washington State Register.

The Washington state parks and recreation commission has adopted the following 2015 regular meeting schedule and locations.

| January 28-29  | Olympia          |
|----------------|------------------|
| March 25-26    | Lakewood         |
| May 13-14      | Ephrata Cle Elum |
| July 22-23     | Poulsbo          |
| September 9-10 | Spokane          |
| November 18-19 | Stevenson        |
| December 3     | Issaquah         |

The actual building or facility locations for all the meetings have not yet been determined and will be announced at the close of each regular meeting. The meeting locations may be obtained by writing to the Director, Washington State Parks and Recreation Commission, P.O. Box 42650, Olympia, WA 98504-2650, or by calling (360) 902-8502.

Regular meetings run from 8 a.m. to 5 p.m. and include an opportunity for public comment. The commission typically meets in a work session from approximately noon to 4:30 p.m. the day prior to the regular meeting in the same location or at a location near the regular meeting location. Work sessions are educational sessions on park operations and issues that eventually may go before the commission.

The commission may also tour area sites or parks the day following the regular meeting. No public comment and/or formal action are taken at work sessions and tours. The commission chair may call special meetings at any time; all special meetings are announced in advance.

The public is welcome to attend all state park and recreation commission meetings. Meeting sites will be barrier free to the greatest extent feasible. The commission will provide Braille or taped agenda items for the visually impaired and interpreters for those with hearing impairments if a request is received at the appropriate address shown above at least ten working days in advance of the scheduled meeting date.

Agendas are posted on the agency web site http://www.parks.wa.gov/agency/commissionmeetings at least one week in advance of meetings, and commission action posted.

# WSR 14-20-004 NOTICE OF PUBLIC MEETINGS COUNTY ROAD ADMINISTRATION BOARD

[Filed September 18, 2014, 12:28 p.m.]

MEETING NOTICE: October 30, 2014

County Road Administration

Board

2404 Chandler Court S.W.

Suite 240

Olympia, WA 98504 1:00 p.m. to 5:00 p.m.

MEETING NOTICE: October 31, 2014

County Road Administration

Board

2404 Chandler Court S.W.

Suite 240

Olympia, WA 98504 8:30 a.m. to noon

Individuals requiring reasonable accommodation may request written materials in alternative formats, sign language interpreters, physical accessibility accommodations, or other reasonable accommodation, by contacting Karen Pendleton at (360) 753-5989, hearing and speech impaired persons can call 1-800-833-6384.

If you have questions, please contact Karen Pendleton at (360) 753-5989.

### WSR 14-20-006 INTERPRETIVE STATEMENT DEPARTMENT OF HEALTH

[Filed September 18, 2014, 1:41 p.m.]

### NOTICE OF ADOPTION OF AN INTERPRETIVE STATEMENT

Title of Interpretive Statement: Interpretive Statement OD 13-01 - Prescriptions written on tamper-resistant paper.

Issuing Entity: Board of optometry.

Subject Matter: The board of optometry interprets the requirement that written prescription[s] be on an approved tamper-resistant prescription pad or paper to also apply to written contact lens prescriptions that may be purchased from any authorized contact lens seller.

Effective Date: December 9, 2013.

Contact Person: Judy Haenke, Program Manager, Board of Optometry, P.O. Box 47852, Olympia, WA 98504-7852, e-mail Judy.Haenke@doh.wa.gov, phone (360) 236-4947.

[1] Miscellaneous

# WSR 14-20-012 NOTICE OF PUBLIC MEETINGS DEPARTMENT OF FISH AND WILDLIFE

(Fish and Wildlife Commission) [Filed September 19, 2014, 10:43 a.m.]

#### 2015 MEETING CALENDAR

At its September 19, 2014, conference call the fish and wildlife commission selected the following dates and locations for its 2015 calendar:

DATE LOCATION

January 2 Conference call

January 9-10 Olympia

January 16 Conference call

February 6-7 Olympia

February 20 Conference call

March 6 Conference call

March 13-14 Eastern Washington

March 20 Conference call
April 3 Conference call

April 9-10 Olympia

April 17 Conference call

May 1 Conference call

May 15 Conference call

June 5 Conference call

June 12-13 Olympia

June 19 Conference call
July 17 Conference call

August 7-8 Olympia

August 21 Conference call
September 4 Conference call
September 18 Conference call

September 25-26 Eastern Washington

October 2 Conference call
October 16 Conference call
November 6 Conference call

November 13-14 Olympia

November 20 Conference call
December 4 Conference call

December 11-12 Olympia

December 18 Conference call

All commission meetings, including conference calls, are recorded and open to the public. Audio recordings are generally available the week following each meeting. Contact the commission office for additional information.

Commission meeting agendas are available for viewing electronically on the department's web site prior to each

meeting. The web site listed below is updated regularly to include agenda revisions and meeting materials as they become available.

