

WSR 16-01-009**PREPROPOSAL STATEMENT OF INQUIRY
HORSE RACING COMMISSION**

[Filed December 3, 2015, 1:24 p.m.]

Subject of Possible Rule Making: WAC 260-70-640 Permitted medication.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 67.16.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To amend the current rule to address the presence of multiple NSAIDS in a sample.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Douglas L. Moore, Executive Secretary, Washington Horse Racing Commission, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, phone (360) 459-6462, fax (360) 459-6461, doug.moore@whrc.state.wa.us.

December 3, 2015
Douglas L. Moore
Executive Secretary

WSR 16-01-011**PREPROPOSAL STATEMENT OF INQUIRY
PARKS AND RECREATION
COMMISSION**

[Filed December 4, 2015, 8:51 a.m.]

Subject of Possible Rule Making: Chapter 352-37 WAC.
Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 79A.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To clarify rules around overnight parking, camping, and campfires in the Seashore Conservation Area.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Diana Dupuis, Washington State Parks, P.O. Box 42650, Olympia, WA 98504-2650, phone (360) 902-8847, fax (360) 586-6651, e-mail diana.dupuis@parks.wa.gov.

December 3, 2015
Diana Dupuis
Operations Manager

WSR 16-01-014**PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY**

(Washington Apple Health)

[Filed December 4, 2015, 11:16 a.m.]

Subject of Possible Rule Making: Chapter 182-516 WAC, Trusts, annuities, and life estates—Effects on medical program; and other rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160, Section 1917 of the Social Security Act (42 U.S.C. 1396p).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revisions to chapter 182-516 WAC are necessary to align state policy with federal law. The agency is adding language to chapter 182-516 WAC from Section 1917 of the Social Security Act and other sources regarding life estates, promissory notes, loans, trusts, and annuities.

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

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of social and health services - economic services administration, aging and disability supports administration, developmental disability services administration, behavioral health and service integration administration.

Process for Developing New Rule: The agency welcomes the public to take part in developing this rule. If interested, contact the person identified below to receive an early rule draft to review. After the early review, the agency will send a notice of proposed rule making (CR-102) to everyone receiving this notice and anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sean Sullivan, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Sean.Sullivan@hca.wa.gov.

December 4, 2015
Wendy Barcus
Rules Coordinator

WSR 16-01-047**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF CORRECTIONS**

[Filed December 10, 2015, 7:42 a.m.]

Subject of Possible Rule Making: WAC 137-08-110.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 10.97.080, 42.56.040, and 72.01.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To bring the WAC in conformance with state law.

Process for Developing New Rule: The department invites interested parties to review and provide input on the proposed rules. Comments may be sent to John Nispel, rules coordinator at the address shown below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John Nispel, Rules Coordinator, Department of Corrections, Contracts and Legal Affairs, P.O. Box 41114, Olympia, WA 98504-1114, phone (360) 725-8365, fax (360) 664-2009, e-mail John.nispel@doc.wa.gov.

December 9, 2015
Dan Pacholke
Secretary

WSR 16-01-048
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FINANCIAL INSTITUTIONS
(Securities Division)
[Filed December 10, 2015, 8:20 a.m.]

Subject of Possible Rule Making: The division is considering amending the limited offering exemption in WAC 460-44A-504, as well as the crowdfunding rules contained in chapter 460-99C WAC, in the event the federal Securities and Exchange Commission (SEC) adopts amendments that have been proposed to related federal rules. The public is welcome to submit comments to be considered by the division in the drafting of rules to be proposed at a later date.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 21.20.450, 21.20.886, 21.20.320 (9), (17).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: On October 30, 2015, SEC proposed amendments to Rule 504 of federal Regulation D and Rule 147 of the Securities Act of 1933. In particular, SEC proposed to increase the aggregate amount of securities that may be offered and sold in reliance on Rule 504 of Regulation D from \$1,000,000 to \$5,000,000 and to disqualify certain bad actors from participating in Rule 504 offerings. Additionally, SEC proposed to modernize Rule 147, including removing Rule 147 from the statutory parameters of Section 3 (a)(11) of the Securities Act of 1933 and establishing a new exemption under Section 28 to facilitate offerings relying upon recently adopted intrastate crowdfunding exemptions under state securities laws.

Certain Washington exemptions from registration correspond to or require compliance with Rule 504 of Regulation D or Section 3 (a)(11) and Rule 147 adopted thereunder. Should SEC adopt any of its proposed amendments to Rules 147 or 504, the division plans to amend its own rules to ensure coordination of our rules and to promote capital formation.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: SEC regulates the offer and sale of securities under the Securities Act of 1933. The division is considering amending its rules to ensure their coordination with related SEC rules.

