

**WSR 16-06-020**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**TRANSPORTATION COMMISSION**

[Filed February 22, 2016, 7:45 a.m.]

Subject of Possible Rule Making: I-405 express toll lane tolling policies.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 47.56.850 and 47.56.880.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Adjustments are needed to help improve traffic flows on I-405 in the area of the express toll lanes.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. The transportation commission will hold a public input meeting where the public can comment. The meeting will be held in the regional area near the I-405 express toll lanes, in the late spring of 2016. More details will be issued in the near future. 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, or e-mail [transc@wsdot.wa.gov](mailto:transc@wsdot.wa.gov).

February 17, 2016  
 Reema Griffith  
 Executive Director

**WSR 16-06-021**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**PUBLIC EMPLOYMENT**  
**RELATIONS COMMISSION**

[Filed February 22, 2016, 8:03 a.m.]

Subject of Possible Rule Making:

- Updating the agency's case docketing and numbering rule to eliminate confusion.
- Updating the contact information for the agency's public records officer.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.52.080, 41.56.090, 41.58.050, 41.59.110, 41.76.060, 41.80.080, 47.64.280(2), 49.39.060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency's current case docketing and numbering rule, WAC 391-08-650 sets forth four components that the agency must consider when assigning a case number. The agency and its clientele have found the fourth component, WAC 391-08-650 (1)(d), to be unnecessary and confusing. The agency is proposing to eliminate the fourth component.

WAC 391-08-800 identified the agency's public records officer and specifically lists the employees who held that

position. The agency is proposing to amend to [the] rule to make the identity of the public record officer generic.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other agency regulates public sector collective bargaining.

Process for Developing New Rule: Agency staff intend to contact representatives from both labor and management to discuss possible amendments to agency rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Michael P. Sellars, 112 North Henry Street, Suite 300, P.O. Box 40919, Olympia, WA 98504-4919, (360) 570-7306; or Dario de la Rosa, 112 North Henry Street, Suite 300, P.O. Box 40919, Olympia, WA 98504-4919, (360) 570-7328.

February 22, 2016  
 Dario de la Rosa  
 Representation Coordinator

**WSR 16-06-028**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**BIG BEND**  
**COMMUNITY COLLEGE**

[Filed February 22, 2016, 10:01 a.m.]

Subject of Possible Rule Making: Title 132R WAC, student conduct code.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140 and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Changes to the current Title 132R WAC are necessary to comply with the Violence Against Women Reauthorization Act of 2013, to clarify processes for compliance with United States Department of Education Title IX as described in Dear Colleague Letter: Harassment and Bullying (October 26, 2010), and to clarify campus marijuana use rules in light of I-502.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: All other Washington community and technical colleges under the jurisdiction of the Washington state board for community and technical colleges regulate student conduct through a student code of conduct.

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 Bob Mohrbacher, 7662 Chanute Street N.E., Moses Lake, WA 98837, phone (509) 793-2055, fax (509) 762-6329, [bobm@bigbend.edu](mailto:bobm@bigbend.edu); or Candy Lacher, 7662 Chanute Street N.E., Moses Lake, WA 98837, phone (509) 793-2063, fax (509) 762-6329, [candy1@bigbend.edu](mailto:candy1@bigbend.edu).

February 12, 2016  
 Bob Mohrbacher  
 Vice-President of  
 Instruction and Student Services

**WSR 16-06-037**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF LICENSING**

[Filed February 23, 2016, 1:10 p.m.]

Subject of Possible Rule Making: Uniform Commercial Code (UCC), WAC 308-391-104 Fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 62A.9A-526.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: As a result of HB 1090, which passed the 2015 legislature, UCC filing fees changed and became effective July 1, 2015. The new fee amounts include a surcharge that was increased to support the fraud and identity theft program of department of commerce. It also extended the expiration of RCW 43.330.300 to July 1, 2020.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of commerce - administration of the funds.

Process for Developing New Rule: Communication with the public, in general, through the DOL/UCC webpage and UCC listserv.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kim Summers, Department of Licensing, P.O. Box 9660, Olympia, WA 98507-9660, fax (360) 570-7052, e-mail [ucc@dol.wa.gov](mailto:ucc@dol.wa.gov).

February 23, 2016  
 Damon Monroe  
 Agency Rules Coordinator

**WSR 16-06-057**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF REVENUE**

[Filed February 25, 2016, 9:27 a.m.]