Mailing Address: 600 Capitol Way North Olympia, WA 98501-1091

e-mail Commission@dfw.wa.gov web site www.wdfw.wa.gov/commission phone (360) 902-2267 fax (360) 902-2448 TTY (800) 833-6388

# WSR 14-20-015 NOTICE OF PUBLIC MEETINGS LIFE SCIENCES DISCOVERY FUND AUTHORITY

[Filed September 19, 2014, 11:21 a.m.]

Please note life sciences discovery fund's (LSDF) 2014-2015 scheduled board meeting information below. Note as well that we will post our public meeting agenda and any call-in information (only if the meeting is telephonic) as appropriate on our web site http://www.lsdfa.org/about/staff/meetings.html prior to each meeting.

### 2014-2015 Public Board Meeting Dates

(times are approximate and subject to change)

| Monday<br>December 15, 2014 | 8:30 a.m4:30 p.m.    | LSDF Office<br>1551 Eastlake Avenue East<br>Seattle, WA 98102<br>(First Floor Agora Conference<br>Room) |
|-----------------------------|----------------------|---|
| Monday<br>March 30          | 8:30 a.m4:30<br>p.m. | LSDF Office<br>1551 Eastlake Avenue East<br>Seattle, WA 98102<br>(First Floor Agora Conference<br>Room) |
| Monday<br>May 11            | 8:30 a.m4:30<br>p.m. | LSDF Office<br>1551 Eastlake Avenue East<br>Seattle, WA 98102<br>(First Floor Agora Conference<br>Room) |
| Monday<br>July 27           | 8:30 a.m4:30<br>p.m. | LSDF Office<br>1551 Eastlake Avenue East<br>Seattle, WA 98102<br>(First Floor Agora Conference<br>Room) |
| Monday<br>Sept 28           | 8:30 a.m4:30<br>p.m. | LSDF Office<br>1551 Eastlake Avenue East<br>Seattle, WA 98102<br>(First Floor Agora Conference<br>Room) |
| Monday<br>December 14       | 8:30 a.m4:30<br>p.m. | LSDF Office<br>1551 Eastlake Avenue East<br>Seattle, WA 98102<br>(First Floor Agora Conference<br>Room) |

Miscellaneous [2]

### WSR 14-20-021 NOTICE OF PUBLIC MEETINGS SEATTLE COLLEGES

[Filed September 19, 2014, 3:31 p.m.]

In compliance with RCW 42.30.075, following is the Seattle Colleges - District VI board of trustees regular meeting schedule for 2014-2015, which was adopted by the board on September 11, 2014.

If you have any questions, please contact Harrietta Hanson at (206) 934-3850.

### PROPOSED BOARD OF TRUSTEES 2014-2015 MEETING SCHEDULE

Board of trustees meetings begin with a study session or reception at 2:00 p.m. Regular meeting agenda sessions will begin at 3:00 p.m. Dates and locations of the meetings are noted below. All meetings are on the second Thursday of the month, except February (with no meeting in August).

| DATE         | LOCATION  |
|--------------|---|
| September 11 | Seattle Central College (SCC)<br>1701 Broadway<br>Seattle, WA 98122                               |
| October 9    | Seattle Colleges (Siegal Center)<br>1500 Harvard Avenue<br>Seattle, WA 98122                      |
| November 13  | North Seattle College (NSC)<br>9600 College Way North<br>Seattle, WA 98103                        |
| December 11  | South Seattle College (SSC)<br>Georgetown Campus<br>6737 Corson Avenue South<br>Seattle, WA 98108 |
| January 8    | Seattle College District (Siegal Center)<br>1500 Harvard Avenue<br>Seattle, WA 98122              |
| February 19  | Seattle Vocational Institute (SVI)<br>2120 South Jackson Street<br>Seattle, WA 98144              |
| March 12     | North Seattle College (NSC)<br>9600 College Way North<br>Seattle, WA 98103                        |
| April 9      | South Seattle College (SSC)<br>6000 16th Avenue S.W.<br>Seattle, WA 98106                         |
| May 14       | Seattle College District (Siegal Center)<br>1500 Harvard Avenue<br>Seattle, WA 98122              |
| June 11      | Seattle Central College (SCC)<br>1701 Broadway<br>Seattle, WA 98122                               |
| July 9       | North Seattle College (NSC)<br>9600 College Way North<br>Seattle, WA 98103                        |

### WSR 14-20-025 NOTICE OF PUBLIC MEETINGS DEPARTMENT OF HEALTH

(Podiatric Medical Board) [Filed September 22, 2014, 9:54 a.m.]

The department of health, podiatric medical board is cancelling the October 16, 2014, business meeting. A quorum of board members is not available for this meeting.

If you need further information contact Brett Cain, program manager, in writing to P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4766, fax (360) 236-2901, email brett.cain@doh.wa.gov, or visit our web site at www.doh.wa.gov.

# WSR 14-20-027 NOTICE OF PUBLIC MEETINGS FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

[Filed September 22, 2014, 2:08 p.m.]