Process for Developing New Rule: The securities division is soliciting comments from interested persons and will adopt rules only after the consideration of public comments, as well as the final adoption of rules by SEC.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Michelle Webster, Esq., Financial Legal Examiner, P.O. Box 9033, Olympia, WA 98507-9033, e-mail michelle.webster@dfi.wa.gov.

December 10, 2015
William M. Beatty
Securities Administrator

WSR 16-01-051
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF
INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2015-16—Filed December 10, 2015, 10:21 a.m.]

Subject of Possible Rule Making: Addressing the insurance commissioner's powers during a state of emergency.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060, 48.17.005, 48.17.420, 48.07.205.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The legislature passed RCW 48.02.060(4) in 2009, giving the insurance commissioner authority to issue orders regarding matters related to insurance policies following a proclamation by the governor declaring a state of emergency. RCW 48.02.060(6) gives the commissioner authority to adopt rules that establish general criteria for these orders. To date, the commissioner has not adopted rules. Recently, property and casualty insurers have requested clarifying rules. In light of recent weather and seismic disaster events here and in other states and the fact that other states are considering similar actions or have already adopted rules, the commissioner wants insurers to know what to expect when the governor has proclaimed a state of emergency. The commissioner wants to create rules that protect insurers and insureds during a state of emergency and other emergencies or catastrophes.

These proposed rules would add one or more new sections to chapter 284-02 WAC, Insurance commissioner's office—Generally. The rules would establish the general criteria for orders the commissioner issues following a proclamation by the governor declaring a state of emergency. The rules would address definitions of terms relevant to emergency orders and criteria related to issuing emergency orders, reporting requirements for claims, grace periods for payment of insurance premiums and performance of other duties by insureds, temporary postponement of cancellations and non-renewals, and medical coverage to ensure access to care.

In addition to chapter 48.02 RCW, other insurance code provisions recognize the commissioner's authority in emergency situations. Rules affecting these statutes would address adjuster licensing during catastrophes, insurers' emergency planning, and relevant definitions. These rules would also add one or more new sections to chapter 284-02 WAC, Insurance commissioner's office—Generally.

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

Process for Developing New Rule: Submit written comments by February 5, 2016, to Stacy Middleton, P.O. [Box] 40258, Olympia, WA 98504-0258, rulescoordinator@oic.wa.gov, fax (360) 586-3109.

December 14, 2015
Damon Monroe
Rules Coordinator

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Stacy Middleton, P.O. [Box] 40258, Olympia, WA 98504-0258, rulescoordinator@oic.wa.gov, fax (350) 586-3109.

December 10, 2015
Mike Kreidler
Insurance Commissioner

WSR 16-01-053
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)

[Filed December 11, 2015, 9:56 a.m.]

The economic services administration requests the withdrawal of the preproposal statement of inquiry notice filed as WSR 15-08-047 on March 26, 2015, (WAC 388-450-0200) regarding medical expense deductions.

The economic services administration plans to file a new preproposal statement of inquiry notice in the near future after withdrawing this notice.

Katherine I. Vasquez
Rules Coordinator

WSR 16-01-075
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING

[Filed December 14, 2015, 3:03 p.m.]

Subject of Possible Rule Making: WAC 308-56A-525 Vehicle seller's report of sale.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110 and 46.12.650.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Update the rule pertaining to vehicle seller's report of sale in response to recent legislation.

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

Process for Developing New Rule: Stakeholder input, internal review.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Clark J. Holloway, Department of Licensing, P.O. Box 9020, Olympia, WA 98507-9020, (360) 902-3846, cholloway@dol.wa.gov.

WSR 16-01-076
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING

[Filed December 14, 2015, 3:03 p.m.]

Subject of Possible Rule Making: Chapter 308-96B WAC, Individual with disabilities vehicle license privileges.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110, 46.19.020, and 46.19.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Update rules pertaining to vehicle license and parking privileges for individuals with disabilities in response to recent legislation, stakeholder input, and internal review.

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

Process for Developing New Rule: Stakeholder input, internal review.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Clark J. Holloway, Department of Licensing, P.O. Box 9020, Olympia, WA 98507-9020, (360) 902-3846, cholloway@dol.wa.gov.

December 14, 2015
Damon Monroe
Rules Coordinator

WSR 16-01-078
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Aging and Long-Term Support Administration)

[Filed December 14, 2015, 3:20 p.m.]

