

WSR 15-04-005

**PREPROPOSAL STATEMENT OF INQUIRY
TRANSPORTATION COMMISSION**

[Filed January 22, 2015, 8:22 a.m.]

Subject of Possible Rule Making: Tacoma Narrows Bridge toll rate, fee, discount and policy setting.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 47.46.100, 47.56.030, and 47.56.165

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: State statute requires rates must be sufficient to meet maintenance and operational costs, insurance costs, and make principal and interest payments on the debt. In order to meet the requirements in state law, Tacoma Narrows Bridge toll rates and policies will need to be reviewed and possibly adjusted.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington state department of transportation will review and coordinate with the transportation commission on this rule-making process.

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. The transportation commission will hold public input meetings in the regional area surrounding the Tacoma Narrows Bridge in the spring of 2015. More details will be issued in coming months. Public comment will be taken at the public input meetings as well as at the final hearing. Comments may also be submitted in writing to the Transportation Commission by mail at P.O. Box 47308, Olympia, WA 98504-7308, phone (360) 705-7070, fax (360) 705-6802, or e-mail transc@wsdot.wa.gov.

January 22, 2015
Reema Griffith
Executive Director

requirements. The previous ABAWD waiver is due to expire September 30, 2015. This rule filing is needed to reflect the newly approved statewide waiver of work requirements for ABAWDs, which is valid through December 31, 2015.

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 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 administrative 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 Jason Turner, Program Manager, Economic Services Administration, Community Services Division, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4640, fax (360) 725-4905, e-mail Jason.Turner@dshs.wa.gov.

January 22, 2015
Katherine I. Vasquez
Rules Coordinator

WSR 15-04-009

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

(Economic Services Administration)
(Community Services Division)

[Filed January 22, 2015, 3:26 p.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 as may be required.

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 update the state plan for the supplemental nutrition assistance program (SNAP) concerning ABAWD time limits and work

WSR 15-04-013

**PREPROPOSAL STATEMENT OF INQUIRY
STATE BOARD OF EDUCATION**

[Filed January 23, 2015, 11:00 a.m.]

Subject of Possible Rule Making: The procedures and conditions governing the approval of private schools by the state board of education (SBE).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.195.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The reason is to review private school rules in chapter 180-90 WAC and to amend them for consistency with board policy, update for new circumstances, and make necessary technical corrections.

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

Process for Developing New Rule: SBE will solicit comment on the content of the rules from the private school advisory committee, education organizations, the superintendent of public instruction, private schools, parents, teachers, district boards of directors, and other interested parties.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jack Archer, Rules Coordinator, SBE, Old Capitol Building, P.O. Box 47206, 600 Washington Street S.E., Olympia, WA 98504, (360) 725-6035, sbe@sbe.wa.gov.

January 23, 2015
Ben Rarick
Executive Director

WSR 15-04-016

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed January 23, 2015, 3:08 p.m.]

Subject of Possible Rule Making: Limousine, WAC 308-83-010 Definitions; specifically changes to the wording of the definition of executive sedan (WAC 308-83-010 (12)(b)).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.72A.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Puget Sound Limousine Association and other industry representatives have requested a change to the definition of executive sedan. Their request addresses changes made since 2011 by auto manufacturers to move to vehicles with shorter wheelbases (under one hundred fourteen inches). The change will increase industry options for choosing executive sedans having a wheelbase shorter than one hundred fourteen inches without compromising vehicle quality and passenger amenities.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department of licensing, in conjunction with the Washington state patrol, regulates limousine carriers with respect to entry, safety of equipment, chauffeur qualifications, and operations. The department will collaborate with the patrol on changes to the limousine definitions to ensure any changes are appropriate and consistent with our shared interest in ensuring high quality and safe limousine services to the public.

Process for Developing New Rule: Negotiated rule making, the department of licensing has been working with the Washington state patrol, representatives of the Puget Sound Limousine Association, and other limousine business owners in developing the rule change.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Heidi Graham, Dealer and Manufacturer Services, Department of Licensing, Business and Professions Division, P.O. Box 9039, Olympia, WA 98507-9039, phone (360) 664-6455, fax (360) 570-4953, e-mail hgraham@dol.wa.gov. Interested parties may send in comments by mail, phone, fax or e-mail. Additional information

will be posted on the limousine licensing web site as it becomes available at <http://www.dol.wa.gov/business/limousine/limolaws.html>.