### 2015 Meeting Schedule

| January 23   | Olympia    |
|--------------|------------|
| March 20     | Tacoma     |
| May 29       | Marysville |
| July 24      | Suquamish  |
| September 18 | Spokane    |
| November 20  | Seattle    |

### WSR 14-20-030 ATTORNEY GENERAL'S OFFICE

[Filed September 23, 2014, 10:34 a.m.]

### NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION WASHINGTON ATTORNEY GENERAL

The Washington attorney general issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the attorney general's office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the attorney general's office of your interest by October 22, 2014. This is not the due date by which comments must be received. However, if you do not notify the attorney general's office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the attorney general's office of your intention to comment by e-mail to jeff.even@atg.wa.gov or by writing to the Office of the Attorney General, Solicitor General Division, Attention Jeff Even, Deputy Solicitor General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the

[3] Miscellaneous

office of your intention to comment, you may be provided with a copy of the opinion request in which you are interested, information about the attorney general's opinion process, information on how to submit your comments, and a due date by which your comments must be received to ensure that they are fully considered.

If you are interested in receiving notice of new formal opinion requests via e-mail, you may visit the attorney general's web site at www.atg.wa.gov/AGOOpinions/default. aspx for more information on how to join our AGO opinions list.

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

### Opinion Docket No. 14-09-03

### Request by Jeffrey Barkdull, Lincoln County Prosecuting Attorney

### QUESTION(S):

- 1. Does the authority granted counties under RCW 46.09.360 to designate roads, preempt RCW 46.09.455 allowing such use on roads having a speed limit of 35 miles per hour or less?
- 2. Does the language "regulate the operation of nonhighway vehicles ... provided such regulations are not less stringent" in RCW 46.09.360 also apply to the language in the same statute that seems to give counties the authority to designate suitable roads, if the speed limit on those roads were higher than 35 miles per hour?
- 3. Does the authorized use of an off-road vehicle under RCW 46.09.450 pertain to a road authorized under RCW 46.09.360 having a speed limit greater than 35 miles per hour?

## WSR 14-20-031 NOTICE OF PUBLIC MEETINGS TURFGRASS SEED COMMISSION

[Filed September 23, 2014, 11:58 a.m.]

The Washington turfgrass seed commission will hold the following regular meetings in 2015:

| Wednesday                | 11 a.m. | Michael Jay's                                    |
|--------------------------|---------|--|
| March 4                  |         | Connell, Washington                              |
| Wednesday<br>June 3      | 11 a.m. | Porterhouse Steakhouse<br>Moses Lake, Washington |
| Wednesday<br>September 9 | 11 a.m. | Applebee's<br>Kennewick, Washington              |
| Wednesday<br>December 9  |         | Annual meeting                                   |

If you need further information contact Shane Johnson, 100 North Fruitland Street, Suite B, Kennewick, WA 99336, (509) 585-5460, (509) 585-2671, shanej@agmgt.com.

# WSR 14-20-032 NOTICE OF PUBLIC MEETINGS DEPARTMENT OF ENTERPRISE SERVICES

(State Capitol Committee)
[Filed September 23, 2014, 11:59 a.m.]

The state capitol committee meeting scheduled for Thursday, October 9, 2014, has been rescheduled to Friday, October 24, 2014, at 10:00 a.m. to 12:00 p.m.

If you have any questions, please contact Nouk Leap at (360) 407-9256 or Kim Buccarelli at (360) 407-9312.

# WSR 14-20-033 RULES COORDINATOR SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed September 23, 2014, 3:49 p.m.]

Pursuant to RCW 34.05.312, the interim rules coordinator for the office of superintendent of public instruction is Catherine Slagle, Old Capitol Building, P.O. Box 47200, Olympia, WA 98504-7200, phone (360) 725-6130, fax (360) 753-4201, e-mail catherine.slagle@k12.wa.us.

If you have questions, please contact Catherine Slagle, director, office of professional practices, at (360) 725-6130 or e-mail catherine.slagle@k12.wa.us, TYY [TTY] (360) 664-3631.

Randy Dorn State Superintendent of Public Instruction

### WSR 14-20-035 NOTICE OF PUBLIC MEETINGS HEALTH CARE AUTHORITY

(Dr. Robert Bree Collaborative) [Filed September 23, 2014, 4:27 p.m.]

The following schedule of **end-of-life care workgroups** is for the Dr. Robert Bree Collaborative during the remainder of 2014.

| Date       | Time      | Location              |
|------------|-----------|-----------------------|
| Tuesday    | 3:00 p.m  | Foundation for Health |
| November 4 | 5:00 p.m. | Care Quality          |
|            |           | 705 Second Avenue     |
|            |           | Suite 410             |
|            |           | Seattle, WA 98104     |

The following schedule of **steering committee meetings** is for the Dr. Robert Bree Collaborative during the remainder of 2014.