Subject of Possible Rule Making: The department is considering adding new sections, repealing, and amending sections within chapter 388-113 WAC, and adding new sections, repealing, and amending sections within chapter 388-71 WAC including WAC 388-71-0500, 388-71-0505, 388-71-0510, 388-71-0512, 388-71-0514, 388-71-0516, 388-71-0517, 388-71-0523, 388-71-0540, 388-71-0543, 388-71-0544, 388-71-0546, 388-71-0551, 388-71-0553, 388-71-0556, 388-71-0560, 388-71-0839, 388-71-0880, 388-71-0888, 388-71-0975, 388-71-1001, and any other related rules as may be required.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose for making changes is to clarify and consolidate rules related to back-

ground checks, disqualifying convictions and negative actions, and character, competence, and suitability (CC&S) determinations for home and community services, residential care services, and the developmental disabilities administration (DDA). The changes will provide better clarity and understanding for the public and contracted entities, reduce the amount of WAC language across programs, and help preserve the health and safety of our clients. Other provisions related to long-term care worker qualifications and a client's choice of provider will also be clarified and consolidated.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The aging and long-term support administration and DDA will collaborate and coordinate with the DSHS background check central unit to consolidate and coordinate rules related to background checks, negative actions, and CC&S determinations including chapters 388-06, 388-71, 388-76, 388-78A, 388-97, 388-101, 388-106 and 388-825 WAC, and other related rules as may be required.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Angel Sullivan, P.O. Box 45600, Olympia, WA 98504-5600, phone (360) 725-2495, fax (360) 407-7582, TTY (360) 493-2637, e-mail angel.sullivan@dshs.wa.gov.

December 14, 2015
Katherine I. Vasquez
Rules Coordinator

WSR 16-01-103

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

[Filed December 16, 2015, 1:08 p.m.]

Subject of Possible Rule Making: Chapter 246-790 WAC, Special supplemental nutrition program for women, infants, and children (WIC) participant compliance. The department of health (department) is considering establishing new sections and amending existing rules as necessary to support the department's compliance with federal obligations by establishing: WIC participant rights and responsibilities, program violations, sanctions for program violations, and hearing and appeals processes.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.70.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule making may be needed to enforce WIC federal nutrition program requirements. It will provide the program authority to assess violations and apply participant sanctions, as required by C.F.R. The intent

of the rule making is to reduce the incidence of fraud. This rule will inform policies, procedures, and contract terms.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: USDA special supplemental nutrition program for WIC; DSHS supplemental nutrition assistance program electronic benefits transfer program; DSHS temporary assistance for needy families program. The department will collaborate and share information with agencies listed above.

Process for Developing New Rule: Collaborative.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. The department will use existing listserv and other known contact information to inform stakeholders of opportunities to provide input on proposed rule language. To be included on an interested parties list contact Margaret Hansen, (360) 236-3763, Margaret.Hansen@doh.wa.gov, or P.O. Box 47886, Olympia, WA 98504.

December 16, 2015
Dennis E. Worsham
Deputy Secretary
for John Wiesman, DrPH, MPH
Secretary

WSR 16-01-118

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF FINANCIAL INSTITUTIONS

[Filed December 17, 2015, 4:15 p.m.]

Subject of Possible Rule Making: The securities division is planning to propose rules to preserve filing requirements in connection with offerings of securities to be made under the Securities and Exchange Commission's newly adopted federal crowdfunding rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 21.20.327, 21.20.340, 21.20.450.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The securities division is planning to propose rules to preserve filing requirements in connection with offerings conducted under newly adopted federal crowdfunding rules so that it may provide oversight of these offerings in the interest of investor protection.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Title III of the Jumpstart Our Business Startups (JOBS) Act amended Section 4 of the Securities Act of 1933 to create a new federal exemption for offerings of securities in crowdfunding campaigns. On October 30, 2015, the Securities and Exchange Commission adopted final rules that will implement this new exemption. See Regulation Crowdfunding, Release Nos. 33-9974; 34-76324, available at <http://www.sec.gov/rules/final/2015/33-9974.pdf>.

The JOBS Act further amended Securities Act Section 18 (b)(4) to preempt the ability of states to require registration of crowdfunding offerings conducted pursuant to federal law. However, states retain the authority to require notice filings of crowdfunding offerings if a state is the principal place

of business of the issuer or if a state is home to purchasers of fifty percent or more of the aggregate value of the securities offered in the crowdfunding campaign. The securities division is filing this notice to commence the rule-making process to require notice filings as permitted by federal law.