January 23, 2015
Damon Monroe
Rules Coordinator

WSR 15-04-017

PREPROPOSAL STATEMENT OF INQUIRY STATE BOARD OF EDUCATION

[Filed January 23, 2015, 5:30 p.m.]

Subject of Possible Rule Making: The designation of required action districts (RADs) under WAC 180-17-010.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.657.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The reason is to adjust the time for the designation of RADs. WAC 180-17-010 provides that RADs be designated by January of each year. The data upon which the recommendation and designation of RADs are based, however, may not be available until February of each year.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Office of superintendent of public instruction (OSPI). Board staff meet regularly with OSPI to discuss matters relating to implementation of RCW 28A.657.030.

Process for Developing New Rule: The state board of education (SBE) will solicit comment on the content of the rules from the private school advisory committee, education organizations, OSPI, private schools, parents, teachers, district boards of directors, and other interested parties.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jack Archer, Rules Coordinator, SBE, Old Capitol Building, P.O. Box 47206, 600 Washington Street S.E., Olympia, WA 98504, (360) 725-6035, sbe@sbe.wa.gov.

January 23, 2015
Ben Rarick
Executive Director

WSR 15-04-019

WITHDRAWL OF PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF ENTERPRISE SERVICES

[Filed January 26, 2015, 9:10 a.m.]

The department of enterprise services requests the withdrawal of WSR 15-01-190 filed December 23, 2014.

Jack Zeigler
Policy and Rules Manager

WSR 15-04-029
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING

[Filed January 27, 2015, 9:50 a.m.]

Subject of Possible Rule Making: WAC 308-96A-099
 Use class descriptions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110, 46.72.130.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To bring WAC 308-96A-099 into compliance with the definition of "for hire vehicle" in RCW 46.72.010.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Not applicable.

Process for Developing New Rule: Stakeholder input.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Cathie Jelvik, Administrative Assistant, Vehicle and Vessel Licensing, Mailstop 48203, P.O. Box 9909, Olympia, WA 98507, e-mail (preferred) CJelvik@dol.wa.gov, phone (360) 902-3812.

January 27, 2015
 Damon Monroe
 Rules Coordinator

WSR 15-04-035
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

(Washington Apple Health)

[Filed January 27, 2015, 1:42 p.m.]

Subject of Possible Rule Making: WAC 182-533-0720
 Chemical-using pregnant (CUP) women program—Provider requirements and other rules 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 agency is updating this rule to align with department of health hospital accreditation standards.

During the course of this review, the agency 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: None.

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 Sean Sullivan, P.O. Box 42716, Olympia, WA 98504-2716, phone (360) 725-1344, fax (360) 586-

9727, TTY 1-800-848-5429, e-mail Sean.Sullivan@hca.wa.gov.

January 27, 2015
 Jason R. P. Crabbe
 Rules Coordinator

WSR 15-04-040
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed January 27, 2015, 3:55 p.m.]

Subject of Possible Rule Making: WAC 182-550-4650
 "Full cost" public hospital certified public expenditure (CPE) payment program, 182-550-4670 CPE payment program—
 "Hold harmless" provision, 182-550-5400 Payment method—
 Public hospital disproportionate share hospital (PHDSH), and other related sections as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.106, 74.09.5225(3).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revisions to these sections are necessary to align with recent changes to RCW 74.09.-5225(3) and to allow certain public hospitals to opt-out of the agency's CPE payment program.

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

Process for Developing New Rule: The health care authority (HCA) welcomes the public to take part in developing 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.

January 27, 2015
 Jason R. P. Crabbe
 Rules Coordinator

WSR 15-04-041
PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION

[Filed January 28, 2015, 12:01 p.m.]

