

Washington State Register, Issue 15-13

OFFICE OF THE CODE REVISER
 Quarterly Rule-Making Report
 Covering Registers 15-07 through 15-12

Type of Activity	New	Amended	Repealed
AGRICULTURE, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	7	18	11
Number of Rules Adopted as Emergency Rules	2	6	0
Number of Rules Proposed for Permanent Adoption	8	34	13
Number of Rules Withdrawn	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	1	4	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	6	12	2
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	2	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	8	20	2
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	1	6	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
BUILDING CODE COUNCIL			
Type of Activity	New	Amended	Repealed
Number of Rules Adopted as Emergency Rules	0	3	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
CASCADIA COLLEGE			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	28	0
Number of Rules Proposed for Permanent Adoption	15	1	25
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	28	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	28	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
CHARTER SCHOOL COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	3	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	3	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
CLARK COLLEGE			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	3	0
COMMERCE, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	9	2
Number of Rules Proposed for Permanent Adoption	25	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	9	2
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
CORRECTIONS, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Rules Proposed for Permanent Adoption	13	34	5
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
COUNTY ROAD ADMINISTRATION BOARD			
Type of Activity	New	Amended	Repealed
Number of Rules Adopted as Emergency Rules	0	1	0
Number of Rules Proposed for Permanent Adoption	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
EASTERN WASHINGTON UNIVERSITY			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	1	11	0

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Type of Activity	New	Amended	Repealed
ECOLOGY, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	0	24
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	2
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	2
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
EDMONDS COMMUNITY COLLEGE			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	21	0	4
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	21	0	4
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	21	0	4
Number of Sections Adopted in Order to Comply with Federal Statute	21	0	4
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	21	0	4
Number of Sections Adopted on the Agency's own Initiative	21	0	4
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
EDUCATION, STATE BOARD OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	0	6
Number of Rules Adopted as Emergency Rules	0	1	0
Number of Rules Proposed for Permanent Adoption	1	7	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	6
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	6
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
ENERGY FACILITY SITE EVALUATION COUNCIL			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	6	0
ENTERPRISE SERVICES, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	3	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	3	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
EXECUTIVE ETHICS BOARD			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	1	0
FINANCIAL INSTITUTIONS, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	2	0
Number of Rules Proposed for Permanent Adoption	0	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	1	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	2	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
FINANCIAL MANAGEMENT, OFFICE OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	12	2
Number of Rules Proposed for Permanent Adoption	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	11	2
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	11	2
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	11	2
Number of Sections Adopted using Pilot Rule Making	0	0	0
FISH AND WILDLIFE, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	72	2
Number of Rules Adopted as Emergency Rules	108	0	94
Number of Rules Proposed for Permanent Adoption	7	31	2
Number of Rules Withdrawn	3	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	13	0	13
Number of Sections Adopted in Order to Comply with Federal Statute	13	0	13
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	108	73	96
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
GAMBLING COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	4	0
Number of Rules Proposed for Permanent Adoption	2	6	10
Number of Rules Withdrawn	1	0	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	4	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	1	4	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
GREEN RIVER COLLEGE			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	28	0
HEALTH CARE AUTHORITY			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	41	1
Number of Rules Adopted as Emergency Rules	6	37	1
Number of Rules Proposed for Permanent Adoption	3	93	1
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	5	78	2
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	2	0
Number of Sections Adopted in Order to Comply with Federal Statute	5	37	1
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	4	35	1
Number of Sections Adopted using Other Alternative Rule Making	2	45	1
Number of Sections Adopted using Pilot Rule Making	0	0	0
HEALTH, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	45	27	10
Number of Rules Adopted as Emergency Rules	0	1	0
Number of Rules Proposed for Permanent Adoption	15	53	5
Number of Rules Withdrawn	0	4	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	3	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	2	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	1	14	0
Number of Sections Adopted on the Agency's own Initiative	9	12	10
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	10	28	10
Number of Sections Adopted using Pilot Rule Making	0	0	0
HIGHLINE COLLEGE			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	20	0	32
HORSE RACING COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	8	1
Number of Rules Proposed for Permanent Adoption	0	1	0
Number of Rules Withdrawn	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	8	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	8	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	8	0
Number of Sections Adopted using Negotiated Rule Making	0	8	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
HUMAN RIGHTS COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	6	6	0
INSURANCE COMMISSIONER, OFFICE OF			
Type of Activity	New	Amended	Repealed
Number of Rules Adopted as Emergency Rules	0	1	0
Number of Rules Proposed for Permanent Adoption	7	22	3
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	1	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
LABOR AND INDUSTRIES, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	47	6
Number of Rules Proposed for Permanent Adoption	0	18	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	39	6
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	40	6
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	35	6
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	5	0
Number of Sections Adopted on the Agency's own Initiative	0	43	6
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	8	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
LICENSING, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	28	1
Number of Rules Proposed for Permanent Adoption	2	15	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	1	3	1
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	25	0
Number of Sections Adopted on the Agency's own Initiative	1	27	1
Number of Sections Adopted using Negotiated Rule Making	0	1	0
Number of Sections Adopted using Other Alternative Rule Making	1	1	1
Number of Sections Adopted using Pilot Rule Making	0	0	0

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Type of Activity	New	Amended	Repealed
LIQUOR CONTROL BOARD			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	3	41	0
Number of Rules Proposed for Permanent Adoption	3	41	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	2	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	3	40	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	3	38	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
LOTTERY, WASHINGTON STATE			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	1	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
LOWER COLUMBIA COLLEGE			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	26	0	42
Number of Rules Proposed for Permanent Adoption	26	0	42
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	26	0	4
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	26	0	4
Number of Sections Adopted in Order to Comply with Federal Statute	26	0	4
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	26	0	4
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
OLYMPIC COLLEGE			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	14	0	2
PARKS AND RECREATION COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	2	3	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	2	3	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0

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Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
PILOTAGE COMMISSIONERS, BOARD OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Rules Proposed for Permanent Adoption	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
PROFESSIONAL EDUCATOR STANDARDS BOARD			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	3	5	0
Number of Rules Adopted as Emergency Rules	0	1	0
Number of Rules Proposed for Permanent Adoption	0	5	0
Number of Rules Withdrawn	0	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	3	5	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	3	6	0
Number of Sections Adopted using Negotiated Rule Making	3	4	0
Number of Sections Adopted using Other Alternative Rule Making	0	2	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
PUBLIC DISCLOSURE COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	3	0
Number of Rules Proposed for Permanent Adoption	0	3	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	2	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
PUBLIC INSTRUCTION, SUPERINTENDENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	4	21	0
Number of Rules Proposed for Permanent Adoption	8	218	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	1	2	0
Number of Sections Adopted on the Agency's own Initiative	3	18	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
RENTON TECHNICAL COLLEGE			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	22	0	20
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	20	0	2
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	5	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	5	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	20	0	2
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
REVENUE, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	4	14	0
Number of Rules Proposed for Permanent Adoption	1	12	0
Number of Rules Withdrawn	0	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	13	0
Number of Sections Adopted on the Agency's own Initiative	0	17	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
SEATTLE COLLEGES			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	0	7
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	7
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
SOCIAL AND HEALTH SERVICES, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	25	118	0
Number of Rules Adopted as Emergency Rules	16	99	0
Number of Rules Proposed for Permanent Adoption	78	140	56
Number of Rules Withdrawn	1	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	41	237	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	41	237	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
SPOKANE, COMMUNITY COLLEGES OF			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	54	14	44
TRANSPORTATION, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	5	7	0
Number of Rules Proposed for Permanent Adoption	0	6	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	5	7	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
UNIVERSITY OF WASHINGTON			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	8	0
UTILITIES AND TRANSPORTATION COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	13	41	40
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	3	35	34
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	10	5	6
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
WASHINGTON STATE PATROL			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	9	1
WASHINGTON STATE UNIVERSITY			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	20	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	20	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	20	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0

Type of Activity	New	Amended	Repealed
Number of Sections Adopted using Other Alternative Rule Making	0	20	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
TOTALS FOR THE QUARTER:			
Number of Permanent Rules Adopted	187	574	179
Number of Rules Adopted as Emergency Rules	132	150	95
Number of Rules Proposed for Permanent Adoption	309	831	241
Number of Rules Withdrawn	5	14	0
Number of Sections Adopted at Request of a Nongovernmental Entity	1	56	6
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	88	291	65
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	65	43	27
Number of Sections Adopted in Order to Comply with Federal Statute	70	37	22
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	67	307	6
Number of Sections Adopted on the Agency's own Initiative	221	350	148
Number of Sections Adopted using Negotiated Rule Making	7	49	1
Number of Sections Adopted using Other Alternative Rule Making	56	365	14
Number of Sections Adopted using Pilot Rule Making	0	0	0

WSR 15-13-008**NOTICE OF PUBLIC MEETINGS
BELLINGHAM TECHNICAL COLLEGE**

[Filed June 4, 2015, 1:53 p.m.]

The June 2015 regular meeting of the board of trustees of Bellingham Technical College is scheduled for Thursday, June 18, 2015, from 9:00 - 11:00 a.m., in the College Services Board Room on the Bellingham Technical College campus. Call 752-8334 for information.

WSR 15-13-011**NOTICE OF PUBLIC MEETINGS
OLYMPIC COLLEGE**

[Filed June 5, 2015, 9:35 a.m.]

Pursuant to RCW 42.30.075, Olympic College hereby gives notice that a special meeting of the board of trustees of Olympic College, District Three, and the South Kitsap School District board of trustees will be held on Tuesday, June 23, 2015, at 6:00 p.m. at the South Kitsap School District Office, 2689 Hoover Avenue S.E., Port Orchard, WA.

WSR 15-13-012**NOTICE OF PUBLIC MEETINGS
OLYMPIC COLLEGE**

[Filed June 5, 2015, 9:35 a.m.]

Pursuant to RCW 42.30.075, Olympic College hereby gives notice that a special meeting of the board of trustees of Olympic College, District Three, will be held on Tuesday, July 14, 2015, at 5:00 p.m. at Olympic College in the HSS Building, Room 119.

WSR 15-13-013**NOTICE OF PUBLIC MEETINGS
GUARANTEED EDUCATION
TUITION PROGRAM**

[Filed June 5, 2015, 9:58 a.m.]

In accordance with RCW 28B.95.020 and WAC 14-276-030, the advanced college tuition program, known as guaranteed education tuition program, has made a revision to the committee meeting schedule:

Cancellation: Tuesday, June 16, 2015, at 2:00 p.m. - 4:00 p.m., at the J. A. Cherberg Building, Capitol Campu [Campus], Olympia, Washington 98504.

Please contact Katie Gross if you need additional information.

WSR 15-13-014**AGENDA
BOARD OF ACCOUNTANCY**

[Filed June 5, 2015, 11:38 a.m.]

**Semi-Annual Rule-Making Agenda
July through December 2015**

Following is the Washington state board of accountancy's semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

This agenda is for information purposes, and the noted dates of anticipated rule-making actions are estimates. There may be additional rule-making activity not on the agenda as conditions warrant.

If you have questions about this rule-making agenda, please contact Richard C. Sweeney, CPA, Executive Director, P.O. Box 9131, Olympia, WA 98507-9131, phone (360) 586-0163, fax (360) 664-9190, e-mail ricks@cpaboard.wa.gov.

WAC Citation	Subject Matter	Current activity		
		Preproposal (CR-101)	Proposed (CR-102) or Expedited (CR-105)	Permanent (CR-103)
Examples Below				
WAC 4-30-060	What are the education requirements to qualify to apply for the CPA examination?	CR-101 Expected July 2015	CR-102 Expected October 2015	CR-103 Expected in December of 2015
WAC 4-30-051	What are the requirements concerning client records, including response to requests by clients and former clients for records?	CR-101 Expected July 2015	CR-102 Expected October 2015	CR-103 Expected in December of 2015

Richard C. Sweeney, CPA
Executive Director

WSR 15-13-016
ATTORNEY GENERAL'S OFFICE

[Filed June 5, 2015, 1:51 p.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 July 8, 2015. 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. 15-06-01
Request by Senator Pam Roach

QUESTION:

May a non-charter code city subject to RCW 35A.12.180, having a large minority population, adopt a district-based general election procedure to avoid a potential violation of Section 2 of the Federal Voting Rights Act?

WSR 15-13-021
AGENDA
EASTERN WASHINGTON UNIVERSITY

[Filed June 8, 2015, 9:19 a.m.]