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| Date       | Time                  | Location              |
|------------|-----------------------|-----------------------|
| Thursday   | 3:00 p.m              | Foundation for Health |
| November 6 | 3:00 p.m<br>4:00 p.m. | Care Quality          |
|            |                       | 705 Second Avenue     |
|            |                       | Suite 410             |
|            |                       | Seattle, WA 98104     |

The following schedule of **regular meetings** is for the Dr. Robert Bree Collaborative during the remainder of 2014.

| Date                    | Time                   | Location                                  |
|-------------------------|------------------------|---|
| Thursday<br>November 20 | 12:30 p.m<br>4:30 p.m. | Providence Health and<br>Services         |
|                         |                        | 1801 Lind Avenue S.W.<br>Renton, WA 98057 |

If you need further information contact Ginny Weir, Foundation for Health Care Quality, 705 Second Avenue, Suite 410, Seattle, WA 98104, phone (206) 682-2811, fax (206) 682-3739, e-mail GWeir@qualityhealth.org.

# WSR 14-20-039 NOTICE OF PUBLIC MEETINGS BELLINGHAM TECHNICAL COLLEGE

[Filed September 24, 2014, 10:18 a.m.]

## Board of Trustees Regular Board Meeting Schedule 2015

Pursuant to RCW 42.30.075, the Bellingham Technical College board of trustees' regular meetings during 2015 will be held on the third Thursday of each month except July. All meetings will begin at 9:00 a.m. in the College Services Building Board Room, Bellingham Technical College, 3028 Lindbergh Avenue, Bellingham, WA 98225.

January 15, 2015 February 19, 2015 March 19, 2015 April 16, 2015 May 21, 2015 June 18, 2015 August 20, 2015 September 17, 2015 October 15, 2015 November 19, 2015 December 17, 2015

If you have questions, please contact Ronda Laughlin at (360) 752-8334 or e-mail rlaughlin@btc.ctc.edu.

### WSR 14-20-045 INTERPRETIVE STATEMENT DEPARTMENT OF REVENUE

[Filed September 24, 2014, 2:26 p.m.]

### CANCELLATION OF INTERPRETIVE STATEMENT

The department of revenue has cancelled the following excise tax advisory (ETA): ETA 3182.2013 Trade Shows, Conventions, and Educational Seminars Sponsored by Nonprofit Trade and Professional Organizations.

This ETA explained when a trade show, convention, or educational seminar is considered open to the general public for purposes of the business and occupation (B&O) tax deduction in RCW 82.04.4282 Deductions—Fees, dues, charges. The department and stakeholders have reexamined the need for this ETA and agree that existing WAC 458-20-256 is sufficiently clear and the additional explanation contained in the ETA is not needed and has therefore cancelled ETA 3182.2013. This action does not represent a change to the department's understanding or interpretation of the current statutory requirements to qualify for the deduction.

A copy of this document is available via the internet at Recent Rule and Interpretive Statements, Adoptions, and Repeals.

Tim Jennrich Tax Policy Specialist

### WSR 14-20-052 NOTICE OF PUBLIC MEETINGS HUMAN RIGHTS COMMISSION

[Filed September 25, 2014, 12:08 p.m.]

The following date, time and location is for the October 23, 2014, commission meeting:

Revised Time: Washington State Human Rights Commission, Commission Meeting, 711 South Capitol Way, Suite 402, Olympia, WA 98504, on October 23, 2014, at 10:00 a.m.

# WSR 14-20-068 INTERPRETIVE OR POLICY STATEMENT DEPARTMENT OF SOCIAL AND HEALTH SERVICES

[Filed September 26, 2014, 12:56 p.m.]

### **Notice of Interpretive or Policy Statement**

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

### Aging and Long-Term Support Administration (ALTSA) Division of Home and Community Services

Document Title: Public Notice.

Subject: Transition plan for renewal of the New Freedom waiver

Effective Date: February 1, 2015.

[5] Miscellaneous

Document Description: Home and community services, a division of ALTSA, in cooperation with the health care authority is inviting the public to review and comment on the transition plan for the renewal of the New Freedom Waiver (WA# 0443). The Centers for Medicare and Medicaid Services require states to development [develop] a transition plan when submitting applications for a renewal or an amended 1915c waiver. The transition plan outlines the state's review of the waiver services and settings to ensure they meet the characteristics of home and community-based settings. There will be no significant changes to the services at the time of waiver renewal.

You may review the New Freedom transition plan and the draft waiver renewal application on the ALTSA web site at http://www.altsa.dshs.wa.gov/stakeholders/hcbs/. We need to receive your comments by November 14, 2014. If you would like to receive a copy of the transition plan, waiver application or to submit comments, contact Debbie Johnson, Home and Community Services, P.O. Box 45600, phone (360) 725-2531, TDD/TTY (360) 438-2637, fax (360) 586-9727, e-mail Debbie.Johnson2@dshs.wa.gov, web site http://www.adsa.dshs.wa.gov/professional/newfreedom/.

