

WSR 17-15-013
PREPROPOSAL STATEMENT OF INQUIRY
EDMONDS COMMUNITY COLLEGE

[Filed July 6, 2017, 2:48 p.m.]

Subject of Possible Rule Making: Amending chapter 132Y-320 WAC relating to access to public records.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.56.040, 42.56.070, 42.56.100, 42.56.120, and 42.56.520; and chapter 304, Laws of 2017.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Edmonds Community College [is] amending chapter 132Y-320 WAC to better conform such chapter to: (1) Recent changes in the law concerning public records; (2) model rules recommended by the attorney general's office (chapter 44-14 WAC); and (3) current agency practices.

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. Written comments or inquiries may be directed to Dennis Curran, Associate Vice President of Human Resources, 20000 68th Avenue West, Lynnwood, WA 98036, (425) 640-1647, dennis.curran@edcc.edu.

June 27, 2017
 Dennis Curran
 Associate Vice President
 of Human Resources

WSR 17-15-018
PREPROPOSAL STATEMENT OF INQUIRY
COLUMBIA BASIN COLLEGE

[Filed July 7, 2017, 7:49 a.m.]

Subject of Possible Rule Making: Columbia Basin College is proposing amending chapter 132S-10 WAC relating to access to public records.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.56.040, 42.56.070, 42.56.100, 42.56.120, and 42.56.520; and chapter 304, Laws of 2017.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Columbia Basin College proposes amending chapter 132S-10 WAC to better conform such chapter to recent changes in law concerning public records access, and model rules recommended by the attorney general's office (chapter 44-14 WAC).

Process for Developing New Rule: Agency study; and normal rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Columbia Basin College welcomes the public to take part in reviewing the proposed rules. Interested parties can participate in the decision to adopt the new rule(s) and formulation of the proposed rules before publication by contacting Camilla Glatt, Vice President for Human Resources and Legal Affairs, 2600 North 20th Avenue, Pasco, WA 99301,

fax (509) 542-2029, phone (509) 542-5548, email cglatt@columbiabasin.edu.

July 7, 2017
 Camilla Glatt
 Vice President for Human
 Resources and Legal Affairs

WSR 17-15-022
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed July 7, 2017, 11:20 a.m.]

Subject of Possible Rule Making: WAC 246-827-XXX (new) Forensic phlebotomists, the department of health (department) is considering rules to implement the requirements of E2SHB 1614. This bill creates a new forensic phlebotomist credential and requires the department to adopt rules under chapter 246-827 WAC to specify the minimum qualifications for the credential. Related housekeeping and technical amendments to other sections in chapter 246-827 WAC may also be considered.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.360.030, 18.360.070, and E2SHB 1614 (chapter 336, Laws of 2017).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: E2SHB 1614 requires the department to adopt rules setting training requirements for the new forensic phlebotomist credential under the medical assistant (MA) chapter. These requirements are necessary for a person to qualify for the forensic phlebotomy credential. Technical and housekeeping amendments may also be considered to ensure that language throughout the chapter is up-to-date and consistent with amendments to the medical assistant statute under chapter 18.360 RCW resulting from the new law.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Washington state patrol and Washington state department of corrections. Qualified employees of these agencies will be eligible for the new credential. The department will encourage leaders from both of these agencies to attend rules workshops and participate in the rule-making project.

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 joining the MA program's email notification service, attending workshops, and providing input on draft and proposed materials. Interested parties can receive information on how to participate by contacting Brett Cain, Program Manager, Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4766, fax (360) 236-2901, email brett.cain@doh.wa.gov.

July 7, 2017
 John Wiesman, DrPH, MPH
 Secretary

WSR 17-15-026
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed July 7, 2017, 3:10 p.m.]

Subject of Possible Rule Making: Title 246 WAC, the department of health is considering creating a new chapter and section(s) of rule to establish nicotine content measurement standards for closed system nicotine containers used with vapor products. The intent is for all manufacturers of closed system nicotine containers in Washington state to know the measurement standards to use for disclosing the nicotine content to the department.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.345.075(2), on setting nicotine measurement standards. RCW 43.70.040, on the secretary's overall rule-making authority.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 70.345.075(2) requires a manufacturer that sells, offers for sale, or distributes vapor products with closed system nicotine containers in Washington state to annually provide the department of health (department) with a disclosure of the nicotine content of such vapor products based on measurement standards established by the department. The department will consider establishing new rules so that manufacturers know what measurement standards to use and how and when to provide the disclosure to the department.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department of health will consult with the Washington state liquor and cannabis board, which has enforcement authority over vapor product licenses under chapter 70.345 RCW.