Semi-Annual Agenda for Rules Under Development
July 2015

Pursuant to RCW 34.05.314, the following is Eastern Washington University's semi-annual agenda for Washington Administrative Code (WAC) rules under development for January through June 2015. Additional rule-making activity, not on the agenda, may occur as conditions warrant.

1. Rule making for a revision to chapter 172-64 WAC, Alcohol policy at Eastern Washington University, is anticipated to continue during the second half of 2015.
2. Rule making for a revision to chapter 172-90 WAC, Student academic integrity, is anticipated to continue during the second half of 2015.
3. Rule making for a revision to WAC 172-121-200 Student conduct code—Violations, is anticipated to continue during the second half of 2015.
4. Rule making for a revision to chapter 172-100 WAC, Traffic and parking rules, is anticipated to commence during the second half of 2015.
5. Rule making for a revision to chapter 172-06 WAC, Organization and operation, is anticipated to commence during the second half of 2015.

6. Rule making for adoption of a WAC chapter on unmanned aircraft, is anticipated to commence during the second half of 2014 [2015].

For more information concerning the above rules under review or development, please contact Trent Lutey, University Policy Administrator, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, or e-mail tlutey@ewu.edu.

WSR 15-13-022

**NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH**

(Pharmacy Quality Assurance Commission)

[Filed June 8, 2015, 9:28 a.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 a notice of change of location for the June 11, 2015, 9:00 a.m., Department of Health, Pharmacy Quality Assurance Commission regular business meeting: Red Lion Hotel, Pine Room, 2300 Evergreen Park Drive S.W., Olympia, WA 98501.

If you need additional information, please contact Doreen E. Beebe, Health Services Consultant 4, Washington Department of Health, Pharmacy Quality Assurance Commission, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4834, fax (360) 236-2260, e-mail Doreen.Beebe@doh.wa.gov, web www.doh.wa.gov.

Please be advised that the pharmacy quality assurance commission 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 15-13-023

**RULES OF COURT
STATE SUPREME COURT**

[June 4, 2015]

IN THE MATTER OF THE PROPOSED) ORDER
AMENDMENTS TO SPRC 3—COURT) NO. 25700-A-1104
REPORTERS; FILING OF NOTES,)
CrR_—ELECTRONIC RECORDING)
LOG, RAP 9.2—VERBATIM REPORT)
OF PROCEEDINGS, RAP 9.3—NARRA-)
TIVE REPORT OF PROCEEDINGS,)
RAP 9.4—AGREED REPORT OF PRO-)
CEEDINGS, RAP 9.5—FILING AND)
SERVICE OF REPORT OF PROCEED-)
INGS, OBJECTIONS, RAP 9.8—)
TRANSMITTING RECORD ON)
REVIEW, RAP 9.9—CORRECTING OR)

SUPPLEMENTING REPORT OF PRO-)
CEEDINGS—BEFORE TRANSMIT-)
TAL TO APPELLATE COURT)
[RESERVED], RAP 9.10—CORRECT-)
ING OR SUPPLEMENTING RECORD)
AFTER TRANSMITTAL TO APPEL-)
LATE COURT, RAP 10.2—TIME FOR)
FILING BRIEFS, RAP 18.9—VIOLA-)
TION OF RULES, CR 43—TAKING OF)
TESTIMONY, CR 80—COURT)
REPORTERS, CR_—ELECTRONIC)
RECORDING LOG, ARLJ 13—LIM-)
ITED JURISDICTION COURTS ARE)
REQUIRED TO RECORD ALL PRO-)
CEEDINGS ELECTRONICALLY, RALJ)
5.3—LOG, CRLJ 75—RECORD ON)
TRIAL DE NOVO, NEW GR_ OFFI-)
CIAL SUPERIOR COURT TRAN-)
SCRIPTS)

The Court Management Council, having recommended the adoption of the Proposed Amendments to SPRC 3—Court Reporters; Filing of Notes, CrR_—Electronic Recording Log, RAP 9.2—Verbatim Report of Proceedings, RAP 9.3—Narrative Report of Proceedings, RAP 9.4—Agreed Report of Proceedings, RAP 9.5—Filing and Service of Report of Proceedings, Objections, RAP 9.8—Transmitting Record on Review, RAP 9.9—Correcting or Supplementing Report of Proceedings—Before Transmittal to Appellate Court [Reserved], RAP 9.10—Correcting or Supplementing Record After Transmittal to Appellate Court, RAP 10.2—Time for Filing Briefs, RAP 18.9—Violation of Rules, CR 43—Taking of Testimony, CR 80—Court Reporters, CR_—Electronic Recording Log, ARLJ 13—Limited Jurisdiction Courts Are Required To Record All Proceedings Electronically, RALJ 5.3—Log, CRLJ 75—Record on Trial De Novo, New GR_ Official Superior Court Transcripts, and the Court having considered the amendments and comments submitted thereto, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the new rules as shown below are adopted.

(b) That the new rules will be published in the Washington Reports and will become effective on September 1, 2015.

DATED at Olympia, Washington this 4th day of June, 2015.

	Madsen, C.J.
_____ Johnson, J.	_____ Wiggins, J.
_____ Owens, J.	_____ Gonzalez, J.
_____ Fairhurst, J.	_____ Gordon McCloud, J.
_____ Stephens, J.	_____ Yu, J.

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 15-15 issue of the Register.

WSR 15-13-024
RULES OF COURT
STATE SUPREME COURT

[June 4, 2015]

IN THE MATTER OF THE PROPOSED) ORDER
AMENDMENTS TO CODE OF JUDI-) NO. 25700-A-1105
CIAL CONDUCT APPLICATION SEC-)
TION)

The commission on Judicial Conduct, having recom-
mended the expeditious adoption of the Proposed Amend-
ment to the Code of Judicial Conduct Application Section,
and the Court having considered the amendments, and having
determined that the proposed amendments will aid in the
prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the new rule as shown below is adopted.

(b) That the new rule will be published expeditiously in
the Washington Reports and will become effective upon pub-
lication.

DATED at Olympia, Washington this 4th day of 4th,
2015.

Johnson, J. Madsen, C.J.
Owens, J. Wiggins, J.
Fairhurst, J. Gonzalez, J.
Stephens, J. Gordon McCloud, J.
Yu, J.

The Application section establishes when the various
Rules apply to a judge, court commissioner, or judge pro tem-
pore or judicial candidate.

I. APPLICABILITY OF THIS CODE

(A) A judge, within the meaning of this Code, is anyone
who is authorized to perform judicial functions, including an
officer such as a magistrate, court commissioner, special
master, referee, part-time judge or judge pro tempore.

(B) The provisions of the Code apply to all judges except
as otherwise noted for part-time judges and judges pro tem-
pore.

(C) All judges who hold a position that is subject to elec-
tion shall comply with all provisions of Rules 4.1 (Political
and Campaign Activities of Judges and Judicial Candidates
in General), 4.2 (Political and Campaign Activities of Judi-
cial Candidates in Public Elections), 4.3 (Activities of Candi-
dates for Appointive Judicial Office), 4.4 (Campaign Com-
mittees), and 4.5 (Activities of Judges Who Become Candi-
dates for Nonjudicial Office). Rules 4.1 (Political and
Campaign Activities of Judges and Judicial Candidates in
General), 4.2 (Political and Campaign Activities of Judicial
Candidates in Public Elections), 4.3 (Activities of Candidates
for Appointive Judicial Office) and 4.4 (Campaign Commit-
tees) apply to judicial candidates.

(D) All judges shall comply with statutory requirements
applicable to their position with respect to reporting and dis-
closure of financial affairs.

Comment

[1] The Rules in this Code have been formulated to
address the ethical obligations of any person who serves a
judicial function, and are premised upon the supposition that
a uniform system of ethical principles should apply to all
those authorized to perform judicial functions.

[2] This Code and its Rules do not apply to any person
who serves as an administrative law judge or in a judicial
capacity within an administrative agency.

[3] The determination of whether an individual judge is
exempt from specific Rules depends upon the facts of the par-
ticular judicial service.

[4] The Legislature has authorized counties to establish
and operate drug courts and mental health courts. Judges pre-
siding in these special courts are subject to these Rules,
including Rule 2.9 (A)(1) on ex parte communications, and
must continue to operate within the usual judicial role as an
independent decision maker on issues of fact and law. But the
Rules should be applied with the recognition that these courts
may properly operate with less formality of demeanor and
procedure than is typical of more traditional courts. Applica-
tion of the rules should also be attentive to the terms and
waivers in any contract to which the individual whose con-
duct is being monitored has agreed in exchange for being
allowed to participate in the special court program.

II. PART-TIME JUDGE

(A) A part-time judge is not required to comply:

(1) with Rule 2.10 (Judicial Statements on Pending and
Impending Cases), except while serving as a judge; or

(2) at any time with Rules 3.4 (Appointments to Govern-
mental Positions), 3.8 (Appointments to Fiduciary Positions),
3.9 (Service as Arbitrator or Mediator), 3.10 (Practice of
Law), 3.11 (Financial, Business, or Remunerative Activities),
and 3.14 (Reimbursement of Expenses and Waivers of Fees
or Charges).

(B) A part-time judge shall not act as a lawyer in a pro-
ceeding in which the judge has served as a judge or in any
other proceeding related thereto.

(C) When a person who has been a part-time judge is no
longer a part-time judge, that person may act as a lawyer in a
proceeding in which he or she served as a judge or in any
other proceeding related thereto only with the express con-
sent of all parties pursuant to the Rules of Professional Con-
duct.

Comment

[1] Part-time judges should be alert to the possibility of
conflicts of interest and should liberally disclose on the
record to litigants appearing before them the fact of any
extrajudicial employment or other judicial role, even if there
is no apparent reason to withdraw.

[2] In view of Rule 2.1, which provides that the judicial
duties of judges should take precedence over all other activi-
ties, part-time judges should not engage in outside employ-
ment which would interfere with their ability to sit on cases
that routinely come before them.

III. JUDGE PRO TEMPORE

A judge pro tempore is not required to comply:

(A) except while serving as a judge, with Rule 1.2 (Pro-
moting Confidence in the Judiciary), Rule 2.4 (External

Influences on Judicial Conduct), Rule 2.10 (Judicial Statements on Pending and Impending Cases); ~~or~~ Rule 3.1 (Extrajudicial Activities in General); Rule 4.1 (Political and Campaign Activities of Judges and Judicial Candidates in General) or 4.5 (Activities of Judges Who Become Candidates for Nonjudicial Office); or

(B) at any time with Rules 3.2 (Appearances before Governmental Bodies and Consultation with Government Officials), 3.3 (Acting as a Character Witness), or 3.4 (Appointments to Governmental Positions), or with Rules 3.6 (Affiliation with Discriminatory Organizations), 3.7 (Participation in Educational, Religious, Charitable, Fraternal, or Civic Organizations and Activities), 3.8 (Appointments to Fiduciary Positions), 3.9 (Service as Arbitrator or Mediator), 3.10 (Practice of Law), 3.11 (Financial, Business, or Remunerative Activities), or 3.12 (Compensation for Extrajudicial Activities)

(C) A judge pro tempore shall not act as a lawyer in a proceeding in which the judge has served as a judge or in any other proceeding related thereto.

(D) When a person who has been a judge pro tempore is no longer a judge pro tempore, that person may act as a lawyer in a proceeding in which he or she served as a judge or in any other proceeding related thereto only with the express consent of all parties pursuant to the Rules of Professional Conduct.

IV. TIME FOR COMPLIANCE

A person to whom this Code becomes applicable shall comply immediately with its provisions, except that those judges to whom Rules 3.8 (Appointments to Fiduciary Positions) and 3.11 (Financial, Business, or Remunerative Activities) apply shall comply with those Rules as soon as reasonably possible, but in no event later than one year after the Code becomes applicable to the judge.

Comment

[1] If serving as a fiduciary when selected as judge, a new judge may, notwithstanding the prohibitions in Rule 3.8, continue to serve as fiduciary, but only for that period of time necessary to avoid serious adverse consequences to the beneficiaries of the fiduciary relationship and in no event longer than one year. Similarly, if engaged at the time of judicial selection in a business activity, a new judge may, notwithstanding the prohibitions in Rule 3.11, continue in that activity for a reasonable period but in no event longer than one year.

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 15-13-025
RULES OF COURT
STATE SUPREME COURT
[June 4, 2015]

IN THE MATTER OF THE PROPOSED) ORDER
AMENDMENTS TO GR 31.1—ACCESS) NO. 25700-A-1106
TO ADMINISTRATIVE RECORDS)

The Board of Judicial Administration, having recommended the expeditious adoption of the Proposed Amendments to GR 31.1—Access to Administrative Records, and the Court having considered the amendments, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the new rule as shown below is adopted.