Process for Developing New Rule: The securities division will adopt rules after considering all comments received.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nathan Quigley, Department of Financial Institutions, Securities Division, P.O. Box 9033, Olympia, WA 98507-9033, phone (360) 902-8797, fax (360) 704-6463, e-mail Nathan.Quigley@dfi.wa.gov.

December 17, 2015
William M. Beatty
Securities Administrator

WSR 16-01-127

PREPROPOSAL STATEMENT OF INQUIRY LAKE WASHINGTON INSTITUTE OF TECHNOLOGY

[Filed December 18, 2015, 10:27 a.m.]

Subject of Possible Rule Making: Amending WAC 495D-121-590 Student conduct code—Prohibited student conduct, making changes to the sexual violence sections of the student conduct code.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140(13).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed changes would bring the "sexual violence" section of the Lake Washington Institute of Technology (LWIT) student conduct code into compliance with federal law, 34 C.F.R. § 668.46.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The federal Office for Civil Rights in the Department of Education oversees Title IX regulations. No coordination is required.

Process for Developing New Rule: College process will include review by the policies and procedures committee, college council, the executive cabinet and approval by the board of trustees.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dr. Ruby Hayden, Vice-President of Student Services, LWIT, 11605 132nd Avenue N.E., Kirkland, WA 98034, (425) 739-8208, ruby.hayden@lwtech.edu.

December 18, 2015
Terry Byington
Executive Director
Government and
External Relations

WSR 16-01-139

PREPROPOSAL STATEMENT OF INQUIRY TRANSPORTATION COMMISSION

[Filed December 21, 2015, 7:55 a.m.]

Subject of Possible Rule Making: State Route 16 Tacoma Narrows Bridge (TNB) toll rates, fees and policies.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 47.46.100, 47.56.030, 47.56.240, and 47.46-105.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Per RCW 47.46.100(3), rates must be sufficient to meet maintenance and operational costs, insurance costs, make repayments to the motor vehicle fund, and make principal and interest payments on the debt. In order to meet the requirements in state law, TNB toll rates, fees and policies will be reviewed and possibly adjusted.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Prior to initiating rule making, the commission shall consult with the TNB Citizen Advisory Committee and the Washington state department of transportation. If the transportation commission initiates rule making, it will hold a public hearing in the regional area surrounding the TNB in the spring of 2016. More details will be issued in coming months. Public comment also will be taken at the final hearing. Comments may also be submitted in writing to the transportation commission by mail at P.O. Box 47308, Olympia, WA 98504-7308, phone (360) 705-7070, fax (360) 705-6802, or e-mail transc@wsdot.wa.gov.

December 21, 2015
Reema Griffith
Executive Director

WSR 16-01-140

PREPROPOSAL STATEMENT OF INQUIRY TRANSPORTATION COMMISSION

[Filed December 21, 2015, 7:56 a.m.]

Subject of Possible Rule Making: SR 520 Bridge toll rates, fees, and policies.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 47.56.850, 47.56.870, and 47.56.795.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Per RCW 47.56.870, the commission must consider toll rates that will help maintain travel time, speed, and reliability on the SR 520 corridor, and must set and adjust toll rates and policies to generate revenue sufficient and necessary to cover costs and obligations described in RCW 47.56.830 and 47.56.850. Per RCW 47.56.795, the commission is also authorized to review the

system-wide administrative fees as appropriate for toll collection processes.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. The transportation commission will hold a public hearing in the regional area surrounding the SR 520 Bridge in the spring of 2016. More details will be issued in coming months. Public comment also will be taken at the final hearing. Comments may also be submitted in writing to the transportation commission by mail at P.O. Box 47308, Olympia, WA 98504-7308, phone (360) 705-7070, fax (360) 705-6802, or e-mail transc@wsdot.wa.gov.

December 21, 2015
Reema Griffith
Executive Director

WSR 16-01-152
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed December 21, 2015, 12:37 p.m.]

Subject of Possible Rule Making: To amend WAC 388-454-0006 The department makes background checks on adults who are acting in place of a parent without court-ordered custody, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, and 74.08.-090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To update WAC references in WAC 388-454-0006 to align with current children's administration rules on criminal background checks.

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

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Olga Walker, Program Manager, Community Services Division, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4641, fax (360) 725-4905, e-mail wakeop@dshs.wa.gov.

December 21, 2015
Katherine I. Vasquez
Rules Coordinator

WSR 16-01-153
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed December 21, 2015, 12:46 p.m.]