Subject of Possible Rule Making: WAC 458-40-660 Timber excise tax—Stumpage value tables.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 84.33.096, 82.32.300, and 82.01.060(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 84.33.091 requires the department of revenue to revise the stumpage value tables every six months. The department establishes stumpage value tables to apprise timber harvesters of the timber values used to calculate the timber excise tax. The department anticipates amending WAC 458-40-660 to provide valuations for the second half of 2016.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Although the United States Forest Service and Washington state department of natural resources both regulate forest practices, neither is involved in valuation for taxation purposes. The nontax processes and definitions are coordinated with these agencies to avoid conflict, but there should be no need to involve them in the valuation revisions provided in this rule.

Process for Developing New Rule: Parties interested in this rule making may contact the individual listed below. The

public may also participate by providing written comments throughout this rule making or giving oral testimony at the public meeting or public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. A preliminary draft of possible rule changes will be available upon request shortly before the public meeting.

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

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

Public Meeting Location: Capital Plaza Building, 4th Floor Executive Conference Room, 1025 Union Avenue S.E., Olympia, WA, on April 12, 2016, at 10:00 a.m. *Call-in option can be provided upon request no later than three days before the meeting date.*

Assistance for Persons with Disabilities: Contact Mary Carol LaPalm, (360) 725-7499, or Renee Cosare, (360) 725-7514, no later than ten days before the meeting date. For hearing impaired please contact us via the Washington relay operator at (800) 833-6384.

February 25, 2016  
 Kevin Dixon  
 Rules Coordinator

**WSR 16-06-059**  
**WITHDRAWAL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HORSE RACING COMMISSION**

[Filed February 25, 2016, 10:45 a.m.]

The Washington horse racing commission would like to withdraw our preproposal statement of inquiry rule (CR-101), WSR 14-24-017, filed on November 20, 2014.

Douglas L. Moore  
 Executive Secretary

**WSR 16-06-060**  
**WITHDRAWAL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HORSE RACING COMMISSION**

[Filed February 25, 2016, 10:46 a.m.]

The Washington horse racing commission would like to withdraw our preproposal statement of inquiry rule (CR-101), WSR 15-20-018, filed on September 24, 2015.

Douglas L. Moore  
 Executive Secretary

**WSR 16-06-071**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**FINANCIAL INSTITUTIONS**  
 (Division of Consumer Services)  
 [Filed February 26, 2016, 9:13 a.m.]

Subject of Possible Rule Making: Amending the rules (chapter 208-620 WAC) under the Consumer Loan Act (chapter 31.04 RCW) concerning requirements for residential mortgage loan servicers such as bonding, liquidity and tangible net worth.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.320.040, 31.04.165. Proposed in compliance with OFM Guidance 3.a. dated October 12, 2011.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules must be amended to implement changes to the state law. The rules will provide additional detail to industry to help them comply with the law.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Currently, industry participants in federal housing programs must comply with those requirements. As Washington law allows and when federal regulations provide adequate consumer protection, the department of financial institutions (DFI) insures that state regulations are consistent with the federal regulations.

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 Sara Rietcheck, Division of Consumer Services, P.O. Box 41200, Olympia, WA 98504-1200, phone (360) 902-8793, e-mail sara.rietcheck@dfi.wa.gov. Sign up for the GovDelivery e-mail subscription system from the DFI web site www.dfi.wa.gov. Access the rule-making page on the DFI web site.

February 26, 2016  
 Charles Clark, Director  
 Division of Consumer Services

**WSR 16-06-075**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**BOARD OF ACCOUNTANCY**  
 [Filed February 26, 2016, 11:03 a.m.]

Subject of Possible Rule Making: WAC 4-30-010 Definitions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.055, 18.04.025, 18.04.350.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule making is needed to implement definitions of fiduciary duty and breach of fiduciary duty.

These definitions are needed in order to clarify a certified public accountant's responsibility to clients.

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 Charles E. Satterlund, Executive Director, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, phone (360) 586-0785, fax (360) 664-9190, e-mail customerservice@cpaboard.wa.gov.

February 26, 2016  
 Charles E. Satterlund, CPA, CIA  
 Executive Director

**WSR 16-06-076**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**  
 [Filed February 26, 2016, 11:03 a.m.]

Subject of Possible Rule Making: The department is considering amendments to recreational fishing rules in saltwater [areas] of Washington state.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.013, 77.04.055, 77.12.045, and 77.15.047 [77.12.047].