(b) That the new rule will be published in the Washington Reports and will become effective on January 1, 2016.

DATED at Olympia, Washington this 4th day of June, 2015.

	Madsen, C.J.
Johnson, J.	Wiggins, J.
Owens, J.	Gonzalez, J.
Fairhurst, J.	Gordon McCloud, J.
Stephens, J.	Yu, J.

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 15-14 issue of the Register.

WSR 15-13-026
RULES OF COURT
STATE SUPREME COURT
[June 4, 2015]

IN THE MATTER OF THE PROPOSED) ORDER
AMENDMENTS TO CrR 6.4—CHAL-) NO. 25700-A-1107
LENGES; CrRLJ 4.8—SUBPOENAS;)
CrRLJ 7.2—SENTENCING; AND CrR)
7.2—SENTENCING)

The Washington State Bar Association, having recommended the adoption of the Proposed Amendments to CrR 6.4—Challenges; CrRLJ 4.8—Subpoenas; CrRLJ 7.2—Sentencing; and CrR 7.2—Sentencing, and the Court having considered the amendments and comments submitted thereto, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the new rules as shown below are adopted.

(b) That the new rules will be published in the Washington Reports and will become effective on September 1, 2015.

DATED at Olympia, Washington this 4th day of June, 2015.

	Madsen, C.J.
Johnson, J.	Wiggins, J.
Owens, J.	Gonzalez, J.
Fairhurst, J.	Gordon McCloud, J.
Stephens, J.	Yu, J.

SUGGESTED AMENDMENT
CRIMINAL RULES (CrR)

Rule 6.4 CHALLENGES

(a) Challenges to the Entire Panel. Challenges to the entire panel shall only be sustained for a material departure from the procedures prescribed by law for their selection.

(b) Voir Dire. A voir dire examination shall be conducted for the purpose of discovering any basis for challenge for cause and for the purpose of gaining knowledge to enable an intelligent exercise of peremptory challenges. The judge shall initiate the voir dire examination by identifying the parties and their respective counsel and by briefly outlining the nature of the case. The judge and counsel may then ask the prospective jurors questions touching their qualifications to serve as jurors in the case, subject to the supervision of the court as appropriate to the facts of the case.

(c) Challenges for Cause.

(1) If the judge after examination of any juror is of the opinion that grounds for challenge are present, he or she shall excuse that juror from the trial of the case. If the judge does not excuse the juror, any party may challenge the juror for cause.

(2) RCW 4.44.150 through 4.44.200 ~~190~~ shall govern challenges for cause.

(d) Exceptions to Challenge.

(1) Determination. The challenge may be excepted to by the adverse party for insufficiency and, if so, the court shall determine the sufficiency thereof, assuming the facts alleged therein to be true. The challenge may be denied by the adverse party and, if so, the court shall try the issue and determine the law and the facts.

(2) Trial of Challenge. Upon trial of a challenge, the Rules of Evidence applicable to testimony offered upon the trial of an ordinary issue of fact shall govern. The juror challenged, or any other person otherwise competent, may be examined as a witness by either party. If a challenge be determined to be sufficient, or if found to be true, as the case may be, it shall be allowed, and the juror to whom it was taken excluded; but if not so determined or found otherwise, it shall be disallowed.

(e) Peremptory Challenges.

(1) Peremptory Challenges Defined. A peremptory challenge is an objection to a juror for which there is no reason given, but upon which the court shall exclude the juror. In prosecutions for capital offenses the defense and the state may challenge peremptorily 12 jurors each; in prosecution for offenses punishable by imprisonment in the state Department of Corrections 6 jurors each; in all other prosecutions, 3 jurors each. When several defendants are on trial together, each defendant shall be entitled to one challenge in addition to the number of challenges provided above, with discretion in the trial judge to afford the prosecution such additional challenges as circumstances warrant.

(2) Peremptory Challenges—How Taken. After prospective jurors have been passed for cause, peremptory challenges shall be exercised alternately first by the prosecution then by each defendant until the peremptory challenges are exhausted or the jury accepted. Acceptance of the jury as presently constituted shall not waive any remaining peremptory challenges to jurors subsequently called.

SUGGESTED AMENDMENT
CRIMINAL RULES FOR COURTS OF LIMITED JURISDICTION
(CrRLJ)

Rule 4.8 SUBPOENAS

(a) Issuance for Witnesses. The defendant and the prosecuting authority may subpoena witnesses necessary to testify at a scheduled hearing or trial. The subpoena may only be issued by a judge, court commissioner, clerk of the court, or by a party's lawyer. If a party's lawyer issues a subpoena, a copy shall be filed with the court. If the subpoena is for a witness outside the county or counties contiguous with it, the judge must approve the subpoena.

(b) Subpoena Duces Tecum.

(1) Upon application of either party, the court may issue a subpoena duces tecum, commanding the person to whom it is directed to produce books, papers, documents or other objects designated in it. The court may direct that books, papers, documents or objects designated in the subpoena be produced before the court at a time prior to the trial or prior to the time when they are to be offered in evidence and may, upon their production, permit the books, papers, documents or objects, or portions of them, to be inspected by the parties and their lawyers.

(2) On motion made promptly the court may quash or modify the subpoena duces tecum if compliance would be illegal, unreasonable or oppressive.

(c) Service. A subpoena may be directed for service within their jurisdiction to the sheriff of any county or to any peace officer of any municipality in which the witness may be, or it may be served as provided in CrLJ 45(eb), or it may be served by first-class mail, postage prepaid, sent to the witness' last known address. Service by mail shall be deemed complete upon the third day following the day upon which the subpoena was placed in the mail.

(d) Proof of Service.

(1) When personal service is made by someone other than a sheriff or peace officer, proof shall be by affidavit or by certification under RCW 9A.72.085 or any law amendatory thereof.

(2) Proof of service by mail may be by affidavit or certification, under RCW 9A.72.085 or any law amendatory thereof, of the person who mailed the papers, or by written acknowledgment of service.

(e) Sanctions.

(1) If at any time during the proceedings it is brought to the court's attention that a party's lawyer has abused the power to issue subpoenas, the court may impose upon the lawyer such terms as are just.

(2) No subpoena shall be the basis for a material witness warrant or a contempt of court citation unless there is proof of personal receipt.

SUGGESTED AMENDMENT
CRIMINAL RULES (CrR)

Rule 7.2

(a) Generally. The court shall state the precise terms of the sentence and shall assure that the record accurately reflects all time spent in custody in connection with the offense or behavioral incident for which sentence is imposed.

Pending such action the court may release or commit the defendant, pursuant to rule 3.2.

(b) Procedure at Time of Sentencing. The court shall, immediately after sentencing, advise the defendant: (1) of the right to appeal the conviction; (2) of the right to appeal a sentence outside the standard sentence range; (3) that unless a notice of appeal is filed within 30 days after the entry of the judgment or order appealed from, the right to appeal is irrevocably waived; (4) that the superior court clerk will, if requested by the defendant appearing without counsel, supply a notice of appeal form and file it upon completion by the defendant; (5) of the right, if unable to pay the costs thereof, to have counsel appointed and portions of the trial record necessary for review of assigned errors transcribed at public expense for an appeal; and (6) of the time limits on the right to collateral attack imposed by RCW 10.73.090 and .100. If this advisement follows a guilty plea, the court shall advise the defendant that the right to appeal is limited. These proceedings shall be made a part of the record.

(c) Record. A verbatim record of the sentencing proceedings shall be made.

(d) Judgment and Sentence. For every felony sentencing, the clerk of the court shall forward a copy of the uniform judgment and sentence to the Sentencing Guidelines Commission. The uniform judgment and sentence shall be a form prescribed by the Administrator for the Courts in conjunction with the Supreme Court Pattern Forms Committee. If the sentence imposed departs from the applicable standard sentence range, the court's written findings of fact and conclusions of law shall also be supplied to the Commission.

SUGGESTED AMENDMENT

CRIMINAL RULES FOR COURTS OF LIMITED JURISDICTION (CrRLJ)

Rule 7.2

(a) Generally. The court shall state the precise terms of the sentence, which shall include credit for all time spent in custody in connection with the offense.

(b) Procedure at Time of Sentencing. The court shall, immediately after sentencing, ~~unless the judgment and sentence are based on a plea of guilty,~~ advise the defendant: (1) of the right to appeal the conviction pursuant to the RALJ or CrRLJ 9.1; (2) that unless a notice of appeal is filed in the court of limited jurisdiction within 30 days after the entry of the judgment and sentence or order appealed from, the right to appeal is waived; (3) that the notice of appeal must be served on all other parties; (4) that the court clerk will, if requested by the defendant appearing without a lawyer, supply a notice of appeal form; (5) of the defendant's right to a lawyer on appeal, and, if unable to pay the costs thereof, to have a lawyer appointed and portions of the trial record necessary for review prepared at public expense for an appeal; and (6) of the time limits on the right to collateral attack imposed by RCW 10.73.090 and .100. If this advisement follows a guilty plea, the court shall advise the defendant that the right to appeal is limited. These proceedings shall be made a part of the record.

(c) Sentence. Before imposing sentence, the court shall afford the defendant, and the prosecuting authority, an oppor-

tunity to make a statement and to present information in extenuation, mitigation, or aggravation of punishment.

(d) Record. A record of the sentencing proceedings shall be made. The sentencing and judgment records of the courts of limited jurisdiction shall be preserved in perpetuity, either in an electronic or hard copy format. "Hard copy format" may include microfilm, microfiche, or a paper copy. The record of the sentencing proceedings shall be prima facie evidence of a valid conviction in subsequent proceedings in courts of limited jurisdiction and in superior court.

(e) Judgment and Sentence

(1) An electronic judgment and sentence shall be prescribed by the Administrator for the Courts in conjunction with the Judicial Information System Committee (JISC).

(2) A non-electronic judgment and sentence form shall be prescribed by the Administrator for the Courts in conjunction with the Supreme Court Pattern Forms Committee.

(3) Notwithstanding any other statute or rule to the contrary, each judgment and sentence form, either electronic or hard copy, shall be preserved by the court in perpetuity.

**WSR 15-13-027
RULES OF COURT
STATE SUPREME COURT**

[June 4, 2015]

IN THE MATTER OF THE PROPOSED) ORDER
AMENDMENTS TO APR 8(b)—LIM-) NO. 25700-A-1108
ITED ADMISSION—EXCEPTION FOR)
PARTICULAR ACTION OR PROCEED-)
ING)

The Washington State Bar Association, having recommended the adoption of the Proposed Amendments to APR 8(b)—Limited Admission—Exception for Particular Action or Proceeding, and the Court having considered the amendments and comments submitted thereto, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the new rule as shown below is adopted.

(b) That the new rule will be published in the Washington Reports and will become effective on September 1, 2015.

DATED at Olympia, Washington this 4th day of June, 2015.

	Madsen, C.J.
_____ Johnson, J.	_____ Wiggins, J.
_____ Owens, J.	_____ Gonzalez, J.
_____ Fairhurst, J.	_____ Gordon McCloud, J.
_____ Stephens, J.	_____ Yu, J.

**SUGGESTED AMENDMENTS TO
RULE 8(b) OF THE ADMISSION AND PRACTICE RULES**

RULE 8. SPECIAL ADMISSIONS

(b) Exception for Particular Action or Proceeding.

A member in good standing of, and permitted to practice law in, the Bar of any other state or territory of the United States or of the District of Columbia, or a lawyer who is providing legal services for no fee through a qualified legal services provider pursuant to rule 8(f), may appear as a lawyer in any action or proceeding only (i) with the permission of the court or tribunal in which the action or proceeding is pending, and (ii) in association with an active member of the Washington State Bar Association, who shall be the lawyer of record therein, responsible for the conduct thereof, and present at proceedings unless excused by the court or tribunal.

(1) An application to appear as such a lawyer shall be made by written motion to the court or tribunal before whom the action or proceeding is pending, in a form approved by the Board of Governors, which shall include certification by the lawyer seeking admission under this rule and the associated Washington lawyer that the requirements of this rule have been complied with, and shall include an indication on which date the fee and assessment required in part (2) were paid, or indicating that the fee and assessment were waived pursuant to part (2). The motion shall be heard by the court or tribunal after such notice to the Washington State Bar Association as is required in part (2) below, together with the required fee and assessment, unless waived pursuant to part (2), and to adverse parties as the court or tribunal shall direct. Payment of the required fee and assessment shall only be necessary upon a lawyer's first application to any court or tribunal in the same case. The court or tribunal shall enter an order granting or refusing the motion, and, if the motion is refused, the court or tribunal shall state its reasons.