Subject of Possible Rule Making: Electronic raffle systems.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070, 9.46.0277.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To authorize the use of equipment and software associated with electronic raffle systems.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Susan Newer, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susan.Newer@wsgc.wa.gov, fax (360) 486-3625.

[Meetings on] February 12 or 13, 2015, at the Red Lion Hotel Seattle Airport (tentative), 18220 International Boulevard, Seattle, WA 98188, (206) 246-5535, visit www.wsgc.wa.gov on February 1 for meeting location and start time; on March 12 or 13, 2015, at 415 Capitol Way North, Olympia, WA 98501, (360) 570-0555, visit www.wsgc.wa.gov on March 1 for meeting location and start time; and on April 9 or 10, 2015, at 415 Capitol Way North, Olympia, WA 98501, (360) 570-0555, visit www.wsgc.wa.gov on March [April] 1 for meeting location and start time.

January 28, 2015
Susan Newer
Rules Coordinator

WSR 15-04-058

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed January 29, 2015, 3:37 p.m.]

Subject of Possible Rule Making: Update rules to require education providers to submit courses online for department approval, WAC 308-124H-805 Course approval required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.85.041.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The current rules follow a manual process requiring education providers to use United States mail to deliver copies of course material to the department for approval. New rules will be required to assist education providers in using the department's online resources to upload course material for approval.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jerry McDonald, Administrator, P.O. Box 244, Olympia, WA 98507, (360) 664-6525, jmcDonald@dol.wa.gov.

January 29, 2015
Damon Monroe
Rules Coordinator

WSR 15-04-059

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed January 29, 2015, 3:41 p.m.]

Subject of Possible Rule Making: Update rules to reflect: (1) New technology and (2) providing notice to the department when a real estate licensee has action taken against other licenses held by the licensee, WAC 308-124C-110 and 308-124C-115.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.85.041.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: (1) The current rules refer to manual processes and older technologies like "microfilm" to store required records. Update recordkeeping requirements to fit current practices and procedures will assist licensees in meeting statutory recordkeeping requirements. (2) Real estate licensing laws require the department to apply a "nexus" to other actions imposed against a licensee who has a license issued from another agency or program. Notifying the department if another agency restricts, denies, or revokes a license will assist the industry in identifying individuals who should have other disciplinary actions reviewed.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jerry McDonald, Administrator, P.O. Box 244, Olympia, WA 98507, (360) 664-6525, jmcDonald@dol.wa.gov.

January 29, 2015
Damon Monroe
Rules Coordinator

WSR 15-04-060

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed January 29, 2015, 3:44 p.m.]

Subject of Possible Rule Making: Fingerprint processing, updating real estate fingerprint processes to reflect a newer streamlined process, WAC 308-124A-700, 308-124A-727, and 308-124A-775.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.85.041.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The fingerprint process and collection of fees will change when an outside vender [vendor] is selected to roll and process fingerprints.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jerry McDonald, Administrator, P.O. Box 244, Olympia, WA 98507, (360) 664-6525, jmcdonald@dol.wa.gov.

January 29, 2015
Damon Monroe
Rules Coordinator

WSR 15-04-066

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF REVENUE

[Filed January 30, 2015, 9:59 a.m.]

Subject of Possible Rule Making: WAC 458-20-258 Travel agents and tour operators (Rule 258), describes the business and occupation (B&O), retail sales, and use tax responsibilities of persons providing travel agent and/or tour operator services. A travel business may include both travel agent and tour operator activities.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 82.32.300, 82.01.060(2), 82.04.260, 82.08.-020, and 82.12.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule 258 is being amended to update the rule to reflect the identical tax rates for B&O tax applied to travel agents and tour operators and to provide clarifying examples for the taxation of income and sale or use of tangible personal property. Also adds clarifying language throughout the rule.

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 Mark Bohe, ITA Division, P.O. Box 47453, Olympia, WA 98504-7453, or 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 March 18, 2015, 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.

January 30, 2015
Dylan Waits
Rules Coordinator

WSR 15-04-082

PREPROPOSAL STATEMENT OF INQUIRY SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed February 2, 2015, 1:13 p.m.]