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department must amend recreational fishing rules to meet conservation objectives and provide fishing opportunities within those conservation objectives. The department is considering changes to the recreational fishing rules in saltwater areas of Washington state. The department may consider additional recreational fishing rule changes if necessary.

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 Craig Burley, Fish Management Division Manager, 600 Capitol Way North, Olympia, WA 98501, phone (360) 902-2784, e-mail Craig.Burley@dfw.wa.gov. Contact by September 2, 2016. Expected filing date on or after September 23, 2016.

February 26, 2016  
 Jacalyn M. Hursey  
 Acting Rules Coordinator

**WSR 16-06-077**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**BOARD OF ACCOUNTANCY**  
 [Filed February 26, 2016, 11:08 a.m.]

Subject of Possible Rule Making: WAC 4-30-142 What are the bases for the board to impose discipline?

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.055, 18.04.295, 18.04.305, 12.04.350 [18.04.350].

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule making is needed to add language to WAC 4-30-142 (5)(h) to include not issuing an asset distribution report not containing all of the disclosures outlined in RCW 11.96A.070 [(1)](b) under the description of discharging a trustee's duties in a negligent manner or breaching one's fiduciary duties.

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 Charles E. Satterlund, Executive Director, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, phone (360) 586-0785, fax (360) 664-9190, e-mail customerservice@cpaboard.wa.gov.

February 26, 2016  
Charles E. Satterlund, CPA, CIA  
Executive Director

### WSR 16-06-078

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

[Filed February 26, 2016, 11:23 a.m.]

Subject of Possible Rule Making: The department is considering amendments to recreational fishing rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.013, 77.04.055, 77.12.045, and 77.15.047 [77.12.047].

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is considering amendments to recreational fishing rules to provide fishing opportunity, to address conservation objectives and to simplify rules. The department may consider additional recreational fishing rule changes if necessary.

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 Craig Burley, Fish Management Division Manager, 600 Capitol Way North, Olympia, WA 98501, phone (360) 902-2784, e-mail Craig.Burley@dfw.wa.gov. Contact by September 2, 2016. Expected filing date on or after September 23, 2016.

February 26, 2016  
Jacalyn M. Hursey  
Acting Rules Coordinator

### WSR 16-06-099

#### PREPROPOSAL STATEMENT OF INQUIRY HEALTH CARE AUTHORITY

(Washington Apple Health)

[Filed March 1, 2016, 9:40 a.m.]

Subject of Possible Rule Making: WAC 182-551-1510 Rates methodology and payment method for hospice agencies, and other related sections, as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160, 42 C.F.R. 418 Subpart G Payment for Hospice Care.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revisions to the hospice rules are necessary to implement new Centers for Medicare and Medicaid Services (CMS) requirements for routine home care (RHC) rates. The current single RHC per diem payment rate will be replaced with a two-tiered payment model for RHC days. A service intensity add-on payment is also being added as required by CMS. 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: CMS.

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 Katie Pounds, Rules and Publications Program Manager, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail katherine.pounds@hca.wa.gov.

March 1, 2016  
Wendy Barcus  
Rules Coordinator

### WSR 16-06-103

#### PREPROPOSAL STATEMENT OF INQUIRY HEALTH CARE AUTHORITY

(Washington Apple Health)

[Filed March 1, 2016, 1:30 p.m.]

Subject of Possible Rule Making: WAC 182-501-0070 Noncovered services, 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 revising this rule to reference hair removal and electrolysis allowed under WAC 182-531-1675. During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy.

Process for Developing New Rule: The 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 Amy Emerson, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail amy.emerson@hca.wa.gov.

March 1, 2016  
Wendy Barcus  
Rules Coordinator

### WSR 16-06-105

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

(Dental Quality Assurance Commission)

[Filed March 1, 2016, 2:13 p.m.]

Subject of Possible Rule Making: WAC 246-817-760 Moderate sedation with parenteral agents, the dental quality assurance commission is considering modifying the rule to include specific requirements and exceptions for dentists when sedating pediatric patients.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.32.0365 and 18.32.640.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Washington State Academy of Pediatric Dentistry opposed to previously proposed monitoring and equipment requirements because the rules did not provide alternatives or exceptions for sedating pediatric patients, and the commission did not adopt those rules. The commission still believes these monitoring and equipment requirements are essential to the safety of all patients receiving sedation. The commission is considering including specific requirements and exceptions for dentists when sedating pediatric patients consistent with the American Academy of Pediatric Dentists 2011 Guideline for Monitoring and Management of Pediatric Patients During and After Sedation for Diagnostic and Therapeutic Procedure.