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 notify holders of vapor product licenses in Washington state based on information from the liquor and cannabis board, known vapor product manufacturers, and any other interested parties, including those individuals who testified at the legislative hearings on ESSB 6328 in 2016. The department will hold workshops via conference call, anticipated in July 2017, and accept written suggestions.

Interested parties may contact Matthew Green, matthew.green@doh.wa.gov, (360) 236-3309, or Stacia Wasmundt, stacia.wasmundt@doh.wa.gov, (360) 236-2568.

July 7, 2017
 John Wiesman, DrPH, MPH
 Secretary

WSR 17-15-027
PREPROPOSAL STATEMENT OF INQUIRY
PUBLIC DISCLOSURE COMMISSION

[Filed July 10, 2017, 9:37 a.m.]

Subject of Possible Rule Making: Removal of images of filer forms from various sections of Title 390 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.17A.110(1).

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

- Some images of public disclosure commission (PDC) forms have been previously removed from rule; this would standardize Title 390 WAC.
- All forms are housed on the PDC web site and will continue to be provided there.
- Allows for changes to formatting to improve accessibility, without undergoing further rule-making process.
- Allows for clarifying language to be added to assist the public and filers in understanding requirements, without undergoing further rule-making process.

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

Process for Developing New Rule: Collaborative rule-making process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by submitting comments to Barbara Sandahl, P.O. Box 40908, Olympia, WA 98504-0908, phone (360) 586-1042, fax (360) 753-1112, email barbara.sandahl@pdc.wa.gov.

July 10, 2017
 B. G. Sandahl
 Deputy Director

WSR 17-15-034
PREPROPOSAL STATEMENT OF INQUIRY
EASTERN WASHINGTON UNIVERSITY

[Filed July 10, 2017, 3:29 p.m.]

Subject of Possible Rule Making: Revising chapter 172-191 WAC, Student education records, to remove student net identification number from the definition of directory information.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.35.120(12); chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: These revisions are necessary to protect student information because the net identification is an internal identification only and should not be relevant to anyone outside of Eastern Washington University. If both Net ID and date of birth are supplied as directory information then other parties could log-in acting as the student, without student consent or knowledge.

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 Chelsea L. Goss, University Policy Administrator, Office of the President, Eastern Washington

University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, email clamberson@ewu.edu. A public hearing will be held to permit comment on all proposed rules and revisions.

July 5, 2017
Chelsea L. Goss
University Policy Administrator

pia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, email katherine.pounds@hca.wa.gov.

July 11, 2017
Wendy Barcus
Rules Coordinator

AMENDATORY SECTION (Amending WSR 09-19-064, filed 9/14/09, effective 10/15/09)

WAC 172-191-100 Directory information. Directory information is defined to include: Student's name, address, email address(~~(-student net identification number)~~), telephone number, date and place of birth, participation in officially recognized activities and sports, weight, height and birth dates of athletic team members; dates of attendance at the university, degrees and awards received, and the most recent previous educational agency or institution attended by the student.

The university may release "directory information" unless the student files a written request restricting the disclosure of the information. A student's election to opt out of directory information disclosures does not prevent the university from disclosing or requiring a student to disclose his/her name, identifier, or university email address in a class in which the student is enrolled.

WSR 17-15-036
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY
(Washington Apple Health)
[Filed July 11, 2017, 7:53 a.m.]

Subject of Possible Rule Making: WAC 182-549-1450 Rural health clinics—General payment information, and other related rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160; SSB 5883, 65th legislature, 2017 3rd sp. sess., section 213 (1)(l).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is amending WAC 182-549-1450 Rural health clinics—General payment information, to implement a new payment method that allows rural health clinics to choose to receive encounter payments directly from a client's managed care organization. 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 Katie Pounds, P.O. Box 42716, Olym-

WSR 17-15-040
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF
FINANCIAL MANAGEMENT

[Filed July 11, 2017, 10:10 a.m.]