Subject of Possible Rule Making: To amend WAC 388-450-0200 Will the medical expenses of elderly persons or individuals with disabilities in my assistance unit be used as an income deduction for Basic Food?, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.500, 74.04.057, 74.04.510, 74.08.090, 74.08A.120, 7 C.F.R. 273.9.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To amend WAC 388-450-0200 to clarify that medical marijuana is not an acceptable medical expense.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The state legislature authorizes DSHS to administer the federal food stamp program, supplemental nutrition assistance program under RCW 74.04.500, 74.04.510, and food assistance for legal immigrants who are ineligible for the federal food stamp program under RCW 74.08A.120.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ezra Paskus, Program Manager, Economic Services Administration, Community Services Division, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4611, fax (360) 725-4905, e-mail paskuet@dshs.wa.gov.

December 21, 2015
Katherine I. Vasquez
Rules Coordinator

WSR 16-01-154
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Economic Services Administration)

[Filed December 21, 2015, 12:52 p.m.]

Subject of Possible Rule Making: To create new chapter 388-493 WAC, Working family support, and amend any other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: For the community services division to implement a new program (working family support) that will provide additional resources for Basic Food clients.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Leslie Kozak, Program Manager, Community Services Division, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4589, fax (360) 725-4905, e-mail kozakla@dshs.wa.gov.

December 21, 2015
 Katherine I. Vasquez
 Rules Coordinator

WSR 16-01-156
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH
 (Pharmacy Quality Assurance Commission)

[Filed December 21, 2015, 2:43 p.m.]

Subject of Possible Rule Making: WAC 246-869-105 Continuity of care refills in proclaimed emergencies, the pharmacy quality assurance commission (commission) is considering establishing a new rule to allow licensed pharmacists to provide temporary prescription refills to patients whose usual pharmacy access is disrupted during a governor-proclaimed emergency event.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.64.005 and 18.64.500.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: WAC 246-869-100 allows pharmacists to provide up to a seventy-two hour emergency prescription refill in certain circumstances, but does not address refills when patients are displaced from their homes or pharmacy services for longer periods during a major declared emergency such as an earthquake, flood, wildfire, or other disaster. The commission is considering adopting a rule to allow temporary prescription refills of legend drugs and

certain controlled substances for patients displaced from their homes or usual pharmacies during an event resulting in a governor's emergency proclamation, when the pharmacist can determine that the prescription is current and that there are refills remaining.

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

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties may participate in the development of draft rules prior to a formal proposal by providing input on draft and proposed rule language. Interested parties can receive information on how to participate by contacting Doreen Beebe, Program Manager, Pharmacy Quality Assurance Commission, P.O. Box 47852, Olympia, WA 98504-7852, e-mail wspqac@doh.wa.gov, phone (360) 236-4834, fax (360) 236-2260, or joining the commission's public rules listserv at <http://listserv.wa.gov/cgi-bin/wa?A0=PQAC-RULES>.

December 21, 2015
 A. J. Linggi, R.Ph.
 Chair

WSR 16-01-165
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed December 22, 2015, 9:53 a.m.]

Subject of Possible Rule Making: WAC 296-20-135 Conversion factors, 296-23-220 Physical therapy rules, and 296-23-230 Occupational therapy rules, medical aid rules updates regarding rate setting for most professional health care services for injured workers. These updates may also impact rates for health care services provided to crime victims.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.04.020 and 51.04.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The affected rules describe elements used in the process of updating the maximum allowable payments for most professional health care services. These elements are set in rule in order to follow the established methodologies of the department of labor and industries and maintain consistency with the health care authority and Medicaid Purchasing Administration. Specifically, the proposed rule changes will do the following:

1. WAC 296-20-135, update the conversion factors used by the department for calculating reimbursement rates for most professional health care and anesthesia services. The conversion factors will be updated to correspond to changes in the medical procedure codes, the relative value units, and anesthesia base units. These changes will enable the department to continue a reimbursement methodology consistent

with other state agencies. Cost-of-living increases may be incorporated into the changes in the conversion factors.

2. WAC 296-23-220 and 296-23-230, update the maximum daily reimbursement level for physical and occupational therapy services so the department may, if necessary, give cost-of-living increases to affected providers.

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

Process for Developing New Rule: The department works with external stakeholders through its technical advisory groups and the provider listserv on updates to conversion factors and to the physical and occupational therapy maximum daily reimbursement level. The department coordinates these updates with the health care authority, the Medicaid Purchasing Administration and the Centers for Medicare and Medicaid Services to insure consistent health care purchasing policies when possible. The proposed changes will be presented to the advisory groups, published on the provider listserv and publicized in a letter to interested persons.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Emily Stinson, Department of Labor and Industries, Health Services Analysis, P.O. Box 44322, Olympia, WA 98504-4322, phone (360) 902-5974, fax (360) 902-4249, e-mail Emily.Stinson@Lni.wa.gov.