## WSR 14-20-070 NOTICE OF PUBLIC MEETINGS POTATO COMMISSION

[Filed September 26, 2014, 2:10 p.m.]

The addition to the Washington state potato commission's 2014 regular meetings is as follows: On December 5, 2014, Washington State Potato Commission, Moses Lake, Washington.

The scheduled start time for the meeting is 9:00 a.m. Interested individuals may contact the Washington state potato commission at (509) 765-8845 prior to each scheduled date for the specific location of the meeting and the agenda.

This information is being filed as required by RCW 42.30.075.

## WSR 14-20-083 NOTICE OF PUBLIC MEETINGS TACOMA COMMUNITY COLLEGE

[Filed September 29, 2014, 10:21 a.m.]

The Tacoma Community College board of trustees meeting scheduled for November 12, 2014, has been cancelled due to the many special board meetings that must be held in the month of November (not yet scheduled) regarding our presidential search (our president has announced her retirement and we are seeking someone to replace her).

If you need any other information, Cathie Bitz can be reached at (253) 566-5101.

### WSR 14-20-084 NOTICE OF APPEAL OFFICE OF THE GOVERNOR

[Filed September 29, 2014, 10:22 a.m.]

NOTICE OF APPEAL RCW 34.05.330(3)

Pursuant to RCW 34.05.330(3), you are hereby notified for publication in the Washington State Register that:

On August 28, 2014, the Governor's Office received an appeal from the Nick Cady, Legal Director, Cascadia Wildlands, relating to the Washington Fish and Wildlife Commission's denial of a petition to promulgate rules that would codify key provisions of the Washington Wolf Conservation and Management Plan. The Governor's Office denied the Petition on September 26, 2014.

DATE: September 26, 2014

Nicholas W. Brown General Counsel to the Governor

## WSR 14-20-085 PUBLIC RECORDS OFFICER DEPARTMENT OF LICENSING

[Filed September 29, 2014, 10:23 a.m.]

As director of the Washington state department of licensing (DOL), I hereby appoint Terence Artz as our designated public records officer, in accordance with RCW 42.56.580. The DOL public records officer oversees the records and disclosure section, reporting to assistant director of administrative services, Tami Dohrman. Our public contact information for the PRO is Public Records Officer, 8005-A River Drive S.E., Tumwater, WA 98501-6869, mailstop 48026, e-mail publicrecords@dol.wa.gov, phone (360) 359-4017, fax (360) 570-7088.

Pat Kohler Director

### WSR 14-20-087 NOTICE OF PUBLIC MEETINGS DEPARTMENT OF HEALTH

(Board of Denturists)
[Filed September 29, 2014, 1:05 p.m.]

In accordance with the Open Public Meeting[s] Act (chapter 42.30 RCW) and the Administrative Procedures [Procedure] Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health, board of denturists, for the year 2014 and 2015. The board of denturists meetings are open to the public and access for persons with disabilities may be arranged with advance notice; please contact the staff person below for more information.

Agendas for the meetings listed below are made available in advance via listsery and the department of health web site (see below). Every attempt is made to ensure that the

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agenda is up-to-date. However, the board of denturists reserves the right to change or amend agendas at the meeting.

| Date              | Time       | Location         |
|-------------------|------------|------------------|
| November 14, 2014 | 8:30 a.m.  | Olympia -        |
|                   |            | Training Retreat |
| January 23, 2015  | 10:00 a.m. | Tumwater         |
| March 23, 2015    | 10:00 a.m. | Tumwater         |
| May 14, 2015      | 3:00 p.m.  | Bellingham       |
| July 10, 2015     | 10:00 a.m. | Tumwater         |
| October 22, 2015  | 10:00 a.m. | Tumwater         |
| December 11, 2015 | 10:00 a.m. | Conference Call  |

If you need further information, please contact Vicki Brown, Program Manager, Board of Denturists, Washington Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4865, fax (360) 236-2901, vicki.brown@doh.wa.gov, www.doh.wa.gov.

Please be advised the board of denturists is required to comply with the Public Disclosure Act, chapter 42.56 RCW. This act establishes a strong state mandate in favor of disclosure of public records. As such, the information you submit to the board, including personal information, may ultimately be subject to disclosure as a public record.

# WSR 14-20-099 DEPARTMENT OF LABOR AND INDUSTRIES

[Filed September 30, 2014, 8:13 a.m.]

As per RCW 49.46.020, the department of labor and industries has calculated the adjusted minimum wage rate for 2015 to be \$9.47, effective January 1, 2015.

If you have any questions, please contact Suchi Sharma, rules coordinator at (360) 902-6744.

Suchi Sharma Senior Policy Advisor and Rules Coordinator

# WSR 14-20-100 INTERPRETIVE OR POLICY STATEMENT DEPARTMENT OF SOCIAL AND HEALTH SERVICES

[Filed September 30, 2014, 8:40 a.m.]