Subject of Possible Rule Making: WAC 392-800-825 Application—Approval process—Timeline.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amended rule provides clarification to state-tribal education compact submission deadlines.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: WAC 392-800-825 requires federally recognized tribes or Bureau of Indian Education schools seeking approval of a state-tribal education compact to submit an application to the office of superintendent of public instruction (OSPI) by February 1. These proposed changes to WAC 392-800-825 will keep the tribal compact application deadline at February 1, but institute a deadline of June 30 by which point the tribal compact agreement must be agreed to and signed off on by both parties. If an agreement is not executed by June 30, then the tribal school would have to re-apply by February 1 of the following year.

Process for Developing New Rule: Consideration of public comments and recommendations in the course of amending rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Michael J. (Mike) Dooley, OSPI School District and ESD Budgeting Supervisor, Old Capitol Building, P.O. Box 47200, Olympia, WA, (360) 725-6305.

February 2, 2015
Randy Dorn
State Superintendent
of Public Instruction

WSR 15-04-084**PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY**

(Washington Apple Health)
[Filed February 2, 2015, 1:21 p.m.]

Subject of Possible Rule Making: WAC 182-506-0010 Medical assistance units (MAU) for MAGI-based Washington apple health programs; and other rules 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 agency is amending this rule to improve clarity.

During the course of this review, the agency 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 Centers for Medicare and Medicaid 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 Sean Sullivan, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Sean.Sullivan@hca.wa.gov.

February 2, 2015
Jason R. P. Crabbe
Rules Coordinator

WSR 15-04-091**PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY**

(Washington Apple Health)
[Filed February 2, 2015, 2:19 p.m.]

Subject of Possible Rule Making: WAC 182-534-0200 Enhanced payments for EPSDT screens for children in out-of-home placement, and other rules 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 agency is modifying this rule to make it consistent with the training procedures of the department of health.

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

Process for Developing New Rule: The health care authority (HCA) welcomes the public to take part in developing 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 Sean Sullivan, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Sean.Sullivan@hca.wa.gov.

February 2, 2015
Jason R. P. Crabbe
Rules Coordinator

WSR 15-04-092**PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY**

(Washington Apple Health)
[Filed February 2, 2015, 2:23 p.m.]

Subject of Possible Rule Making: WAC 182-505-0120 Washington apple health breast and cervical cancer treatment program (BCCTP) for women-client eligibility and other rules 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 agency is modifying this rule to comply with federal guidance.

During the course of this review, the agency 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 department of health helps administer this program and will be included in the rule-making process.

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 Melinda Froud, P.O. Box 42716, Olympia, WA 98504-2716, phone (360) 725-1408, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Melinda.Froud@hca.wa.gov.

February 2, 2015
Jason R. P. Crabbe
Rules Coordinator

WSR 15-04-095**PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY**

(Washington Apple Health)
[Filed February 2, 2015, 4:07 p.m.]

Subject of Possible Rule Making: WAC 182-553-500 Home infusion therapy/parenteral nutrition program—Coverage, services, limitations, prior authorization, and reimbursement and other rules 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 agency is amending the rule to make it consistent with other chapters of the Washington Administrative Code.

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

Process for Developing New Rule: The health care authority (HCA) welcomes the public to take part in developing 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 Sean Sullivan, P.O. Box 42716, Olympia, WA 98504-2716, phone (360) 725-1344, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Sean.Sullivan@hca.wa.gov.

February 2, 2015
Jason R. P. Crabbe
Rules Coordinator

WSR 15-04-096**PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY**

(Washington Apple Health)
[Filed February 2, 2015, 4:12 p.m.]

Subject of Possible Rule Making: WAC 182-530-4100 Washington preferred drug list; 182-530-4125 Generics first for a client's first course of treatment; and other rules 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 agency must file rules to clarify conditions for the dispensing and use of nonpreferred generic drugs.

During the course of this review, the agency 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: None.

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 Melinda Froud, P.O. Box 42716, Olympia, WA 98504-2716, phone (360) 725-1408, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Melinda.Froud@hca.wa.gov.