(2) The lawyer making the motion shall submit a copy of the motion to the Washington State Bar Association accompanied by, (i) a nonrefundable fee in each case in an amount equal to the license fee required of active lawyers set by the Board of Governors with the approval of the Supreme Court, and (ii), the Lawyers' Fund for Client Protection assessment as required of active members under these rules. Payment of the fee and assessment shall only be necessary upon a lawyer's first motion to any court or tribunal in the same case. The associated Washington counsel shall be jointly responsible for payment of the fee and assessment. The fee and assessment shall be waived for a lawyer providing legal services for no fee through a qualified legal services provider pursuant to rule 8(f). The Washington State Bar Association shall maintain a public record of all motions for admission pursuant to this rule.

(3) No member of the Bar Association shall lend his or her name for the purpose of, or in any way assist in, avoiding the effect of this rule.

WSR 15-13-028
RULES OF COURT
STATE SUPREME COURT

[June 4, 2015]

IN THE MATTER OF THE PROPOSED) ORDER
AMENDMENTS TO CrR 3.2—) NO. 25700-A-1109
RELEASE OF ACCUSED)

The Superior Court Judges' Association, having recommended the adoption of the Proposed Amendments to CrR 3.2—Release of Accused, and the Court having considered the amendments and comments submitted thereto, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the new rule as shown below is adopted.

(b) That the new rule will be published in the Washington Reports and will become effective on September 1, 2015.

DATED at Olympia, Washington this 4th day of June, 2015.

	Madsen, C.J.
Johnson, J.	Wiggins, J.
Owens, J.	
Fairhurst, J.	Gordon McCloud, J.
Stephens, J.	Yu, J.

Suggested Amendment CrR 3.2 RELEASE OF ACCUSED

If the court does not find, or a court has not previously found, probable cause, the accused shall be released without conditions.

(a) Presumption of Release in Noncapital Cases.

Any person, other than a person charged with a capital offense, shall at the preliminary appearance or reappearance pursuant to rule 3.2.1 or CrRLJ 3.2.1 be ordered released on the accused's personal recognizance pending trial unless:

(1) the court determines that such recognizance will not reasonably assure the accused's appearance, when required, or

(2) there is shown a likely danger that the accused:

(a) will commit a violent crime, or

(b) will seek to intimidate witnesses, or otherwise unlawfully interfere with the administration of justice.

For the purpose of this rule, "violent crimes" are not limited to crimes defined as violent offenses in RCW 9.94A.030. In making the determination herein, the court shall, on the available information, consider the relevant facts including, but not limited to, those in subsections (c) and (e) of this rule.

(b) Showing of Likely Failure to Appear-Least Restrictive Conditions of Release. If the court determines that the accused is not likely to appear if released on personal recognizance, the court shall impose the least restrictive of the following conditions that will reasonably assure that the accused will be present for later hearings, or, if no single condition gives that assurance, any combination of the following conditions:

(1) Place the accused in the custody of a designated person or organization agreeing to supervise the accused;

(2) Place restrictions on the travel, association, or place of abode of the accused during the period of release;

(3) Require the execution of an unsecured bond in a specified amount;

~~(4) Require the execution of a bond in a specified amount and the deposit in the registry of the court in cash or other security as directed, of a sum not to exceed 10 percent~~

of the amount of the bond, such deposit to be returned upon the performance of the conditions of release or forfeited for violation of any condition of release;

(5) (4) Require the execution of a bond with sufficient solvent sureties, or the deposit of cash in lieu thereof;

(6) (5) Require the accused to return to custody during specified hours or to be placed on electronic monitoring, if available; or

(7) (6) Impose any condition other than detention deemed reasonably necessary to assure appearance as required. If the court determines that the accused must post a secured or unsecured bond, the court shall consider, on the available information, the accused's financial resources for the purposes of setting a bond that will reasonably assure the accused's appearance.

(Remainder of rule unchanged)

Comment: Rule changed to comply with State v. Barton, ---Wn2d ---- (7/31/14)

Reviser's note: The typographical errors in the above material occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 15-13-029
RULES OF COURT
STATE SUPREME COURT

[June 4, 2015]

IN THE MATTER OF THE PROPOSED) ORDER
AMENDMENTS TO ELC 2.2—BOARD) NO. 25700-A-1110
OF GOVERNORS; DISCIPLINARY)
SELECTION PANEL)

The Washington State Bar Association, having recommended the adoption of the Proposed Amendments to ELC 2.2—Board of Governors; Disciplinary Selection Panel, and the Court having considered the amendments and comments submitted thereto, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the new rule as shown below is adopted.

(b) That the new rule will be published in the Washington Reports and will become effective on September 1, 2015.

DATED at Olympia, Washington this 4th day of June, 2015.

Johnson, J. Madsen, C.J.
Owens, J. Wiggins, J.
Fairhurst, J. Gonzalez, J.
Stephens, J. Gordon McCloud, J.
Yu, J.

SUGGESTED AMENDMENT TO
RULE 2.2 OF THE
RULES FOR ENFORCEMENT OF LAWYER CONDUCT
Redline Version

RULE 2.2 BOARD OF GOVERNORS; DISCIPLINARY SELECTION PANEL

(a) Function. The Board of Governors of the Association:

(1) through the Executive Director, provides administrative and managerial support to enable the Office of Disciplinary Counsel, the Disciplinary Board, review committees, and other Association staff and appointees to perform the functions specified by these rules;

(2) makes appointments, removes those appointed, and fills vacancies as provided in these rules; and

(3) performs other functions and takes other actions provided in these rules, delegated by the Supreme Court, or necessary and proper to carry out its duties.

(b) Limitation of Authority. The Board of Governors, officers of the Association, and the Executive Director of the Association have no right or responsibility to direct the investigations, prosecutions, appeals or discretionary decisions of the Office of Disciplinary Counsel under these rules, or to review hearing officer, review committee, or Disciplinary Board decisions or recommendations in specific cases.

(c) Restrictions on Discipline-System Appointments. After leaving office, Association officers and Executive Director and Board of Governors members cannot serve as hearing officers, Disciplinary Board members, or Conflicts Review Officers until three years have expired after departure from office.

(e d) Restriction on Advising or Representing Respondents or Grievants. Current and former members of the Board of Governors, Executive Directors, and officers of the Association are subject to the restrictions set forth in rule 2.14.

(d e) Disciplinary Selection Panel. The Disciplinary Selection Panel makes recommendations to the Board of Governors for appointment, reappointment, and removal of Disciplinary Board members, hearing officers, chief hearing officer, and Conflicts Review Officers. The Panel is appointed by the Supreme Court, upon the recommendation of the Board of Governors, shall include a Board of Governors member who serves as its chair, and should include, without limitation, one or more former Chairs of the Disciplinary Board, one or more current or former hearing officers, and one or more former nonlawyer members of the Disciplinary Board.

(e f) Diversity. The Disciplinary Selection Panel and the Board of Governors considers diversity in gender, ethnicity, disability status, sexual orientation, geography, area of practice, and practice experience, when making appointments under Rules 2.2, 2.3, 2.5 2.7 and 2.9.

Reviser's note: The typographical error in the above material occurred in the copy filed by the State Supreme Court and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 15-13-030
RULES OF COURT
STATE SUPREME COURT
[June 4, 2015]

IN THE MATTER OF SUGGESTED) ORDER
AMENDMENTS TO APPENDIX APR) NO. 25700-A-1111
12—REGULATIONS)

The Limited Practice Board, having recommended the Suggested Amendments to Appendix APR 12—Regulations, and the Court having considered the amendments and comments submitted thereto;

Now, therefore, it is hereby ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed amendments as shown below are to be published for comment in the Washington Reports, Washington Register, Washington State Bar Association and Administrative Office of the Court's websites expeditiously.

(b) The purpose statement as required by GR 9(e), is published solely for the information of the Bench, Bar and other interested parties.

(c) Comments are to be submitted to the Clerk of the Supreme Court by either U.S. Mail or Internet E-Mail by no later than September 30, 2015. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 98504-0929, or supreme@courts.wa.gov. Comments submitted by e-mail message must be limited to 1500 words.

DATED at Olympia, Washington this 4th day of June, 2015.

For the Court

Madsen, C.J.
CHIEF JUSTICE

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 15-14 issue of the Register.

WSR 15-13-031
RULES OF COURT
STATE SUPREME COURT
[June 4, 2015]

IN THE MATTER OF PROPOSED) ORDER
AMENDMENTS TO ELC TITLE 15 -) NO. 25700-A-1112
IOLTA, AUDITS AND TRUST)
ACCOUNT DRAFT NOTIFICATION—)
ELC 3.6—MAINTENANCE OF)
RECORDS AND ELC 7.2—INTERIM)
SUSPENSION IN OTHER CIRCUM-)
STANCES—REGULATIONS 101-106)

The Washington State Bar Association, having recommended the Proposed Amendments to ELC Title 15 - IOLTA, Audits and Trust Account Draft Notification—ELC 3.6—Maintenance of Records and ELC 7.2—Interim Suspension in Other Circumstances—Regulations 101-106, and

the Court having considered the amendments and comments submitted thereto;

Now, therefore, it is hereby ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed amendments as shown below are to be published for comment in the Washington Reports, Washington Register, Washington State Bar Association and Administrative Office of the Court's websites expeditiously.

(b) The purpose statement as required by GR 9(e), is published solely for the information of the Bench, Bar and other interested parties.

(c) Comments are to be submitted to the Clerk of the Supreme Court by either U.S. Mail or Internet E-Mail by no later than September 30, 2015. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 98504-0929, or supreme@courts.wa.gov. Comments submitted by e-mail message must be limited to 1500 words.

DATED at Olympia, Washington this 4th day of June, 2015.

For the Court

Madsen, C.J.
CHIEF JUSTICE

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 15-15 issue of the Register.

WSR 15-13-032
RULES OF COURT
STATE SUPREME COURT
[June 4, 2015]

IN THE MATTER OF PROPOSED) ORDER
AMENDMENTS TO GR 18 APPENDIX) NO. 25700-A-1113
CONCERNING JURY SOURCE LIST)

The Administrative Office of the Courts, having recommended the Proposed Amendments to GR 18 Appendix Concerning Jury Source List, and the Court having considered the amendments and comments submitted thereto;

Now, therefore, it is hereby ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed amendments as shown below are to be published for comment in the Washington Reports, Washington Register, Washington State Bar Association and Administrative Office of the Court's websites expeditiously.

(b) The purpose statement as required by GR 9(e), is published solely for the information of the Bench, Bar and other interested parties.

(c) Comments are to be submitted to the Clerk of the Supreme Court by either U.S. Mail or Internet E-Mail by no later than September 30, 2015. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 98504-0929, or supreme@courts.wa.gov. Comments submitted by e-mail message must be limited to 1500 words.

DATED at Olympia, Washington this 4th day of June, 2015.

For the Court

Madsen, C.J.

CHIEF JUSTICE

GR 9 Cover Sheet

Proposal to Amend GR 18 Appendix Concerning Jury Source List

Submitted by the Administrative Office of the Courts

Background: Currently, each county is required to annually declare if they want a jury source list merged by the Department of Enterprise Services (DES), or separate files of registered voters and holders of driver's licenses and identicards for their county. The DES creates the merged list from data gathered from the Department of Licensing (DOL) and the Office of the Secretary of State (SOS). Courts then receive a disc containing the requested file(s). Counties are also required to further investigate suspected duplicates.

Counties have been reporting a large number of jury summonses returned as undeliverable. The majority are in counties with a high population using mailing addresses separate from their residential addresses (i.e., post office boxes). Research into the issue revealed that the mailing address held by the DOL is being dropped during the process which creates the jury source list. Because the majority of the names in the jury source list come from the DOL, as opposed to the Secretary of State's voter registration file, most summonses addressed to persons who do not use their residential address to receive mail were undeliverable by the postal service.

Discussions with the counties' jury administrators also revealed that the suspected duplicates list, a file created during the merge process, is not being used. Each county has a local vendor or IT department which performs duplicate processing on the jury source list file itself, rather than a secondary file of suspected duplicates. Discussions with the agencies which provide the source data for the merged list, the DOL and the Office of the Secretary of State, have led to an updated person matching process which will allow for better elimination of duplicates when the file is created.