### **Notice of Interpretive or Policy Statement**

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

## Aging and Long-Term Support Administration Division of Home and Community Services and Developmental Disabilities Administration

Document Title: Public Notice.

Subject: Development of statewide transition plan for compliance with new federal rules.

Effective Date: October 31, 2014.

Document Description: A final federal rule, published in January 2014, created requirements for home and community-based settings (HCBS) in medicaid programs operated under sections 1915 (c), (i), and (k) of the Social Security Act. The rule supports opportunities to maximize access to the benefits of community living and to receive services in the most integrated setting for HCBS program participants. DSHS is conducting an assessment of settings where medicaid funded home and community-based services are provided and is preparing a report for Centers for Medicare and Medicaid Services that will include a transition plan for settings that don't meet the new settings requirements. The transition plan will include actions the state will take to address identified issues. Those steps may include but are not limited to revised contractual requirements, standardized residential admission agreements, changes to licensing survey elements and changes to WAC.

To view the new rules and get more information, please visit http://www.altsa.dshs.wa.gov/stakeholders/hcbs/. The draft transition plan will be posted on this web site on December 17, 2014. Please note this timeline supersedes the timeline published on WSR 14-19. A webinar will be held on December 17 to review the draft transition plan and gather public comments. To register for this webinar, please go to https://www2.gotomeeting.com/register/569223674.

DSHS welcomes all public, tribal, and stakeholder comments. Comments on the development of the transition plan will be received through December 1, 2014. Comments on the posted draft transition plan will be received through January 20, 2015. For a copy of the draft transition plan, when it becomes available, or to submit comments, contact Barbara Hanneman, HCS Program Manager, HCS, P.O. Box 45600, phone (360) 725-2525, TDD/TTY (360) 438-2637, fax (360) 586-9727, e-mail hannebj@dshs.wa.gov, web site http://www.adsa.dshs.wa.gov.

### WSR 14-20-105 NOTICE OF PUBLIC MEETINGS WASHINGTON STATE UNIVERSITY

(Global Operations and Leadership Development) [Filed September 30, 2014, 12:21 p.m.]

Following is the schedule of regular meetings for the board of directors of Global Operations and Leadership Development, a nonprofit corporation affiliated with Washington State University:

| Date               | Time      | Location                    |
|--------------------|-----------|-----------------------------|
| Wednesday          | 2:00 p.m. | Washington State University |
| September 16, 2015 |           | French Administration       |
|                    |           | Room 422                    |
|                    |           | Pullman, Washington         |

[7] Miscellaneous

For further information, contact Roger Patterson, Secretary, Global Operations and Leadership Development, P.O. Box 641045, Pullman, WA 99164-1045, or roger.patterson@wsu.edu.

### WSR 14-20-106 NOTICE OF PUBLIC MEETINGS WASHINGTON STATE UNIVERSITY

(Global Animal Health-Tanzania) [Filed September 30, 2014, 12:22 p.m.]

Following is the schedule of regular meetings for the board of directors of Global Animal Health-Tanzania, a non-profit corporation affiliated with Washington State University:

| Date                           | Time      | Location   |
|--------------------------------|-----------|--|
| Wednesday<br>September 9, 2015 | 3:00 p.m. | Washington State University Paul G. Allen Center for Global Animal Health Room 201 Pullman, Washington |

For further information, contact Jill Griffin, GAH-Tanzania Secretary, P.O. Box 647090, Pullman, WA 99164-7090, or griffinj@vetmed.wsu.edu.

## WSR 14-20-108 INTERPRETIVE STATEMENT DEPARTMENT OF REVENUE

[Filed September 30, 2014, 1:46 p.m.]

#### INTERPRETIVE STATEMENT ISSUED

The department of revenue has issued the following excise tax advisory (ETA): ETA 3191.2014 Rewards Programs—Retail Sales Tax.

This ETA explains the application of "sales price" to selected types of rewards program awards for retail sales tax purposes under RCW 82.08.010. The ETA provides guidance and examples clarifying: (1) When awards must be included in the sales price of a customer's purchase, or (2) when the awards represent a discount excluded from sales price.

A copy of this document is available via the internet at Recent Rule and Interpretive Statements, Adoptions, and Repeals.

Tim Jennrich Tax Policy Manager ETA and Special Projects

### WSR 14-20-111 DEPARTMENT OF FISH AND WILDLIFE

[Filed September 30, 2014, 2:47 p.m.]

### PUBLIC NOTICE

NOTICE OF AVAILABILITY FOR PUBLIC REVIEW AND COM-MENT ON THE WASHINGTON DEPARTMENT OF FISH AND WILDLIFE (WDFW) REVISED HATCHERY GENETIC MANAGE-MENT PLANS (HGMP) FOR THREE PUGET SOUND HATCHERY PROGRAMS

Revised HGMPs for three Puget Sound artificial production programs (George Adams and Samish hatcheries fall chinook, and Soos Creek Hatchery native winter steelhead) are available for a thirty-day public review and comment period. The comments, WDFW's response, and any resultant modifications to the HGMPs will be subsequently posted on the WDFW web site and provided to NOAA fisheries for their consideration.