February 2, 2015
Jason R. P. Crabbe
Rules Coordinator

WSR 15-04-105**PREPROPOSAL STATEMENT OF INQUIRY
EASTERN WASHINGTON UNIVERSITY**

[Filed February 3, 2015, 8:39 a.m.]

Subject of Possible Rule Making: Amending chapter 172-90 WAC, Student academic integrity.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This revision expands sanction authority for the academic integrity board. It is intended to improve process efficiency and timeliness.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Trent Lutey, University Policy Administrator, Office of the President, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, and e-mail tlutey@ewu.edu. A public hearing will be held to permit comment on all proposed rules and revisions.

February 3, 2015
Trent Lutey
University Policy Administrator

WSR 15-04-116**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES**

[Filed February 3, 2015, 10:39 a.m.]

Subject of Possible Rule Making: Amendments to sections of chapter 296-104 WAC, Board of boiler rules—Substantive.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 70.79 RCW, Boilers and unfired pressure vessels.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The board of boiler rules is planning amendments to sections of chapter 296-104 WAC, Board of boiler rules—Substantive, to clarify existing rules and update the rules to adopt the current national safety standards for boilers and unfired pressure vessels in the state of Washington.

Amendments for consideration will include:

- Updating the existing definitions and adding new definitions for "jacketed steam kettles" to clarify the scope of inspection requirements;
- Adopting the latest editions of national standards for boilers and unfired pressure vessels and pulp or paper machine dryers;
- Clarifying the inspection requirements for power boilers;
- Correcting references in the rules to consistently adopt the national safety standards; and
- Clarifying the shutdown requirements and use of manually operated remote shutdown switches or circuit breakers for automatically fired boilers.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: There are no other federal and/or state agencies regulating this subject that required coordination of the rules.

Process for Developing New Rule: Interested parties can participate in the decision to adopt the new rules and formulation of the proposed rules before publication by contacting the individual listed below. The public can also participate, after amendments are proposed by providing written comments and/or testimony during the public hearing and comment process.

For more information on this rule making, visit the L&I web site at <http://www.lni.wa.gov/TradesLicensing/Boilers/> Board or interested parties can sign up for e-mail updates at <http://www.lni.wa.gov/Main/Listservs/Boilers>.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Alicia Curry, Rules Coordinator, Department of Labor and Industries, P.O. Box 44400, Olympia, WA 98504-4400, phone (360) 902-6244, fax (360) 902-5292, e-mail Alicia.Curry@lni.wa.gov.

February 3, 2015
Robert E. Olson, Chair
Board of Boiler Rules

WSR 15-04-120

PREPROPOSAL STATEMENT OF INQUIRY HEALTH CARE AUTHORITY

(Washington Apple Health)

[Filed February 3, 2015, 11:39 a.m.]

Subject of Possible Rule Making: WAC 182-527-2742 Services subject to recovery, and other rules 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 agency is opening this section to simplify services subject to recovery.

During the course of this review, the agency 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 office of financial recovery at DSHS administers these rules and will be included in the rule-making work-group.

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 Chantelle Diaz, P.O. Box 42716, Olympia, WA 98504-2716, phone (360) 725-1842, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Chantelle.Diaz@hca.wa.gov.

February 3, 2015
Jason R. P. Crabbe
Rules Coordinator

WSR 15-04-126

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed February 3, 2015, 3:14 p.m.]

Subject of Possible Rule Making: WAC 16-301-235 Phytosanitary field inspection requirements for beans; 16-301-365 through 16-301-440, bean seed quarantine; and chapter 16-303 WAC, Seed assessment, fees for seed services and seed certification. The department is reviewing the existing rules on bean seed inspections and quarantines, and at the request of industry is considering requiring a third inspection for fields under sprinkler irrigation or a laboratory test to detect halo blight. In addition, the department is considering adding a fourth inspection for trial grounds and potentially adopting new or amended fee provisions to cover the department's costs associated with the proposed inspection and testing services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 15.49.005, 17.24.041, and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Halo blight has been discovered in one bean field in Washington this year. To keep this disease out of Washington, industry has suggested having the department do a second growing season inspection for fields under sprinkler irrigation, for a total of three required inspections, or require laboratory pathology testing of seed prior to

planting. A fourth inspection was suggested by industry for trial grounds.