During the conversations with the counties and the participating state agencies, it was also requested that the method of delivering the files be more efficient and less costly. At times, the courts need to request both a merged and separate files, duplicate copies of the files, or need a refresh of the file midway through the jury year. By changing the delivery method, these needs can all be addressed.

Purpose: The primary purpose for the suggested amendments to GR 18 is to ensure that courts receive the most accurate jury information in an expedient manner. The jury source list is created and distributed from the Department of Enterprise Services by using specific data from the Department of Licensing (DOL) and Secretary of State's Office (SOS).

Key Recommendations:

1. The data point of "mailing address" is added to GR 18(b) and will be included in the list which is sent to the courts. This is expected to significantly decrease the portion of summonses that is returned as undeliverable.

2. The Department of Enterprise Services will be required to make information available on a secure server, allowing each county to access and transfer whichever list they prefer according to the rule. This eliminates the requirement that the court provide notice of which list they will use annually and eliminates the production and maintenance of individual discs. Access to the data will be controlled by security measures including a user ID and password, limiting each county to accessing their own data.

3. Elimination the requirement to compile a "suspected duplicate" list. Counties are rarely, if at all, able to spend time investigating potential duplicates and therefore, the section was removed to reflect current practice. In addition, the new automated matching process should reduce the number of duplicates when the list is produced. Therefore, the requirement to compile the list is removed.

Hearing: A public hearing is not required.

Expedited Consideration: Expedited consideration is requested in order to make these rules effective by January 1, 2016.

Further questions regarding this proposal may be directed to

Jennifer Creighton
Associate Director | ISD
Administrative Office of the Courts
360.705.5310
jennifer.creighton@courts.wa.gov

GR 18
JURY SOURCE LIST

(a) Effective Date. Effective September 1, 1994, all prospective jurors shall be identified using the jury source list as herein provided.

(b) Jury Source List. "Jury source list" means the list of all registered voters of a county, merged with a list of licensed drivers and identicard holders who reside in that county. The list shall specify each person's first and last name, middle initial, date of birth, gender, mailing address, and residence address. When legally available for jury selection use, each such list shall also specify each person's Social Security number.

(c) Order of the Supreme Court. The jury source list shall be created utilizing the methodology and standards set forth by Supreme Court order and by Laws of 1993, ch. 408, subsection 1.

(d) Juror Qualification Confirmation. Each court, after consultation with the county auditor and county clerk of its jurisdiction, shall establish a means to preliminarily determine by written declaration signed under penalty of perjury by each person summoned, the qualifications set forth in RCW 2.36.070 of each person summoned for jury duty prior to the person's appearance at the court to which the person is summoned to serve. Information so provided to the court for preliminary determination of qualification for jury duty may only be used for the term such person is summoned and may

not be used for any other purpose. Provided, that the court, or its designee, may report a change of address or nondelivery of summons of persons summoned for jury duty to the county auditor.

THE SUPREME COURT OF WASHINGTON

In the Matter of the Jury Source List Pursuant to General Rule 18 of the Washington Rules of Court) NO.) ORDER

General Rule 18 of the Washington Court Rules provides that the Supreme Court of the State of Washington should designate by order the creation of the jury source list.

Now, Therefore, It is hereby ordered:

That the jury source list shall be created according to the attached appendix describing the methodology and standards for creating the jury source list by merging the list of registered voters for a county with the list of licensed drivers and identicard holders who reside in that county.

That the Department of Enterprise Services shall make available by May 1, 2016, and annually thereafter, via secure file transfer, a jury source list created by the Department of Enterprise Services according to the methodology and standards set forth in the attached appendix, and a separate list of licensed drivers and identicard holders residing in each county, and a separate list of registered voters residing in each county.

That each superior court shall receive may access a jury source list from the Department of Information Enterprise Services by May 1, 2016, and annually thereafter, via secure file transfer protocol, a list which shall be created according to the methodology and standards set forth in the attached appendix. Provided, that the jury source list may be created, at the direction of the presiding judge of each superior court after consultation with the county auditor and the county clerk of that jurisdiction, by the county, according to the methodology and standards set forth in the attached appendix. If a superior court elects to have the jury source list created by the county the superior court shall may access, via secure file transfer protocol, by May 1, 2016, and annually thereafter, so notify the Department of Information Services annually by March 1, 1994, and that superior court shall thereafter receive a separate list of licensed drivers and identicard holders residing in that county and a separate list of registered voters residing in that county from the Department of Enterprise Services from the Department of Information Services by April 1, 1994, and annually thereafter. Each superior court may choose annually which files to transfer to their local secure server.

That in the event, for any reason, the jury source list is not created and available for use as set forth above, the most recent previously compiled jury source list shall be used by the courts on an emergency basis only for the shortest period of time until a current jury source list is created and available for use as provided for herein.

Dated at Olympia, Washington, this ___ day of _____, 1920.

Chief Justice

APPENDIX

This appendix describes the methodology for merging the list of registered voters and the list of licensed drivers and identicard holders to form a jury source list pursuant to GR 18 and the Supreme Court of Washington order to which this appendix is attached. Records of persons from the list of licensed drivers and identicard holders shall not be used in creating a jury source list if their license or identicard has been expired longer than 90 days. Records of persons from the registered voter list shall not be used in creating a jury source list if they are in an inactive status.

Persons on the list of registered voters and on the list of licensed drivers and identicard holders shall be identified based on the following data: date of birth, last name, first name, middle initial, gender and county code to reflect residence address. Upon notification by the Supreme Court of Washington of the legal availability of the Social Security number for jury selection purposes, the persons on each list shall also be identified by Social Security number.

The list of registered voters and the list of licensed drivers and identicard holders shall be merged to form a jury source list.

Using the identifying information on each person, known duplicate names shall be eliminated during the merging process so that the jury source list shall contain, to the extent reasonably possible, each prospective juror's name only once.

~~Suspected duplication of prospective jurors' names on the jury source list which cannot be clearly confirmed at the time that the jury source list is created shall be identified on the jury source list for further investigation at the county level. For that purpose only, the jury source list shall identify each person as having been originally listed on the list of registered voters, or the list of licensed drivers and identicard holders, or both. Conflicts of addresses shall be resolved by using the address most currently provided for the lists from which the names originated.~~

If suspected duplication of names on the jury source list cannot be resolved after reasonable efforts at the county level, the suspected duplicate names shall be stricken from that jury source list.

Selection of persons for the master jury list from the jury source list, and the designation of persons on the master jury list to be summoned, shall be random and totally without regard to whether a person's name originally appeared on the list of registered voters, or on the list of licensed drivers and identicard holders, or both.

[Adopted effective September 1, 1994; amended September 1, 2009.]

Reviser's note: The typographical errors in the above material occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 15-13-033
RULES OF COURT
STATE SUPREME COURT
 [June 4, 2015]

IN THE MATTER OF PROPOSED) ORDER
 AMENDMENTS TO CrRLJ 3.2(o)—) NO. 25700-A-1114
 RELEASE OF ACCUSED)

The District and Municipal Court Judges' Association, having recommended the Proposed Amendments to CrRLJ 3.2(o)—Release of Accused, and the Court having considered the amendments and comments submitted thereto;

Now, therefore, it is hereby

ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed amendments as shown below are to be published for comment in the Washington Reports, Washington Register, Washington State Bar Association and Administrative Office of the Court's websites expeditiously.

(b) The purpose statement as required by GR 9(e), is published solely for the information of the Bench, Bar and other interested parties.

(c) Comments are to be submitted to the Clerk of the Supreme Court by either U.S. Mail or Internet E-Mail by no later than September 30, 2015. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 98504-0929, or supreme@courts.wa.gov. Comments submitted by e-mail message must be limited to 1500 words.

DATED at Olympia, Washington this 4th day of June, 2015.

For the Court

Madsen, C.J.

CHIEF JUSTICE

GR 9 COVER SHEET

Suggested Amendment to

**WASHINGTON STATE COURT RULES:
 CRIMINAL RULES FOR COURTS OF LIMITED JURISDICTION**

**Amend CrRLJ 3.2(o): Release of Accused;
 Bail in Criminal Offense Cases—Mandatory Appearance**

**Submitted by the District & Municipal Courts Judges
 Association**

A. Name of Proponent: District & Municipal Courts Judges Association

B. Spokesperson: Judge David Steiner, Acting President DMCJA

C. Purpose: CrRLJ 3.2 governs issues regarding release of accused persons in courts of limited jurisdiction. Subsection (o), pertaining to bail in criminal offenses and mandatory appearance, provides:

(1) When required to reasonably assure appearance in court, bail for a person arrested for a misdemeanor shall be \$500 and for a gross misdemeanor shall be \$1,000. In an individual case and after hearing the court for good cause recited in a written order may set a different bail amount.

(2) A court may adopt a local rule requiring that persons subjected to custodial arrest for a certain class of offenses be held until they have appeared before a judge.

In 2010, the Supreme Court adopted amendments to CrRLJ 3.2 to delete the bail forfeiture schedule for certain types of offenses. Those amendments went into effect in 2012. At that time, the \$500 bail for misdemeanors and the \$1,000 bail for gross misdemeanors were added. These amounts have not been amended since they went into effect.

The 2014 Legislature enacted SB 6413, which amended RCW 10.31.100 and added a new subsection (16) addressing when a police officer may arrest without a warrant. The new subsection provides:

A police officer shall arrest and keep in custody, until release by a judicial officer on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that the person has violated RCW 46.61.502 or RCW 46.61.504 or an equivalent local ordinance and the police officer has knowledge that the person has a prior offense as defined in RCW 46.61.5055 within ten years.

A complete copy of the bill is provided below. RCW 46.61.502 involves the offense of Driving While Under the Influence (DUI) and RCW 46.61.504 involves the offense of Physical Control While Operating a Vehicle While Under the Influence (Physical Control).

The requirement for mandatory arrest and keeping the person in custody until a judicial officer sets bail or permits release on personal recognizance or court order for a second or subsequent DUI or Physical Control offense is not covered by the current bail rule. While CrRLJ 3.2 (o)(2) allows courts of limited jurisdiction to enact a local rule for a certain "class of offenses", a second or subsequent DUI or Physical Control arrest is still within the same class of offense, gross misdemeanor offenses. The new amendment makes clear it is the intent of the Legislature that persons arrested for DUI or Physical Control, who have a defined "prior offense" within ten years, are to be arrested by the police and held in custody until a judicial officer sets bail or orders release. The uniform bail schedule contained in CrRLJ 3.2 (o)(2) does not contemplate these circumstances.

The DMCJA is requesting that CrRLJ 3.2(o) be amended to reflect this legislative amendment, by amending subsection (1) and adding a new subsection (3) to read as follows:

(1) Except as provided in subsection (2) or (3) below. ~~When~~ required to reasonably assure appearance in court, bail for a person arrested for a misdemeanor shall be \$500 and for a gross misdemeanor shall be \$1,000. In an individual case and after hearing the court for good cause recited in a written order may set a different bail amount.

(2) [no change]

(3) Pursuant to RCW 10.31.100, a police officer shall arrest and keep in custody, until release by a judicial officer on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that the person has violated RCW 46.61.502 (Driving Under the Influence) or RCW 46.61.504 (Physical Control of a Vehicle Under the Influence) or an equivalent local ordinance and the police officer has knowledge that the person

has a prior offense as defined in RCW 46.61.5055 within ten years.

The amendment to RCW 10.31.100 became effective July 12, 2014. Therefore, the DMCJA requests that this proposed amendment be considered as expeditiously as possible.

D. Hearing: A hearing is not requested.

E. Expedited Consideration: Expedited consideration is requested as the relevant legislation has already gone into effect.

Proposed Amendment
CrRLJ 3.2
RELEASE OF ACCUSED

If the court does not find, or a court has not previously found, probable cause, the accused shall be released without conditions.

(a) **Presumption of Release in Noncapital Cases.** Any person, other than a person charged with a capital offense, shall at the preliminary appearance or reappearance pursuant to rule 3.2.1 be ordered released on the accused's personal recognizance pending trial unless:

(1) The court determines that such recognizance will not reasonably assure the accused's appearance, when required, or

(2) There is shown a likely danger that the accused:

(a) will commit a violent crime, or

(b) will seek to intimidate witnesses, or otherwise unlawfully interfere with the administration of justice.

For the purpose of this rule, "violent crimes" may include misdemeanors and gross misdemeanors and are not limited to crimes defined as violent offenses in RCW 9.94A.030.

In making the determination herein, the court shall, on the available information, consider the relevant facts including, but not limited to, those in subsections (c) and (e) of this rule.