The HGMPs describe, in a format prescribed by NOAA fisheries, the operations of the artificial production programs for salmon and steelhead, and the potential effects of the programs on listed species. The HGMPs will be provided to NOAA fisheries for consideration as a significant conservation measure under Section 4(d) of the Endangered Species Act.

The HGMPs may be accessed for review through one of the following means: (1) Electronically via the internet on WDFW's web site at http://wdfw.wa.gov/hatcheries/; or (2) in person through a scheduled appointment at WDFW's head-quarters in Olympia, Washington. To schedule an appointment or to obtain more information, please call (360) 902-2676.

WDFW will be accepting public comments on the HGMPs for these Puget Sound artificial production programs until November 14, 2014. Comments must be submitted in writing to Phil Anderson, Director, WDFW (Attention: Hatcheries – NRB 6th Floor), 600 Capitol Way North, Olympia, WA 98501-1091, or electronically through e-mail addressed to HGMP-PScomments@dfw.wa.gov. All comments must be received by WDFW at the appropriate address or via e-mail by 5 p.m. Pacific Daylight Time on November 14, 2014.

This notice can also be found on the Washington State Register web site at http://www.leg.wa.gov/CODE REVISER/Pages/Washington State Register.aspx.

### WSR 14-20-117 DEPARTMENT OF ECOLOGY

[Filed October 1, 2014, 8:29 a.m.]

## PUBLIC NOTICE Announcing Issuance of the Vessel Deconstruction General Permit

**Permit Issuance**: The Washington state department of ecology (ecology) issued [will issue] the national pollutant discharge elimination system (NPDES) vessel deconstruction general permit (permit) on October 15, 2014. The effective date of this permit is December 1, 2014.

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Purpose of the Permit: Federal Water Pollution Control Act Title 22 United States Code, Section 1251 et seq., and state Water Pollution Control Act, chapter 90.48 RCW (see also WAC 173-226-130) require a permit for discharge of wastewater to waters of the state. The permit addresses these legal requirements and controls the discharge of pollutants to protect water quality. The permit requires permittees to develop and implement deconstruction and site management and solid waste control plans and comply with applicable limitations. It also details inspection, sampling, and reporting requirements.

**Public Notice Process and Comments**: Ecology accepted public comments on the draft permit and fact sheet from July 16, 2014, until August 22, 2014. Ecology held a public hearing and workshop in Seattle, Washington on August 19, 2014. Ecology responded to written comments in Appendix C of the fact sheet. You may download copies of the permit and fact sheet at http://www.ecy.wa.gov/programs/wq/permits/vesseldeconstruction/index.html. You may also contact the water quality program at (360) 407-6600 to request permit documents.

Appeal Options: You have the right to appeal the terms and conditions of this general permit, [to be] issued October 15, 2014, by filing an appeal, in writing, to the pollution control hearings board and by serving it upon ecology at the addresses below. Appeals of this general permit must be made within thirty days of issuance or receipt, whichever is later (see chapter 43.21B RCW). ("RCW" is the Revised Code of Washington.) The procedures and requirements for the appeal process are contained in RCW 43.21B.310. E-mail is not accepted.

Address and Location Information: Street addresses: Department of Ecology, Attn: Appeals Processing Desk, 300 Desmond Drive S.E., Lacey, WA 98503 or the Pollution Control Hearings Board, 1111 Israel Road S.W., Suite 301, Tumwater, WA 98501; mailing addresses: Department of Ecology, Attn: Appeals Processing Desk, P.O. Box 47608, Olympia, WA 98504-7608 or the Pollution Control Hearings Board, P.O. Box 40903, Olympia, WA 98504-0903.

If you have any questions about the permit or fact sheet, please contact Vincent McGowan at vincent.mcgowan@ecy. wa.gov or (360) 407-6433.

### WSR 14-20-118 ATTORNEY GENERAL'S OFFICE

[Filed October 1, 2014, 9:10 a.m.]

### NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION WASHINGTON ATTORNEY GENERAL

The Washington attorney general issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the attorney general's office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the State Register. If you are interested in commenting on a request listed in this volume of the register, you should notify the attorney general's

office of your interest by October 22, 2014. This is not the due date by which comments must be received. However, if you do not notify the attorney general's office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the attorney general's office of your intention to comment by e-mail to jeff.even@atg.wa.gov or by writing to the Office of the Attorney General, Solicitor General Division, Attention Jeff Even, Deputy Solicitor General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you may be provided with a copy of the opinion request in which you are interested, information about the attorney general's opinion process, information on how to submit your comments, and a due date by which your comments must be received to ensure that they are fully considered.