Subject of Possible Rule Making: The subject of this rule making relates to the statewide all-payer health care claims database (APCD). Specifically, the rules will address audit activities related to ensuring that there is compliance with the following requirements: Submission, release of data, use of data and destruction of data.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.371.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Chapter 43.371 RCW directs the office of financial management (OFM) to establish a statewide APCD to support transparent public reporting of health care information. The chapter requires specified providers to submit claims data pursuant to the schedule developed by OFM and the data submission guide. There are also strict requirements regarding the release, use and destruction of the data from APCD. In order to ensure that the statutory and regulatory provisions are being followed, it is imperative that OFM develop an audit program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Department of Health and Human Services.

Process for Developing New Rule: A collaborative approach will be used. The APCD web site and associated listserv will be used to provide information and seek comments before a draft is filed for hearing. Stakeholder meetings to review and discuss draft rules will also be scheduled as appropriate.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. To participate in the rule-making process, you may:

- Send OFM an email with your name and contact information (and questions or comments) to apcd@ofm.wa.gov;
- Sign up on the APCD listserv at <http://listserv.wa.gov/cgi-bin/wa?A0=APCD>. Those who sign up will receive information on the rules, hearing dates and the latest drafts of the rules for your comments.

July 11, 2017
Roselyn Marcus
Assistant Director
Legal and Legislative Affairs
Rules Coordinator

WSR 17-15-048
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE

[Filed July 11, 2017, 4:13 p.m.]

Subject of Possible Rule Making: The department is providing a new rule to address the legal permission to charge the public for requested copies of agency documents.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.055, 77.12.020, 77.12.047, and 42.56.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: A new rule is mandated by 2017 legislation which provides the department authority in RCW 42.56.120 to charge the public fees for the cost of producing agency records.

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

Process for Developing New Rule: Mandated by 2017 legislation and amendments to RCW 42.56.120.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Scott Bird, Washington Department of Fish and Wildlife, Rules Coordinator, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2403, fax (360) 902-2155, email Rules.Coordinator@dfw.wa.gov. Contact by August 15, 2017. Expected proposal filing on or after August 28, 2017.

July 11, 2016 [2017]
 Scott Bird
 Rules Coordinator

WSR 17-15-050
PREPROPOSAL STATEMENT OF INQUIRY
PARKS AND RECREATION
COMMISSION

[Filed July 12, 2017, 9:13 a.m.]

Subject of Possible Rule Making: The agency will conduct a review of the following chapters of administrative rule for the winter recreation programs, chapter 352-56 WAC in its entirety.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 46.10 and 79A.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: State parks will conduct a review of the WAC pertaining to the winter recreation program. The review will result in minor changes and corrections to rules in order to bring rules up-to-date with current terminology, correction of references to statutes contained in the rules and completion of a general review for clarification, corrections and modifications.

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 Pamela A. McConkey, Manager, Winter Recreation Program, Washington State Parks and Recreation Commission, P.O. Box 42650, Olympia, WA 98504-2650, phone (360) 902-8595, fax (360) 586-6651, email pamelamcconkey@parks.wa.gov.

July 12, 2017
 Valeria Evans
 Management Analyst

WSR 17-15-051
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR AND CANNABIS
BOARD

[Filed July 12, 2017, 11:14 a.m.]

Subject of Possible Rule Making: Chapter 314-02 WAC, Retail licenses and chapter 314-38 WAC, Permits.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 66.08.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: New rules are needed to implement 2017 alcohol 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: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Karen McCall, Agency Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, (360) 664-1631, fax (360) 664-9689.

July 12, 2017
 Jane Rushford
 Chairman

WSR 17-15-053
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

(Children's Administration)

[Filed July 13, 2017, 8:25 a.m.]

Subject of Possible Rule Making: The department is proposing to amend WAC 388-15-069 How does CPS notify the alleged perpetrator of the finding?, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 26.44.100, 74.13.031, and chapter 26.44 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is proposing

to amend WAC 388-15-069 and other related rules as may be required to align with recent changes in RCW 26.44.100 requiring the department to send unfounded finding letters to subjects via mail or email instead of certified mail, return receipt requested. Other changes that are identified during this rule making may be incorporated to clarify language.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The children's administration will continue to coordinate with [the] office of [the] 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 Stephanie Frazier, P.O. Box 45710, Olympia, WA 98504, phone (360) 902-7922, fax (360) 902-7903, email Stephanie.frazier@dshs.wa.gov.