(b) **Showing of Likely Failure to Appear—Least Restrictive Conditions of Release.** If the court determines that the accused is not likely to appear if released on personal recognizance, the court shall impose the least restrictive of the following conditions that will reasonably assure that the accused will be present for later hearings, or, if no single condition gives that assurance, any combination of the following conditions:

(1) Place the accused in the custody of a designated person or organization agreeing to supervise the accused;

(2) Place restrictions on the travel, association, or place of abode of the accused during the period of release;

(3) Require the execution of an unsecured bond in a specified amount;

(4) Require the execution of a bond in a specified amount and the deposit in the registry of the court in cash or other security as directed, of a sum not to exceed 10 percent of the amount of the bond, such deposit to be returned upon the performance of the conditions of release or forfeited for violation of any condition of release;

(5) Require the execution of a bond with sufficient solvent sureties or the deposit of cash in lieu thereof;

(6) Require the accused to return to custody during specified hours or to be placed on electronic monitoring, if available; or

(7) Impose any condition other than detention deemed reasonably necessary to assure appearance as required.

A court of limited jurisdiction may adopt a bail schedule for persons who have been arrested on probable cause but have not yet made a preliminary appearance before a judicial officer. The adoption of such a schedule or whether to adopt a schedule, is in the discretion of each court of limited jurisdiction, and may be adopted by majority vote. Bail schedules are not subject to GR 7. The supreme court may adopt a uniform bail schedule as an appendix to these rules.

If the court determines that the accused must post a secured or unsecured bond, the court shall consider, on the available information, the accused's financial resources for the purposes of setting a bond that will reasonably assure the accused's appearance.

(c) **Relevant Factors—Future Appearance.** In determining which conditions of release will reasonably assure the accused's appearance, the court shall, on the available information, consider the relevant facts including but not limited to:

(1) The accused's history of response to legal process, particularly court orders to personally appear;

(2) The accused's employment status and history, enrollment in an educational institution or training program, participation in a counseling or treatment program, performance of volunteer work in the community, participation in school or cultural activities or receipt of financial assistance from the government;

(3) The accused's family ties and relationships;

(4) The accused's reputation, character and mental condition;

(5) The length of the accused's residence in the community;

(6) The accused's criminal record;

(7) The willingness of responsible members of the community to vouch for the accused's reliability and assist the accused in complying with conditions of release;

(8) The nature of the charge, if relevant to the risk of nonappearance;

(9) Any other factors indicating the accused's ties to the community.

(d) **Showing of Substantial Danger—Conditions of Release.** Upon a showing that there exists a substantial danger that the accused will commit a violent crime or that the accused will seek to intimidate witnesses, or otherwise unlawfully interfere with the administration of justice, the court may impose one or more of the following nonexclusive conditions:

(1) Prohibit the accused from approaching or communicating in any manner with particular persons or classes of persons;

(2) Prohibit the accused from going to certain geographical areas or premises;

(3) Prohibit the accused from possessing any dangerous weapons or firearms, or engaging in certain described activities or possessing or consuming any intoxicating liquors or drugs not prescribed to the accused;

(4) Require the accused to report regularly to and remain under the supervision of an officer of the court or other person or agency;

(5) Prohibit the accused from committing any violations of criminal law;

(6) Require the accused to post a secured or unsecured bond or deposit cash in lieu thereof, conditioned on compliance with all conditions of release. This condition may be imposed only if no less restrictive condition or combination of conditions would reasonably assure the safety of the community. If the court determines under this section that the accused must post a secured or unsecured bond, the court shall consider, on the available information, the accused financial resources for the purposes of setting a bond that will reasonably assure the safety of the community and prevent the defendant from intimidating witnesses or otherwise unlawfully interfering with the administration of justice.

(7) Place the accused in the custody of a designated person or organization agreeing to supervise the accused;

(8) Place restrictions on the travel, association, or place of abode of the accused during the period of release;

(9) Require the accused to return to custody during specified hours or to be placed on electronic monitoring, if available; or

(10) Impose any condition other than detention to assure noninterference with the administration of justice and reduce danger to others or the community.

(e) Relevant Factors—Showing of Substantial Danger. In determining which conditions of release will reasonably assure the accused's noninterference with the administration of justice, and reduce danger to others or the community, the court shall, on the available information, consider the relevant facts including but not limited to:

(1) The accused's criminal record;

(2) The willingness of responsible members of the community to vouch for the accused's reliability and assist the accused in complying with conditions of release;

(3) The nature of the charge;

(4) The accused's reputation, character and mental condition;

(5) The accused's past record of threats to victims or witnesses or interference with witnesses or the administration of justice;

(6) Whether or not there is evidence of present threats or intimidation directed to witnesses;

(7) The accused's past record of committing offenses while on pretrial release, probation or parole; and

(8) The accused's past record of use of or threatened use of deadly weapons or firearms, especially to victim's or witnesses.

(f) Delay of Release. The court may delay release of a person in the following circumstances:

(1) If the person is intoxicated and release will jeopardize the person's safety or that of others, the court may delay release of the person or have the person transferred to the custody and care of a treatment center.

(2) If the person's mental condition is such that the court believes the person should be interviewed by a mental health professional for possible commitment to a mental treatment

facility pursuant to RCW 71.05, the court may delay release of the person.

(3) Unless other grounds exist for continued detention, a person detained pursuant to this section must be released from detention not later than 24 hours after the preliminary appearance.

(g) Release in Capital Cases. Any person charged with a capital offense shall not be released in accordance with this rule unless the court finds that release on conditions will reasonably assure that the accused will appear for later hearings, will not significantly interfere with the administration of justice and will not pose a substantial danger to another or the community. If a risk of flight, interference or danger is believed to exist, the person may be ordered detained without bail.

(h) Release After Finding or Plea of Guilty. After a person has been found or pleaded guilty, the court may revoke, modify, or suspend the terms of release and/or bail previously ordered.

(i) Order for Release. A court authorizing the release of the accused under this rule shall issue an appropriate order containing a statement of the conditions imposed, if any, shall inform the accused of the penalties applicable to violations of the conditions of the accused's release and shall advise the accused that a warrant for the accused's arrest may be issued upon any such violation.

(j) Amendment or Revocation of Order.

(1) The court ordering the release of an accused on any condition specified in this rule may at any time on change of circumstances, new information or showing of good cause amend its order to impose additional or different conditions for release.

(2) Upon a showing that the accused has willfully violated a condition of release, the court may revoke release and may order forfeiture of any bond. Before entering an order revoking release or forfeiting bail, the court shall hold a hearing. Release may be revoked only if the violation is proved by clear and convincing evidence.

(k) Arrest for Violation of Conditions.

(1) Arrest with Warrant. Upon the court's own motion or a verified application by the prosecuting authority alleging with specificity that an accused has willfully violated a condition of the accused's release, a court shall order the accused to appear for immediate hearing or issue a warrant directing the arrest of the accused for immediate hearing for reconsideration of conditions of release pursuant to section (j).

(2) Arrest without Warrant. A law enforcement officer having probable cause to believe that an accused released pending trial for a felony is about to leave the state or has violated a condition of such release under circumstances rendering the securing of a warrant impracticable may arrest the accused and take him forthwith before the court for reconsideration of conditions of release pursuant to section (j).

(l) Evidence. Information stated in, or offered in connection with, any order entered pursuant to this rule need not conform to the rules pertaining to the admissibility of evidence in a court of law.

(m) (Reserved.)

(n) Accused Released on Recognizance or Bail—Absence—Forfeiture. If the accused has been released on the

accused's own recognizance, on bail, or has deposited money instead thereof, and does not appear when the accused's personal appearance is necessary or violates conditions of release, the court, in addition to the forfeiture of the recognizance, or of the money deposited, may direct the clerk to issue a bench warrant for the accused's arrest.

(o) Bail in Criminal Offense Cases—Mandatory Appearance.

(1) Except as provided in subsection (2) or (3) below, ~~When~~ required to reasonably assure appearance in court, bail for a person arrested for a misdemeanor shall be \$500 and for a gross misdemeanor shall be \$1,000. In an individual case and after hearing the court for good cause recited in a written order may set a different bail amount.

(2) A court may adopt a local rule requiring that persons subjected to custodial arrest for a certain class of offenses be held until they have appeared before a judge.

(3) Pursuant to RCW 10.31.100, a police officer shall arrest and keep in custody, until release by a judicial officer on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that the person has violated RCW 46.61.502 (Driving Under the Influence) or RCW 46.61.504 (Physical Control of a Vehicle Under the Influence) or an equivalent local ordinance and the police officer has knowledge that the person has a prior offense as defined in RCW 46.61.5055 within ten years.

(p) (Reserved.)

(q) (Reserved.)

[Amended effective September 1, 2002; April 1, 2003; September 1, 2005; amended June 2, 2010 effective July 1, 2012]

Reviser's note: The typographical errors in the above material occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 15-13-036

NOTICE OF PUBLIC MEETINGS STATUTE LAW COMMITTEE

[Filed June 8, 2015, 1:49 p.m.]

A statute law committee meeting has been scheduled for Tuesday, July 7, 2015. The meeting will begin at 12:00 p.m. and will end at approximately 1:30 p.m. The principal topics of business will include, but are not limited to:

- Approval of minutes from prior meeting;
- Review of interim projects;
- Review of financial matters and office staffing;
- Discussion concerning the printing of publications;
- Access to electronic publications by mobile devices; and
- Other developments affecting the committee and the code reviser's office.

The meeting will be held in the senate rules room on the second floor of the legislative building.

Debbie Deibert or K. Kyle Thiessen are the contact persons for information concerning this meeting and can be reached at (360) 786-6777.

WSR 15-13-037

INTERPRETIVE STATEMENT DEPARTMENT OF FINANCIAL INSTITUTIONS

[Filed June 8, 2015, 3:54 p.m.]

Notice of Adoption of Franchise Act Interpretive Statement

June 8, 2015

The securities division of the Washington state department of financial institutions has adopted Franchise Act Interpretive Statement FIS-08 (interpretive statement), which applies to certain experienced franchisors claiming exemption from franchise registration. The interpretive statement provides guidance on acceptable methods of demonstrating compliance with the net worth requirement found in RCW 19.100.030 (4)(b)(i)(4)[(A)]. In summary, a franchisor that claims exemption from franchise registration in reliance upon RCW 19.100.030 (4)(a) and (b)(i), and that has a net worth of not less than \$1,000,000 and is at least eighty percent owned by a corporation which has a net worth on a consolidated basis of not less than \$5,000,000 may submit unaudited financial statements if it is unable to submit audited financial statements separate from the parent company. Alternatively, if unaudited financial statements cannot be obtained without incurring excessive costs, the franchisor may submit an executed guarantee of performance and signed affidavit in addition to the audited financial statements of the parent.

The complete text of the interpretive statement is on the securities division web site at <http://www.dfi.wa.gov/franchises/interpretive-statements>.

Please contact Dan Matthews by phone (360) 902-8785, fax (360) 704-6496, or e-mail dmatthews@dfi.wa.gov with questions.

Scott Jarvis
Director

WSR 15-13-046

NOTICE OF PUBLIC MEETINGS DEPARTMENT OF LICENSING (Geologist Licensing Board)

[Filed June 9, 2015, 1:34 p.m.]

Listed below is a change to an upcoming meeting - as of June 8, 2015.

Geologist Licensing Board

Date	Location	Start Time
September 29, 2015	ESD 113 Capital Event Center Tumwater	8:00 a.m.

The September meeting has been changed from September 22 to September 29.

WSR 15-13-054

**NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
ENTERPRISE SERVICES**
(State Capitol Committee)
[Filed June 10, 2015, 10:08 a.m.]

The state capitol committee meeting scheduled for Thursday, June 18, 2015, has been canceled.

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

WSR 15-13-058

**NOTICE OF PUBLIC MEETINGS
SKAGIT VALLEY COLLEGE**
[Filed June 10, 2015, 12:32 p.m.]

The Skagit Valley College board of trustees, at their June 9, 2015, meeting, approved the following meeting dates for 2015-2016. Unless otherwise noted, all meetings will be held the second Tuesday of the month, at the Mount Vernon Campus (Board Room), 2405 East College Way, Mount Vernon, WA 98273, and will begin at 4:30 p.m.