If you are interested in receiving notice of new formal opinion requests via e-mail, you may visit the attorney general's web site at www.atg.wa.gov/AGOOpinions/default. aspx for more information on how to join our AGO opinions list

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

### Opinion Docket No. 14-09-04 Request by Brad Smith, Chair, Washington State Opportunity Scholarship

### **QUESTION(S):**

May both the private and state matching contributions held in the Washington Student Opportunities Scholarship and Endowment accounts be invested in equities, bond, or private company investments?

### WSR 14-20-123 DEPARTMENT OF ECOLOGY

[Filed October 1, 2014, 11:42 a.m.]

### PUBLIC NOTICE

Announcing a Draft Individual Permit for Burrowing Shrimp Management on Commercial Oyster and Clam Beds in Willapa Bay and Grays Harbor for Review and Comment

**Proposed Permit**: The Washington state department of ecology (ecology) is proposing a new individual permit to regulate the use of imidacloprid for management of burrowing shrimp on commercial oyster and clam beds in Willapa bay and Grays Harbor, a surface water of Washington state. Permit development was requested by the Willapa/Grays Harbor Oyster Growers Association (WGHOGA) to control burrowing shrimp on commercial oyster and clam beds in Willapa Bay and Grays Harbor to aid in the cultivation and harvest of oysters and clams.

Washington's water quality statutes and regulations do not allow the discharge of pollutants to waters of the state without permit coverage. Imidacloprid, the pesticide proposed for management of burrowing shrimp is a potential

[9] Miscellaneous

pollutant, and therefore requires a discharge permit before application to surface waters.

The applicant has applied for a sediment impact zone (SIZ) as the proposed discharge will likely impact sediment quality on sediments where the pesticide is applied. A SIZ allows for sediments and sediment dwelling organisms in the treatment areas to be temporarily impacted. A sediment monitoring program will be established to ensure that recovery or recolonization of treatment areas occurs. The applicant requests approval for a SIZ that covers an area of one thousand five hundred acres annually in Willapa Bay and five hundred acres annually in Grays Harbor throughout the term of the permit. If granted by ecology, the SIZ will be incorporated into the discharge permit as a permit condition.

As part of the environmental review necessary under the State Environmental Policy Act, ecology has determined that this proposal is likely to have significant adverse impacts on the environment. A draft environmental impact statement (DEIS) has been prepared. The DEIS, discharge permit and SIZ will be available for review and comment for forty-five days beginning on October 24, through December 8, 2014.

**Purpose of the Permit**: This permit would allow the management of burrowing shrimp on commercial oyster and clam beds in Willapa Bay and Grays Harbor, using the pesticide imidacloprid. WGHOGA must apply for coverage under this permit prior to implementing burrowing shrimp control activities using imidacloprid.

Copies of the Draft Permit: You may download copies of the draft permit, fact sheet, DEIS, and SIZ application beginning October 24, 2014, from the following web site http://www.ecy.wa.gov/programs/wq/pesticides/imidacloprid/index.html.

The public review period for these documents ends on December 8, 2014.

**Ecology Contact:** Derek Rockett, Washington State Department of Ecology, P.O. Box 47775, Olympia, WA 98504-7775, phone (360) 407-6697, e-mail derek.rockett@ecy.wa.gov.

Open House, Workshop, and Public Hearing: Ecology will hold one combined open house, workshop, and public hearing on the draft individual permit, DEIS, and SIZ application. The purpose of the workshop is to explain the individual permit, and answer questions in order to facilitate meaningful testimony during the hearing. The purpose of the hearing is to provide an opportunity for people to give formal oral testimony and comment on the proposed permit, DEIS, and SIZ application. Written comments will receive the same consideration as oral testimony. The open house, workshop, and public hearing will begin at 10 a.m. and conclude when public testimony is complete.

**Open House, Workshop, and Public Hearing:** On December 2, 2014, at 10 a.m., Willapa Harbor Community Center, 916 West First Street, South Bend, WA 98586.

Submitting Written Comments: Ecology will accept written comments on the draft permit, fact sheet, environmental impact analysis, and SIZ application until 5 p.m. (or postmark if mailed), December 8, 2014. Ecology prefers comments be submitted by e-mail. E-mailed comments must contain the commenter's name and postal address. Comments should reference specific permit text when possible.

**Submit comments by e-mail to** derek.rockett@ecy. wa.gov.

**Submit written comments to** Derek Rockett, Washington State Department of Ecology, P.O. Box 47775, Olympia, WA 98504-7775.

Ecology must receive e-mail comments by 5 p.m., December 8, 2014. Written comments must be postmarked no later than December 8, 2014.

**Issuing the Permit:** The final permit will be issued after ecology receives and considers all public comments. If public comments cause a substantial change in the permit conditions from the original draft permit, another public notice of draft and comment period may ensue. Ecology expects to issue the general permit in the spring of 2015.

Miscellaneous [10]