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 by contacting Jennifer Santiago, Department of Health, Dental Quality Assurance Commission, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4893, fax (360) 236-2901. Interested stakeholders may sign up for the dental commission's listserv at <http://listserv.wa.gov/cgi-bin/wa?SUBED1=dental-qac&A=1>. Notices will be e-mailed through the commission's listserv to its interested parties list. Stakeholders will be invited to participate in open public

commission meetings and committee meetings where rule drafting will occur.

March 1, 2016  
Trina Castle  
Executive Director

### WSR 16-06-111

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

(Children's Administration)

[Filed March 2, 2016, 8:42 a.m.]

Subject of Possible Rule Making: The department proposes to amend chapter 388-25 WAC and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 13.34.145, 13.34.267, 74.13.020, 74.13.031, 43.88C.010, 74.13.107, 43.131.416, 13.34.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department plans to add a fifth eligibility criterion to the extended foster care WAC that goes into effect on July 1, 2016, in order to align with federal legislation.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Children's administration will continue to collaborate with the office of attorney general.

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 Mireya Beltre, P.O. Box 45710, Olympia, WA 98504, phone (360) 902-0270, fax (360) 902-7903, e-mail Mireya.beltre@dshs.wa.gov.

March 1, 2015 [2016]  
Katherine I. Vasquez  
Rules Coordinator

### WSR 16-06-112

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

(Children's Administration)

[Filed March 2, 2016, 8:55 a.m.]

Subject of Possible Rule Making: The department is proposing to amend chapters 388-145, 388-147, and 388-148 WAC, and other related rules as may be required. The intent of this revision to chapters 388-145, 388-147, and 388-148

WAC is to provide additional clarification or edits to the language. Division of licensed resources (DLR) licensing requirements were last amended on January 11, 2015. Following the release of these amended WAC chapters, DSHS staff, private agency staff, group care staff, and foster parents requested additional changes to be made to the minimum licensing requirements. These specific chapters of WAC will be amended along with any other related rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.15.010, 74.15.030, 74.15.040, 74.15.090, and 74.13.031.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The requested revisions for chapters 388-145, 388-147, and 388-148 WAC will provide foster parents, DSHS staff, private agency and group care staff additional clarification on the minimum licensing requirements.

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 Kristina Wright, Program Manager, DSHS, Division of Licensed Resources, Children's Administration, 1115 Washington Street S.E., P.O. Box 45710, Olympia, WA 98504-5710, phone (360) 902-8349, fax (360) 902-7903, e-mail [wrightks@dshs.wa.gov](mailto:wrightks@dshs.wa.gov).

March 1, 2016  
Katherine I. Vasquez  
Rules Coordinator

**WSR 16-06-116**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Developmental Disabilities Administration)  
[Filed March 2, 2016, 9:18 a.m.]

Subject of Possible Rule Making: The department is proposing to amend chapter 388-829 WAC, Community residential service business training requirements; and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.39A.074 Training requirements for long-term care workers, 74.39A.341 Continuing education requirements for long-term care workers, 74.39A.351 Advanced training, and 18.88B.041 Exemptions from training requirements.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The development disabilities administration (DDA) is proposing to update chapter 388-829 WAC to ensure compliance with regulatory requirements.

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 Alan McMullen, DDA, P.O. Box 45310, Olympia, WA 98504-5310, phone (360) 725-3524, fax (360) 407-0955, TTY 1-800-833-6388, e-mail [alancmullen@dshs.wa.gov](mailto:alancmullen@dshs.wa.gov).

March 1, 2016  
Katherine I. Vasquez  
Rules Coordinator

**WSR 16-06-117**  
**WITHDRAWAL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**VETERANS AFFAIRS**  
[Filed March 2, 2016, 9:20 a.m.]

The Washington department of veterans affairs would like to withdraw WSR 15-12-036 filed on May 27, 2016 [2015], to modify WAC 484-10-035.

**WSR 16-06-118**  
**WITHDRAWAL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF HEALTH**  
(Board of Hearing and Speech)  
[Filed March 2, 2016, 9:29 a.m.]

The department of health (department), board of hearing and speech (board) is withdrawing preproposal statement of inquiry (CR-101), WSR 09-11-116, filed May 20, 2010, chapter 246-828 WAC, prohibiting the use of the "audioprosthologist" term.