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

Process for Developing New Rule: The Washington state department of agriculture staff will develop the rule proposal and will communicate with stakeholders and other interested parties for their review and comment. Interested parties can also participate in the public hearing/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 Jeff Larsen, 1111 Washington Street S.E., P.O. Box 42560, Olympia, WA 98504-2560, (360) 902-1960, fax (360) 902-2085, jlarsen@agr.wa.gov; or Victor Shaul, 21 North 1st Avenue, Suite 203, Yakima, WA 98902, (509) 249-6955, fax (509) 454-4395, vshaul@agr.wa.gov.

February 3, 2015
Brad J. Avy
Assistant Director

WSR 15-04-127

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed February 3, 2015, 3:14 p.m.]

Subject of Possible Rule Making: WAC 16-301-490 through 16-301-580, crucifer seed quarantine; and chapter 16-303 WAC, Seed assessment, fees for seed services and seed certification. The department is reviewing the existing rules on crucifer seed inspections and quarantines, and at the request of industry is considering adding eastern Washington to the regulated area of the crucifer quarantine, requiring testing and treatment for black leg and black rot fungus, and potentially adopting new or amended fee provisions to cover the department's costs associated with the proposed inspection and testing services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 15.49.005, 17.24.041, and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Black leg was discovered in the Willamette Valley of Oregon last year. To keep this disease out of Washington, industry has suggested adding eastern Washington to the regulated area of the crucifer quarantine, and requiring testing and treatment of all crucifer seed lots.

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

Process for Developing New Rule: The Washington state department of agriculture staff will develop the rule proposal and will communicate with stakeholders and other interested parties for their review and comment. Interested parties can also participate in the public hearing/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 Jeff Larsen, 1111 Washington Street S.E., P.O. Box 42560, Olympia, WA 98504-2560, (360) 902-1960, fax (360) 902-2085, jlarsen@agr.wa.gov; or Victor Shaul, 21 North 1st Avenue, Suite 203, Yakima, WA 98902, (509) 249-6955, fax (509) 454-4395, vshaul@agr.wa.gov.

February 3, 2015
Brad J. Avy
Assistant Director

WSR 15-04-129

PREPROPOSAL STATEMENT OF INQUIRY RECREATION AND CONSERVATION OFFICE

(Salmon Recovery Funding Board)

[Filed February 3, 2015, 3:53 p.m.]

Subject of Possible Rule Making: The salmon recovery funding board will consider amendments to Title 420 WAC to (1) update definitions; (2) modify grant program requirements including applications, project agreements and long-term grant compliance; (3) add chapters on lead entities, regional organizations, and the governor's salmon recovery office; and (4) revise public records procedures. The amendments will also include nonsubstantive changes to reorganize chapters and update references throughout.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.85.120 (1)(d) and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The reasons for this proposal are to update grant program requirements to reflect current practices and to clarify the salmon recovery funding board's statutory obligations administering salmon habitat projects and salmon recovery activities. The proposal will also align public records procedures across the agency. The intended result of this rule making is to improve clarity of grant program requirements for lead entities, regional organizations, grant project sponsors and grant program staff. Alignment of the agency's public records procedures will provide a consistent process for the public when making a public records request.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other federal or state agencies regulate grant funding programs administered by the board and office.

Process for Developing New Rule: The recreation and conservation office will advance this proposal through a participatory process that includes distribution of the recommendations to stakeholders and partners, including those who are on the agency's WAC notification listing. We encourage comments via mail, e-mail, and in person at a scheduled salmon recovery funding board meeting. Based on comments received, revisions will be considered before presentation of the final proposed rule making to the salmon recovery funding board at an open public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before pub-

lication by contacting Leslie Connelly, Rules Coordinator,
Recreation and Conservation Office, 1111 Washington Street
S.E., P.O. Box 40917, Olympia, WA 98504-0917, office
(360) 902-3080, fax (360) 902-3026, leslie.connelly@rco.
wa.gov.

February 3, 2015
Leslie Connelly
Rules Coordinator