2015-2016 Board of Trustees Meeting Dates

Dates	Location
July 2015 - <i>No regular meeting is scheduled.</i>	
August 2015 - <i>No regular meeting is scheduled.</i>	
September 2015 - <i>No regular meeting is scheduled.</i>	
October 13, 2015	Mount Vernon Campus
November 10, 2015	Whidbey Island Campus Oak Hall 306 1900 S.E. Pioneer Way Oak Harbor, WA 98277
December 8, 2015	Mount Vernon Campus
January 2016 - <i>No regular meeting is scheduled.</i>	
February 9, 2016	Mount Vernon Campus

Dates

Location

March 8, 2016

**Whidbey Island Campus
Oak Hall 306
1900 S.E. Pioneer Way
Oak Harbor, WA 98277**

April - *No regular meeting is scheduled.*

May 10, 2016

Mount Vernon Campus

June 14, 2016

Mount Vernon Campus

WSR 15-13-059

**NOTICE OF PUBLIC MEETINGS
BATES TECHNICAL COLLEGE**
[Filed June 10, 2015, 12:40 p.m.]

The following is the schedule of meetings for the Bates Technical College board of trustees for fiscal year 2015-2016.

Date	Time	Location
July 28, 2015	2:00 p.m.	Bates Downtown Campus 1101 South Yakima Avenue Tacoma, WA 98405
August 25, 2015	2:30 p.m.	Bates Downtown Campus 1101 South Yakima Avenue Tacoma, WA 98405
September 29, 2015	2:30 p.m.	Bates Downtown Campus 1101 South Yakima Avenue Tacoma, WA 98405
October 27, 2015	2:30 p.m.	Bates Central/Mohler Campus 2320 South 19th Street Tacoma, WA 98405
November 17, 2015	2:30 p.m.	Bates Downtown Campus 1101 South Yakima Avenue Tacoma, WA 98405
December 15, 2015	2:30 p.m.	Bates Downtown Campus 1101 South Yakima Avenue Tacoma, WA 98405
January 26, 2016	2:30 p.m.	Bates Downtown Campus 1101 South Yakima Avenue Tacoma, WA 98405
February 23, 2016	2:30 p.m.	Bates Downtown Campus 1101 South Yakima Avenue Tacoma, WA 98405
March 22, 2016	2:30 p.m.	Bates Downtown Campus 1101 South Yakima Avenue Tacoma, WA 98405
April 26, 2016	2:30 p.m.	Bates South Campus 2201 South 78th Street Tacoma, WA 98409
May 24, 2016	2:00 p.m.	Bates Downtown Campus 1101 South Yakima Avenue Tacoma, WA 98405
June 28, 2016	2:30 p.m.	Bates Downtown Campus 1101 South Yakima Avenue Tacoma, WA 98405

If you require further information, please contact Bates Technical College, ATTN: Becky Welch, 1101 South Yakima Avenue, Tacoma, WA 98405, office (253) 680-7100, fax (253) 680-7101.

WSR 15-13-060
AGENDA
DEPARTMENT OF
FINANCIAL INSTITUTIONS

[Filed June 10, 2015, 1:41 p.m.]

Semi-Annual Agenda for Rules Under Development
July 1 - December 31, 2015

AGENCY ADJUDICATIVE PROCEDURES

- Adopt rules under chapter 208-08 WAC, Adjudicative procedures, to modernize the chapter and make it more procedurally efficient. This chapter of rules applies to all divisions within the agency. Additional changes to the rules will be made for need, clarity and consistency, and to guide participants. Examples include a rule to provide for electronic submission of documents; application of the Washington rules of professional conduct to participant behavior; a requirement to provide contact information for represented parties; the administrative law judge's authority under the chapter; expansion of the discovery rule; and a rule on the validity of an unsworn declaration. These rules are beneficial to or requested or supported by the regulated entities, local governments or small businesses that it affects.

DIVISION OF BANKS

- Propose and adopt rules to implement the new enabling provisions of Title 30B RCW, Washington Trust Institutions Act ("TIMA"), which is effective January 5, 2015. Rules are necessary to:
 - o Further determine, within the discretion authority granted the director under TIMA, which fiduciaries will be subject to a trust company regulation and which will not; and if so, what will be the scope of the regulation for certain miscellaneous but applicable persons. See authority under RCW 30B.04.005 (43), 30B.04.020(2), 30B.10.005(3), and 30B.08.-080.
 - o Establish new requirements for trust company applications and formation, authorized by RCW 30B.08.-010.
 - o Prudential fiduciary standards—Examination, e.g., M-O-E-C-A (instead of CAMELS). Authorized by chapters 30B.10 and 30B.24 RCW.
 - o Prudential standards for supervisory direction, authorized by chapter 30B.46 RCW.

These rules are required by state law.

- Amend chapter 208-512 WAC to modernize securities investment standards rules. Section 939A of the Dodd-Frank Act authorized federal banking regulators to eliminate statutory protections for national credit rating agen-

cies associated with investments (i.e., Standard & Poor's, Moody's, and Fitch) and to establish new standards of creditworthiness. In reviewing its compliance with Section 939A of the Dodd-Frank Act, the division of banks identified one or more sections of chapter 208-512 WAC which need modernization to conform to the Dodd-Frank Act and to also assure "parity" for Washington state-chartered banks and savings banks with national banks in relation to securities investment standards. Accordingly, the division of banks is anticipating repealing WAC 208-512-110 through 208-512-117 inclusive, and to propose and adopt a modern, comprehensive set of rules on bank investment standards set forth in a new chapter 208-512B WAC. These rules are beneficial to or requested or supported by regulated entities, and are either required by federal law, or to eliminate rule provisions superseded by more recent state statute.

- "Lending limits" rule re: Derivatives & Securities Lending. Decide whether Office of the Comptroller of the Currency (OCC) revisions in this area are necessary to be adopted for Titles 30A and 32 RCW banks, and if so, propose and make amendments to chapter 208-512A WAC. This would be necessary to bring Titles 30A and 32 RCW banks into parity with national banks unless existing state rules would benefit Titles 30A and 32 RCW banks more. These rules are beneficial to or requested or supported by regulated entities.
- Propose and adopt rules for a technical cleanup of the existing chapter 208-512 WAC consistent with the rule making to be proposed and adopted above. These rules are beneficial to or requested or supported by regulated entities.

DIVISION OF CONSUMER SERVICES

- Consumer loans - Adopt rules under chapter 208-620 WAC to implement chapter 229, Laws of 2015. The amended rules will be based on changes to the law that are technical in nature; make the law more consistent with the companion act, the Mortgage Broker Practices Act; implement the director's license conditioning authority; implement liquidity, operating reserves and tangible net worth requirements for residential loan servicers; and implement a licensing prohibition for a gross misdemeanor involving dishonesty. Additional changes to the rules will be made for need, clarity and consistency, and to guide industry to compliance. These rules are required by federal or state law or required to maintain federally delegated or authorized programs and are beneficial to or requested or supported by the regulated entities, local governments or small businesses that it affects.
- Mortgage brokers - Adopt rules under chapter 208-660 WAC to implement chapter 229, Laws of 2015. The amended rules will be based on changes to the law that are technical in nature; make the law more consistent with the companion act, the Consumer Loan Act; and implement the director's license conditioning authority. Additional changes to the rules will be made for need, clarity and consistency, and to guide industry to compliance. These rules are required by federal or state law or

required to maintain federally delegated or authorized programs and are beneficial to or requested or supported by the regulated entities, local governments or small businesses that it affects.

- Escrow agent registration - Adopt rules under chapter 208-680 WAC to implement chapters 51 and 229, Laws of 2015. The rule amendments would guide the industry in complying with the new requirements under chapter 64.04 RCW when requested to hold and subsequently return earnest money. Additional changes to the rules will be made for need, clarity and consistency, and to guide industry to compliance. These rules are required by federal or state law or required to maintain federally delegated or authorized programs and are beneficial to or requested or supported by the regulated entities, local governments or small businesses that it affects.
- Uniform money services - Adopt rules under chapter 208-690 WAC for need, clarity and consistency. Examples include: Clarification of the advertising rules for authorized delegates; more detail provided on the type of information security and data protection processes a licensee must have in place for compliance with federal law; clarification of the permissible investment requirements; information on circumstances triggering a bond increase requirement; and information on the business types that may trigger an increase in security requirement. These rules are beneficial to or requested or supported by the regulated entities, local governments or small businesses that it affects.
- Implementation of the mortgage lending fraud prosecution account - Adopt rules under chapter 208-700 WAC to implement chapter 229, Laws of 2015, by making the rules consistent with the changes to the definition of the Mortgage Lending Process and make technical changes. These rules are required by federal or state law or required to maintain federally delegated or authorized programs and are beneficial to or requested or supported by the regulated entities, local governments or small businesses that it affects.
- Check cashers and sellers - Adopt rules under chapter 208-630 WAC to implement Laws of 2015 if passed. If the pending legislation does not pass it is likely the agency will not seek to amend the rules. Rules required by federal or state law or required to maintain federally delegated or authorized programs and are beneficial to or requested or supported by the regulated entities, local governments or small businesses that it affects.

DIVISION OF CREDIT UNIONS

- Amendments to modernize chapter 208-436 WAC, supervisory approval of credit union investments (last updated in 1996). The amendments will streamline the application process[,] clarify safety and soundness expectations for the increased investment authority in credit union subsidiary organizations as recently amended in SB 5757, and set standards for use of derivatives as a risk mitigation tool for interest rate risks. Rules are beneficial to or requested or supported by the regulated entities, local governments or small businesses that it affects.

DIVISION OF SECURITIES

- Amendments to WAC 460-80-140 correcting cross references to federal law. Rules are beneficial to or requested or supported by regulated entities, and the rule needs to be updated to accurately reflect federal law.
- Propose new rule in chapter 460-16A WAC to clarify requirements for filing applications to renew securities offering registrations. It would be helpful to put the renewal requirements in rule for those we regulate to have notice of renewal requirements. The requirements include, for example, an updated offering circular, the renewal filing fee specified in RCW 21.20.340, an application marked "renewal," etc. Rules are beneficial to or requested or supported by regulated entities.
- Propose new rule in chapter 460-18A WAC to specify notice filing requirements for Reg. A - Tier 2 offerings. The rule is required to maintain filing requirements for these offerings following the adoption of final rules by the Securities and Exchange Commission on March 25, 2015, under the JOBS Act of 2012. These rules are required by federal or state law or required to maintain federally delegated or authorized programs and are beneficial to or requested or supported by the regulated entities, local governments or small businesses that it affects.

WSR 15-13-065

NOTICE OF PUBLIC MEETINGS WASHINGTON STATE UNIVERSITY

[Filed June 11, 2015, 10:24 a.m.]

BOARD OF REGENTS NOTICE OF SPECIAL MEETING Friday, June 12, 2015

The board of regents of Washington State University will hold a special meeting on Friday, June 12, 2015, beginning at 1:30 p.m., via teleconference. The meeting will be held in French Administration 422B on the WSU Pullman campus.

The regents will hold an executive session to discuss the performance of a public employee. Action may be taken as a result of executive session.

Questions about the board of regents meeting and schedule may be directed to Desiree Jacobsen, executive assistant to the board of regents, (509) 335-4200.

WSR 15-13-069

DEPARTMENT OF ECOLOGY

[Filed June 11, 2015, 3:14 p.m.]

PUBLIC NOTICE

Announcing the Public Comment Period and Hearings for the Draft Construction Stormwater General Permit

The Washington state department of ecology (ecology) proposes to revise and reissue the construction stormwater national pollutant discharge elimination system (NPDES) and state waste discharge general permit (permit). The cur-

rent permit was issued December 1, 2010, and will expire on December 31, 2015. The draft permit and fact sheet are available for review and public comment from **July 1 through August 10, 2015, at 12 midnight**. Ecology will host six informational public workshops and one public hearing on the draft permit.

Purpose of the Permit: The proposed permit authorizes the discharge of stormwater and authorized nonstormwater associated with construction activity. The permit covers all areas of Washington state, except most tribal lands (the permit does cover most of the Puyallup Reservation).

The proposed construction stormwater general permit (CSWGP) limits the discharge of pollutants to surface waters under the authority of the Federal Water Pollution Control Act (33 U.S.C. 1251) and limits the discharge of pollutants to surface and groundwater under the authority of the State Water Pollution Control Act (chapter 90.48 RCW).

Applying for Coverage under the Permit: Facilities covered under the existing permit that reapply for permit coverage in 2015 will be covered under the new permit. New or unpermitted construction sites may obtain coverage under the CSWGP by submitting a complete notice of intent (permit coverage application) to ecology and satisfying all applicable public notice and State Environmental Policy Act requirements (WAC 173-226-200). The application is available online at <https://secureaccess.wa.gov>.