This CR-101 is being withdrawn because the board does not plan to pursue rule making regulating or prohibiting use of the term "audioprosthologist." The board does not plan to file a new CR-101 on this subject.

If you have any questions, please contact Janette Benham, program manager for the board of hearing and speech at (360) 236-4857.

Tami M. Thompson  
Regulatory Affairs Manager

**WSR 16-06-119**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**UTILITIES AND TRANSPORTATION**  
**COMMISSION**

[Docket UT-160196—Filed March 2, 2016, 9:39 a.m.]

Subject of Possible Rule Making: The Washington utilities and transportation commission (commission) initiates this rule making to consider amending WAC 480-120-021 Definitions, 480-120-061 Refusing service, 480-120-103 Application for service, 480-120-174 Payment arrangements; repealing WAC 480-120-259 Washington telephone assistance program, 480-120-352 Washington Exchange Carrier Association (WECA); and adopting WAC 480-120-XXX a reinstatement of WAC 480-120-440 Repair standards for service interruptions and impairments, excluding major outages, repealed in 2015 and filed with the code reviser at WSR 15-08-043 under Commission Docket UT-140680.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 80.01.040 and 80.04.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The commission needs to revise provisions in chapter 480-120 WAC as a follow-up to the rule making in Docket UT-140680. The commission inadvertently repealed WAC 480-120-440 in that proceeding, and the rule contained important service outage restoral requirements, as well as notice requirements related to planned outages. Other rules in chapter 480-120 WAC contain cross-references to rules that were repealed. The Washington telephone assistance program no longer exists, and rules related to that program are moot. Similarly, WECA has been discontinued because the commission now handles WECA's primary function of administering a universal service fund pursuant to rules in chapter 480-123 WAC, so WAC 480-120-352 is unnecessary.

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 commission will ask for initial written comments, and will provide the opportunity for stakeholders to submit additional written comments on proposed CR-102 rules prior to adoption.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested persons may file comments with the Executive Director and Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 South Evergreen Park Drive, Olympia, WA 98504-7250, phone (360) 664-1234, fax (360) 586-1150, e-mail [records@utc.wa.gov](mailto:records@utc.wa.gov), or through the commission's web portal at [www.utc.wa.gov](http://www.utc.wa.gov)/e-filing by **5:00 p.m., April 4, 2016**.

**WRITTEN COMMENTS:** Written comments may be submitted to the commission at the address given above and should be filed with the commission no later than **Monday, April 4, 2016**.

Electronic copies. The commission requests that comments be provided in electronic format to enhance public access, for ease of providing comments, to reduce the need for paper copies, and to facilitate quotations from the comments. Comments may be submitted via the commission's web portal at [www.utc.wa.gov](http://www.utc.wa.gov)/e-filing or by electronic mail

to the commission's records center at [records@utc.wa.gov](mailto:records@utc.wa.gov). Please include:

- The docket number of this proceeding (UT-160196).
- The commenting party's name.
- The title and date of the comment or comments.

An alternative method for submitting comments may be by mailing/delivering an electronic copy on a flash drive, DVD, or compact disk including the filed document(s). Parties must furnish electronic copies in MS Word 6.0 (or later) supplemented by a separate file in .pdf (Adobe Acrobat) format. Include all of the information requested above. The commission will post on the commission's web site all comments that are provided in electronic format. The web site is located at <http://www.utc.wa.gov/160196>. If you are unable to file your comments electronically or to submit them on a disk, the commission will always accept a paper document.

Opportunity for further comment is anticipated. Information about the schedule and other aspects of the rule making, including comments, will be posted on the commission's web site as it becomes available. If you wish to receive further information on this rule making you may (1) call the commission's records center at (360) 664-1234, (2) e-mail the commission at [records@utc.wa.gov](mailto:records@utc.wa.gov), or (3) mail written comments to the address above to the attention of Steven V. King, executive director and secretary. When contacting the commission, please refer to Docket UT-160196 to ensure that you are placed on the appropriate service list. Questions may be addressed to John Cupp, (360) 664-1113 or e-mail [jcupp@utc.wa.gov](mailto:jcupp@utc.wa.gov).