December 22, 2015

Joel Sacks
Director

WSR 16-01-166

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LABOR AND INDUSTRIES

[Filed December 22, 2015, 9:58 a.m.]

Subject of Possible Rule Making: Chapter 296-15 WAC, Workers' compensation self-insurance rules and regulations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.04.020, 51.14.110.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: At the request of members of the self-insured employer community, labor and industries (L&I) has agreed to change the existing method of self-insured claim data reporting. Instead of the current internally developed self-insurance electronic data reporting system (SIEDRS), which is unique to Washington, we are proposing that self-insurers submit claim data using an electronic data interchange (EDI) with national standards established by the International Association of Industrial Accident Boards and Commissions.

Existing rules govern the requirements for data submittal to SIEDRS. These rules must be modified in order to establish the reporting requirements for this EDI method of data submittal.

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

No other state, local, or federal agency regulates this subject.

Process for Developing New Rule: L&I will begin the rule amendment process and will share the draft proposal with stakeholders and other interested parties. A public hearing will be held after the proposal is filed.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting James Nylander, Self-Insurance Program Manager, P.O. Box 44890, Olympia, WA 98504-4890, phone (360) 902-6907.

December 22, 2015

Joel Sacks
Director

WSR 16-01-169

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

(Veterinary Board of Governors)

[Filed December 22, 2015, 11:35 a.m.]

Subject of Possible Rule Making: WAC 246-935-290, the veterinary board of governors (board) is considering amending the rule to add board approved veterinary colleges to the list of approved continuing education course providers for veterinary technicians.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.92.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The current list of approved continuing education (CE) providers for veterinary technicians includes any board approved college or school of veterinary medical technology, but does not include veterinary colleges as approved providers. Veterinary colleges provide quality continuing education that is relevant to the work of veterinary technicians. Adding veterinary colleges to the list of approved CE providers could offer veterinary technicians broader opportunities for meeting their CE requirements.

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

Process for Developing New Rule: Collaborative.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Stakeholders will be notified and invited to participate in an open public rules workshop and may submit written comments for consideration. Stakeholders will be notified via listserv and posting to the web site. Contact Lorelei Walker, Program Manager, Department of Health, Veterinary Board of Governors, P.O. Box 47852, Olympia, WA 98504-7852, e-mail Lorelei.Walker@doh.wa.gov, phone (360) 236-4947, or fax (360) 236-2901.

December 22, 2015

Kathy Schmitt
Deputy Director
Office of Health
Professions and Facilities

WSR 16-01-174**PREPROPOSAL STATEMENT OF INQUIRY
HORSE RACING COMMISSION**

[Filed December 22, 2015, 1:18 p.m.]

December 22, 2015
Wendy Barcus
Rules Coordinator

Subject of Possible Rule Making: WAC 260-70-620 Medication restrictions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 67.16.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Washington horse racing commission (WHRC) is considering adding language to address purses and medication violations.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Douglas L. Moore, Executive Secretary, WHRC, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, phone (360) 459-6462, fax (360) 459-6461, doug.moore@whrc.state.wa.us.

December 22, 2015
Douglas L. Moore
Executive Secretary**WSR 16-01-175****PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY**(Washington Apple Health)
[Filed December 22, 2015, 1:22 p.m.]

Subject of Possible Rule Making: WAC 182-550-3840 and other rules as appropriate.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is amending the dates it will update the readmission reduction factors used to calculate payment adjustments to hospitals for potentially preventable readmissions. During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy.

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

Process for Developing New Rule: The agency welcomes the public to take part in developing this rule. If interested, contact the person identified below to receive an early rule draft to review. After the early review, the agency will send a notice of proposed rule making (CR-102) to everyone receiving this notice and anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Melinda Froud, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Melinda.Froud@hca.wa.gov.

WSR 16-01-182**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF ECOLOGY**

[Order 15-15—Filed December 22, 2015, 2:18 p.m.]

Subject of Possible Rule Making: Chapter 173-312 WAC, Coordinated prevention grants and chapter 173-313 WAC, Local solid waste enforcement grant regulation. This rule making will amend chapter 173-312 WAC and repeal chapter 173-313 WAC. All of chapter 173-312 WAC will be open for revision. We plan to move the essential portions of chapter 173-313 WAC into chapter 173-312 WAC, delete any redundant or unnecessary rule language, and then repeal chapter 173-313 WAC concurrent with adopting the revised chapter 173-312 WAC.