Copies of the Draft Permit: The draft permit and fact sheet are available online at <http://www.ecy.wa.gov/programs/wq/stormwater/construction/index.html>. You may request copies from Kimberly Adams at kimberly.adams@ecy.wa.gov, or (360) 407-6401.

Submitting Written Comments: Ecology will accept written comments on the draft permit and fact sheet from **July 1 through August 10, 2015, at 12 midnight**. E-mailed comments must contain the commenter's name and postal address. Comments should reference specific permit text when possible.

Ecology prefers comments be submitted by e-mail to cswgpccomments@ecy.wa.gov. Written comments must be postmarked or received via e-mail no later than **August 10, 2015, at 12 midnight**.

Submit written, hard copy comments to Amy Moon, Department of Ecology, P.O. Box 47696, Olympia, WA 98504-7696.

Public Workshops: In July and August 2015, public workshops on the draft permit will be held in Vancouver, Mount Vernon, Moses Lake, Seattle, and University Place, as well as an online webinar. The purpose of the workshops is to explain the proposed changes to the permit. The date, time, and location of the six public workshops are posted on ecology's construction stormwater web site <http://www.ecy.wa.gov/programs/wq/stormwater/construction/index.html>.

Public Hearing: On August 5, 2015, ecology will host a public hearing to provide an opportunity for interested parties to give formal oral testimony and comments on the draft permit. The public hearing will immediately follow the public workshop: **August 5, 2015, 1 p.m.**, at the Pierce County Environmental Service Building, 9850 64th Street West, University Place, WA 98467, (253) 798-4047.

Issuing the Permit: After ecology receives and considers all public comments, it will issue the final permit and a response to comments. Ecology expects to issue the final permit on December 2, 2015, with an effective date of January 1, 2016.

WSR 15-13-072

NOTICE OF PUBLIC MEETINGS COMMUNITY COLLEGES OF SPOKANE

[Filed June 11, 2015, 4:16 p.m.]

The board of trustees of Washington State Community College District 17 (Community Colleges of Spokane) has changed the following regular meeting:

From: Tuesday, August 18, 2015.

To: This meeting has been cancelled.

If you need further information contact Linda Graham, Community Colleges of Spokane, 501 North Riverpoint Boulevard, Spokane, WA 99217, phone (509) 434-5006, fax (509) 434-5025, e-mail linda.graham@ccs.spokane.edu.

WSR 15-13-076

AGENDA

OFFICE OF THE CODE REVISER

[Filed June 12, 2015, 11:02 a.m.]

Semi-Annual Rule-Making Agenda July through December 2015

Following is the office of the code reviser's semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

There may be additional rule-making activity not on the agenda as conditions warrant.

If you have questions about this rule-making agenda, please contact Kerry S. Radcliff, Rules Coordinator, P.O. Box 40551, Olympia, WA 98504-0551, phone (360) 786-6697, fax (360) 786-1529, e-mail Radcliff.Kerry@leg.wa.gov.

WAC Citation	Subject Matter	Current Activity		
		Preproposal (CR-101)	Proposed (CR-102) or Expedited (CR-105)	Permanent (CR-103)
Chapter 1-21 WAC	The changes may include, but not be limited to, filing deadlines; creating explanatory language that will set out in rule a process for accepting electronic filings; and clarifying specific procedures for filing WSR documents.	WSR 06-01-003 filed December 7, 2005. Will refile CR-101 as we begin the rule-making process, possibly in 2015-2016.		

Kerry S. Radcliff
Rules Coordinator

WSR 15-13-077
NOTICE OF PUBLIC MEETINGS
CLARK COLLEGE
[Filed June 12, 2015, 11:40 a.m.]

AMENDED NOTICE

Pursuant to RCW 42.30.075, this letter notifies you of the board of trustees meeting schedule for Clark College for the year 2015.

The board of trustees of Clark College will hold its general meetings on the fourth Wednesday of the month at 5:00 p.m. except during months otherwise noted. All meetings are held at Clark College in the Ellis Dunn Community Room GH1 213 in Gaiser Hall.

Original Date	Rescheduled Date
July 22, 2015	The July 22, 2015, work session, originally scheduled from 4:00-5:00 p.m., and the special board meeting, originally scheduled at 5:00 p.m., have been cancelled.
August 26, 2015	The August 26, 2015, work session, originally scheduled from 4:00-5:00 p.m., and the general board meeting, originally scheduled at 5:00 p.m., have been cancelled.
August 11, 2015	A special work session has been scheduled for Tuesday, August 11, 2015, at 9:00 a.m. The meeting will be held in room CTC 430 at Clark College at Columbia Tech Center, 18700 S.E. Mill Plain Boulevard, Vancouver, WA.

WSR 15-13-078
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH

(Board of Massage)

[Filed June 12, 2015, 1:17 p.m.]

In accordance with the Open Public Meetings Act (chapter 42.30 RCW) and the Administrative Procedure Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health, board of massage, for the year 2015. The board of massage 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 listserv and the department of health web site (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the board of massage reserves the right to change or amend agendas at the meeting.

Date	Time	Location
January 9, 2015	9:00 a.m.	Kent
March 6, 2015	9:00 a.m.	Tumwater
May 8, 2015	9:00 a.m.	Spokane
July 10, 2015	9:00 a.m.	Kent
September 4, 2015	9:00 a.m.	Tumwater
November 6, 2015	9:00 a.m.	Tumwater

If you need further information, please contact Megan Brown, Program Manager, Board of Massage, Washington Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, (360) 236-4945, (360) 236-2901, megan.brown@doh.wa.gov, www.doh.wa.gov.

Please be advised the board of massage is required to comply with the Public Records 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 15-13-082
NOTICE OF PUBLIC MEETINGS
BENTON CLEAN AIR AGENCY

[Filed June 12, 2015, 2:44 p.m.]

Board of Directors
Meeting Schedule for Fiscal Year 2016

Meetings are held on the fourth Thursday of each month, at 5:30 p.m., in the board room at the agency offices, 526 South Clodfelter Road, Kennewick, WA 99337.

	2015	
July 23		
August 27	cancelled	
September 24		
October 22		
November 26		(Thanksgiving - Meeting will be rescheduled or cancelled)
December 24		
	2016	
January 28		
February 25		
March 24		
April 28		
May 26		
June 23		

WSR 15-13-083
HEALTH CARE AUTHORITY

[Filed June 15, 2015, 7:37 a.m.]

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 15-0032 Substance Use Disorder.

Effective Date: July 1, 2015.

Description: The health care authority in conjunction with the division of behavioral health and recovery (DBHR) in the aging and disability services administration in the department of social and health services anticipates submitting medicaid SPA 15-0032 as a result of a final operating budget being passed by the state legislature and signed by the governor. If the budget is passed as anticipated, SPA 15-0032 will update the effective date of the fee schedule for alcohol and drug treatment and detoxification services (substance use disorder services) as of July 1, 2015.

The anticipated increases are as follows:

- Group outpatient treatment services six percent.
- Opiate substitution treatment fifteen percent.
- Pregnant and parenting women residential treatment services sixty-three percent.

- Pregnant and parenting women cooccurring residential treatment services nineteen percent.
- Pregnant and parenting women support services twenty-nine percent.

Because submission of this SPA depends on a final operating budget being passed by the legislature and signed by the governor, this notice is anticipatory at this time.

Updating the effective date of the fee schedules is not anticipated to have an effect on annual aggregate expenditures.

If this SPA is necessary, it will be developed when the state operating budget is finalized; therefore a copy is not yet available for review. To contact DBHR for additional information and a copy of the SPA when it becomes available, please contact Sandra Mena-Tyree, DBHR, P.O. Box 45330, Olympia, WA 98504-5330, phone (360) 725-3750, TDD/TTY 1-800-833-6384, fax (360) 725-2280, e-mail MenaSA@dshs.wa.gov.

WSR 15-13-089
NOTICE OF PUBLIC MEETINGS
CENTER FOR CHILDHOOD
DEAFNESS AND HEARING LOSS

[Filed June 15, 2015, 1:26 p.m.]

The Washington State Center for Childhood Deafness and Hearing Loss board of trustees has set their calendar of meetings for the 2015/2016 school year. All meetings are held at the Washington School for the Deaf, 611 Grand Boulevard, Vancouver, WA.

- October 2, 2015
- October 30, 2015
- January 22, 2016
- February 26, 2016
- March 25, 2016
- April 29, 2016
- June 16, 2016

WSR 15-13-093
PUBLIC RECORDS OFFICER
LOWER COLUMBIA COLLEGE

[Filed June 15, 2015, 3:21 p.m.]

Per RCW 42.56.580, I am listing below the name, office location, mailing address, and phone number of the public records officer for Lower Columbia College (Community College District 13), so that this information may be published in the Washington State Register.

Public Records Officer: Nolan Wheeler, Vice-President of Administrative Services, Lower Columbia College, 1600 Maple Street, P.O. Box 3010, Longview, WA 98632-0310, phone (360) 442-2201, fax (360) 442-2109, e-mail nwheeler@lowercolumbia.edu.

If you have any questions, please do not hesitate to contact my office at (360) 442-2100.

Christopher C. Bailey, JD
President

WSR 15-13-095
RULES COORDINATOR
LOWER COLUMBIA COLLEGE

[Filed June 15, 2015, 3:29 p.m.]

Per RCW 34.05.312, I am listing below the name, office location, mailing address, and phone number of the rules coordinator for Lower Columbia College (Community College District 13), so that this information may be published in the Washington State Register.

Linda Clark is our rules coordinator (previously listed as Linda Peck). Her contact information is Linda Clark, Executive Assistant, President's Office, Lower Columbia College, 1600 Maple Street, Longview, WA 96832, phone (360) 442-2100, fax (360) 442-2109, e-mail lclark@lowercolumbia.edu.

Christopher C. Bailey, JD
President

WSR 15-13-103
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
ENTERPRISE SERVICES

(State Capitol Committee)

[Filed June 16, 2015, 9:34 a.m.]

The state capitol committee meeting scheduled for Thursday, June 18, 2015, has been rescheduled to Monday, July 20, 2015.

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

WSR 15-13-104
PUBLIC RECORDS OFFICER
COMMUNITY COLLEGES
OF SPOKANE

[Filed June 16, 2015, 9:34 a.m.]

In accordance with RCW 42.56.580, Community Colleges of Spokane designates Lisa Hjaltalin, Chief Financial Officer, Community Colleges of Spokane, Mailstop 1006, P.O. Box 6000, Spokane, WA 99217-6000, e-mail lisa.hjaltalin@ccs.spokane.edu [lisa.hjaltalin@ccs.spokane.edu], phone (509) 434-5275, fax (509) 434-5279, as the agency's public records officer.

Please feel free to contact (509) 434-5006, if you have questions.

Christine Johnson, Ph.D.
Chancellor

WSR 15-13-108
ATTORNEY GENERAL'S OFFICE

[Filed June 16, 2015, 11:11 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 July 8, 2015. 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. 15-06-02
Request by Representative Hans Dunshee

QUESTION(S):

Does a municipality create "indebtedness" with the meaning of Washington State Constitution article VIII, section 6 or under the applicable statutes, when it enters into a performance-based energy contract under RCW 39.35A and a related Equipment Lease Purchase Agreement where the municipality's obligation to make payments under the Equipment Lease purchase Agreement is subject to a non-appropriation clause?

WSR 15-13-116**ATTORNEY GENERAL'S OFFICE**

[Filed June 16, 2015, 2:05 p.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 July 8, 2015. 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. 15-06-03**Request by Senator Randi Becker, Representative Eileen Cody, and Representative Joe Schmick****QUESTION:**

Given that Vyvanse has not been designated by the Washington Pharmacy Quality Assurance Commission as a limited Schedule II non-narcotic listed in WAC 246-887-040, may physicians prescribe and pharmacists dispense Vyvanse for FDA approved and medically appropriate purposes not listed in RCW 69.50.402(1)(c) and WAC 246-887-045?

WSR 15-13-132**NOTICE OF PUBLIC MEETINGS
OLYMPIC REGION
CLEAN AIR AGENCY**

[Filed June 17, 2015, 10:56 a.m.]

The Olympic Region Clean Air Agency's board of directors has changed the following regular meeting:

From: July 8, 2015, 2940 Limited Lane N.W., Olympia.

To: July 8, 2015, change of venue - Lacey Fire District 3, 1231 Franz Street S.E., Lacey.

If you need further information contact Debbie Moody, 2940 Limited Lane N.W., Olympia, (360) 539-7610, extension 114, fax (360) 491-6308, debbie.moody@orcaa.org, www.orcaa.org.