**NOTICE**

**TO CONTINUE RECEIVING NOTICES AND INFORMATION ABOUT THIS RULE MAKING --** The commission wants to ensure its mailings are sent to persons who are interested in the topic and want to receive that information. ANY PERSON WHO COMMENTS will continue to receive notices and information. If you do not submit comments but wish to remain on the mailing list for this rule making, please advise the records center by any one of the following methods: (1) Send a note with your name, address (or a copy of your mailing label), and telephone number referencing Docket UT-160196, and the words "Please keep me on the mailing list"; or (2) e-mail your name, address, and telephone number, referencing Docket UT-160196, and the words "Please keep me on the mailing list" to [records@utc.wa.gov](mailto:records@utc.wa.gov). Please note that all information in the mailings will be accessible through the commission's internet web site at <http://www.utc.wa.gov/160196>. **THOSE INTERESTED PERSONS WHO DO NOT RESPOND MAY NOT RECEIVE FURTHER MAILINGS OR INFORMATION ON THE RULE MAKING.**

March 2, 2016  
 Steven V. King  
 Executive Director  
 and Secretary

**WSR 16-06-125**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF LICENSING**

[Filed March 2, 2016, 10:17 a.m.]

Subject of Possible Rule Making: WAC 308-15-150 Fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.220.040, 18.220.050, and 43.24.086.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed rule change continues suspended fee amounts through June 30, 2017. This program is required to be self supporting and operates out of a dedicated fund. Revenue currently being generated to cover the cost of the program is sufficient with the fee suspension in place. The suspended fees would have a positive impact on new applicants and existing licensees.

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

Process for Developing New Rule: Direct notice will be made to stakeholders and all active licensees under chapter 18.220 RCW. Details will be posted on our web site and distributed through the geologist board listserv.

To receive information by e-mail, please sign up on the geologist board listserv at <http://listserv.wa.gov/cgi-bin/wa?A0=GEOLOGIST-LICENSING-BOARD>.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Autumn Dryden, Washington State Geologist Licensing Board, Department of Licensing, P.O. Box 9045, Olympia, WA 98507-9045, phone (360) 664-1497, fax (360) 570-7098, e-mail [geologist@dol.wa.gov](mailto:geologist@dol.wa.gov). Interested parties may send comments by mail, phone, fax or e-mail. Additional information will be posted on the geologist board web site as it becomes available at <http://www.dol.wa.gov/business/geologist/>.

March 2, 2016  
Damon Monroe  
Rules Coordinator

**WSR 16-06-130**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**GAMBLING COMMISSION**

[Filed March 2, 2016, 11:22 a.m.]

Subject of Possible Rule Making: Group 12 amusement games.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070, 9.46.0201.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In July 2015, the commissioners authorized Group 12 amusement games to be played by persons twenty-one and over. Since this time, numerous questions and concerns about the operation of Group 12 amusement games have been raised. This filing is to explore rule making to regulate the appearance of the games so the games do not imitate or look like a slot machine, including warning labels; to address recordkeeping; and for preventing

the combination or transfer of amusement game points/tokens/etc. with other rewards/points systems.

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

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

[Meetings on] March 10 or 11, 2016, at the Great Wolf Lodge, 20500 Old Highway 99 S.W., Grand Mound, WA 98531, (360) 273-7718, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on March 1 for meeting location and start time; on April 14 or 15, 2016, at the DoubleTree by Hilton, 415 Capitol Way North, Olympia, WA 98501, (360) 570-0555, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on April 1 for meeting location and start time; and on May 12 or 13, 2016, at the Red Lion Pasco, 2525 North 20th Avenue, Pasco, WA 99301, (509) 547-0701, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on May 1 for meeting location and start time.

March 2, 2016  
Susan Newer  
Rules Coordinator

**WSR 16-06-131**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**GAMBLING COMMISSION**

[Filed March 2, 2016, 11:38 a.m.]

Subject of Possible Rule Making: Fund-raising events.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070, 9.46.0233, 9.46.0277.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: We have received a petition for rule change regarding deposit and recordkeeping requirements for raffles and fund-raising events.

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

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

[Meetings on] March 10 or 11, 2016, at the Great Wolf Lodge, 20500 Old Highway 99 S.W., Grand Mound, WA 98531, (360) 273-7718, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on March 1 for meeting location and start time; on April 14 or 15, 2016, at the DoubleTree by Hilton, 415 Capitol Way North, Olympia, WA 98501, (360) 570-0555, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on April 1 for meeting location and start time; and on May 12 or 13, 2016, at the Red Lion Pasco, 2525 North 20th Avenue, Pasco, WA 99301, (509) 547-0701, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on May 1 for meeting location and start time.

March 2, 2016  
Susan Newer  
Rules Coordinator