What are we doing to/in the rule?

With this rule revision we plan to propose the following for chapter 173-312 WAC:

- Change the name of the grants program, and revise the purpose statement to more accurately reflect the essential functions of the grant program.
- Revise, clarify, and add definitions as necessary to support the revised rule.
- Evaluate the relationship to other regulations section (WAC 173-312-030) and revise if appropriate.
- Remove eligibility of funding for separate city solid/hazardous waste management plan development.
- Revise project eligibility language to clarify eligible activities.
- Clarify the obligation of counties to notify cities and lead implementation agencies in their jurisdiction of funding opportunities, but eliminate the restriction on funding eligibility in cases where agreement is not reached.
- Eliminate the prioritization of certain grant eligible activities, and replace it with language authorizing ecology to establish priorities in its grants guidelines.
- Identify criteria that may be used to authorize funding.
- Evaluate and possibly eliminate the ten percent bonus for coordinated applications.
- Clarify the terms and conditions pertaining to awarding of funds in the offset cycle.
- Evaluate expanding the kinds of eligible local costs for the purpose of matching funds.
- Align the grant award cycle (currently specified on a calendar year basis), with the accepted practice of awarding grants on a fiscal year basis.
- Evaluate and consider revising the eighty/twenty percent allocation of funds between planning and implementation grant funding, and enforcement grant funding, and consider revising the allocation formula for each element.
- Suggest discretion for ecology to limit the obligation of grant recipients to set aside funding for the next cycle

when the full scope of work in the current cycle is not accomplished.

- Recognize the use of an agency standard web-based system for applications and reporting as the primary mechanism for awarding and managing grants.

For chapter 173-313 WAC, we intend to remove redundant and obsolete language and merge the remaining, relevant language to chapter 173-312 WAC. We then propose to eliminate chapter 173-313 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.95.670.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish:

Why are we doing this rule making?

We propose amending chapter 173-312 WAC for the following reasons:

- Updating to align grant cycle with fiscal years.
- Stakeholders have requested clarification and other modifications including updating the name of the grants program.
- We want more flexibility to be able to focus funding on projects that yield the best return on the investment.
- We want to recognize the ecology administration of grants and loans (EAGL) web-based grants management program as the preferred tool for grant application and management.
- The grants program has evolved. Criteria and limitations described in the current rule no longer reflect the best approach and need to be updated.

We propose repealing chapter 173-313 WAC because it can easily be combined in chapter 173-312 WAC. The two rules draw funds from the same source. Both serve local governments. Much of the language in chapter 173-313 WAC is reflected in chapter 173-312 WAC. We will have one less rule and a consolidated grant program.

What are we trying to accomplish?

Successful adoption of a rule revision for chapter 173-312 WAC will achieve the following results:

- The grant cycle will accurately align with our biennial fiscal cycle.
- Stakeholders will benefit from clarifying the scope and purpose of the program when seeking support at the local level.
- We will be able to select better projects and manage those projects more efficiently.
- Funds will be better allocated, and it will be easier for grant applicants to meet their obligation for matching funds.
- We will solidify the use of a web-based approach for grants management.

Repealing chapter 173-313 WAC, Local solid waste enforcement grant regulation, will eliminate a chapter of the Washington Administrative Code that will no longer be needed after essential elements are incorporated into the coordinated prevention grants rule. This is a practical step that will give us a more efficient grant program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other federal or state agencies administer these grants.

Process for Developing New Rule: Ecology will follow a process for the adoption of a rule that meets the requirements in the Administrative Procedure Act (chapter 34.05 RCW).

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Ecology will update our web pages to provide information about this rule making. We will notify interested parties through the agency e-mail listserv (WAC Track), by e-mailing contacts identified in our grants-related database and those identified by grants staff, and we will publish notice in the Washington State Register as we move through the process. During rule development we will be working with an advisory committee comprised of local stakeholders.

For questions about these rules and grants programs, contact Sharon Hlavka, (360) 407-6223 or sharon.hlavka@ecy.wa.gov.

For questions about the rule process, contact Kyle Dorsey, (360) 407-6559 or kyle.dorsey@ecy.wa.gov.

To find out more about this rule revision, including available documents and critical dates please go to our web site at <http://www.ecy.wa.gov/programs/swfa/rules/ruleDev.html> and click on the link for the Coordinated Prevention Grants and Local Solid Waste Enforcement Grant Regulation rules update.

December 22, 2015

Peter Y. Lyon

Waste 2 Resources Program

Southwest Regional Program Manager

WSR 16-01-189

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF

FISH AND WILDLIFE

[Filed December 23, 2015, 8:46 a.m.]

Subject of Possible Rule Making: Coastal sardine purse seine fishery.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.013, 77.04.055, and 77.12.147.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Washington department of fish and wildlife is considering rule amendments relating to the commercial harvest of sardine with purse seine gear.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The National Marine Fisheries Service regulates certain commercial fisheries in federal waters. Rule coordination is accomplished through the Pacific Fishery Management Council processes.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Joanna Eide, WDFW Rules Coordina-

tor, 600 Capitol Way North, Olympia, WA 98501, phone (360) 902-2403, fax (360) 902-2155, e-mail Rules.Coordinator@dfw.wa.gov. Updates will be added to the agency's rule-making page at <http://wdfw.wa.gov/about/regulations/development.html>. The commission's agenda, which will reflect public meeting dates and locations, can be found at <http://wdfw.wa.gov/commission/minutes.html>. Contact by January 29, 2016. Expected proposal filing on or after February 5, 2016.

December 23, 2015
Joanna M. Eide
Rules Coordinator

December 23, 2015
Joanna M. Eide
Rules Coordinator

WSR 16-01-193
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE

[Filed December 23, 2015, 9:32 a.m.]

Subject of Possible Rule Making: The department is considering the removal of brown pelican from the state's endangered species list. Delisting criteria are described in WAC 232-12-297 (4.1) and (4.2). The agency is initiating the delisting process in accordance with WAC 232-12-297(6.1.1).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.055, 77.12.020, and 77.12.-047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department has reviewed all relevant data pertaining to the population status of brown pelican in Washington. These data show a steady increase in brown pelican numbers in Washington from 1987-2011. Although the recent breeding failures, unprecedented ocean warming, toxic algae blooms, and climate change present uncertainty about the future trend in brown pelican populations, robust numbers (>10,000) still occur seasonally in Washington, and they are not immediately threatened. This information indicates that the species is no longer in decline or at risk of becoming endangered.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Fish and Wildlife Service federally delisted brown pelicans in the Gulf of Mexico and Pacific coasts, including the California brown pelican in 2009. The Washington department of fish and wildlife has conducted its own review of the status of brown pelicans in Washington and finds that the species should be delisted at the state level as well.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nate Pamplin, Wildlife Program Assistant Director, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2515, fax (360) 902-2162, e-mail Wildthing@dfw.wa.gov. Contact by January 29, 2016. Expected proposal filing on or after February 5, 2016.

WSR 16-01-195

PREPROPOSAL STATEMENT OF INQUIRY
PARKS AND RECREATION
COMMISSION

[Filed December 23, 2015, 9:42 a.m.]

Subject of Possible Rule Making: WAC 352-32-010 Definitions and creation of WAC 352-04-060 Brief adjudicative hearing.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 79A.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To clarify language regarding use of remote controlled aircraft in state parks.

New WAC 352-04-060 would let parks establish a brief adjudication process for expulsion notices so hearings could be designated by the director to appropriate staff and be held in a more timely manner to benefit citizens who are requesting a hearing on their notice of expulsion.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Diana Dupuis, Washington State Parks, P.O. Box 42650, Olympia, WA 98504-2650, phone (360) 902-8847, fax (360) 586-6651, e-mail diana.dupuis@parks.wa.gov.

December 23, 2015
Valeria Evans
Management Analyst

WSR 16-01-201

PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF AGRICULTURE

[Filed December 23, 2015, 10:41 a.m.]

Subject of Possible Rule Making: Revisions to WAC 16-470-105 to change the boundary of the pest-free area and quarantine area for apple maggot.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 17.24 (including RCW 17.24.041) and 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is considering whether the boundary of the pest-free area and quarantine area for apple maggot should be changed to reflect the scientific information related to risk of establishment of apple maggot. The department is seeking input on whether such a change should be made and if so, the scope of the change of boundary. In particular the department is considering

whether an area in the northeast part of the pest-free area should be relocated from the pest-free area to the quarantine area.

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

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity to submit written comments on the proposed rules during the public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Brad White, Assistant Director, Plant Protection Division, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, e-mail bwhite@agr.wa.gov; or Jim Marra, Pest Program Manager, Plant Protection Division, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-2071, e-mail jmarra@agr.wa.gov.

December 23, 2015

Brad White
Assistant Director