July 12, 2017
Katherine I. Vasquez
Rules Coordinator

WSR 17-15-067

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

[Filed July 14, 2017, 9:06 a.m.]

Subject of Possible Rule Making: Chapter 246-710 WAC, Coordinated children's services (children with special health care needs (CSHCN)). The department of health is considering: Updating the rules to current standards; amending to include accessing the department as a payer of last resort, and repayment to the department under certain circumstance[s]; and adding new sections to include programs such as neurodevelopmental centers (NDC).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.70.040, 43.70.080, and 43.70.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department administers the CSHCN program formerly run by DSHS. The rule has not been updated since 2003 and the requirements and language in the rule is [are] outdated. Updating this rule will provide stable guidance and direction for these programs, establish protocols and procedures for services, supports, and data sharing, simplify our program contracts, and provide comprehensive guidance for our NDC.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Health resources and services administration (HRSA), maternal and child health block grant (MCHBG), Title V of the Social Security Act, C.F.R. Title 42 438.208, 45 C.F.R. 96.10, 42 US Code Section 701 (a)(1)(D), and (b)(3), 42 US Code Section 705 (a)(3)(B). We will coordinate with this federal agency by ensuring our rule making falls within the

guidelines provided by the agency, and by soliciting their input throughout the process, including during the rule updating and public comments phases. We will provide a notice/report of our rule updating activities to HRSA with the MCHBG renewal application.

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 by contacting Ellen Silverman, ellen.silverman@doh.wa.gov, (360) 236-3580; or Matthew Green, matthew.green@doh.wa.gov, (360) 236-3309.

The department will provide information and solicit input in several ways. The department plans to attend standing meetings of major stakeholders, hold webinars, solicit feedback via email, and host a temporary web page with information and options for providing feedback, and using existing work groups and advisory groups, such as the communications network or CSHCN coordinators.

July 13, 2017
John Weisman, DrPH, MPH
Secretary

WSR 17-15-078

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF FISH AND WILDLIFE

[Filed July 14, 2017, 4:42 p.m.]

Subject of Possible Rule Making: Creating, amending, and repealing WAC affected by legislative changes made by passage of HB 1597 and SB 5306 during the 2017 legislative session.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, 77.65.520.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: HB 1597 introduces new commercial fish license terms that are not currently defined elsewhere in the fish and wildlife code. Because of the passage of both HB 1597 and SB 5306, the department must create a new rule, repeal and amend existing rules.

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 Trisha Anderson, Washington Department of Fish and Wildlife, Licensing Program, 600 Capitol Way North, Olympia, WA 98501, phone (360) 902-2211, fax (360) 902-2466, email Trisha.Anderson@dfw.wa.gov.

Contact by August 14, 2017. Expected proposal filing on or after September 14, 2017.

July 14, 2017
Scott Bird
Rules Coordinator

WSR 17-15-085
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF
INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2017-09—Filed July 17, 2017, 4:02 p.m.]

Subject of Possible Rule Making: K-12 study elimination.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060, 48.02.210.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: HB 1042 (2017) repeals RCW 48.02.210 and 48.62.181 as well as amending RCW 28A.400.275 to remove references to an annual report of school district employee health insurance benefits by the office of the insurance commissioner (OIC). Implementation of HB 1042, as adopted by the legislature, will mean that OIC will need to repeal all or most of chapter 284-198 WAC.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Office of the insurance commissioner. Stakeholder draft will be issued and a stakeholder meeting held.

Process for Developing New Rule: Submit written comments by September 1, 2017, to Stacy Middleton, P.O. [Box] 40258, Olympia, WA 98504-0258, rulescoordinator@oic.wa.gov, fax (360) 586-3109.

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, (360) 725-9651, rulescoordinator@oic.wa.gov.

July 17, 2018 [2017]
Mike Kreidler
Insurance Commissioner

WSR 17-15-086
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF
INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2017-10—Filed July 17, 2017, 4:08 p.m.]

Subject of Possible Rule Making: Surplus line broker licensing.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060, 48.15.015.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: SHB 1027, recently enacted by the legislature, amends the surplus line broker licensing statute to provide that the office of the insurance commissioner (OIC) will: (1) License a nonresident applicant for a surplus line broker license if the person's resident state issues nonresident surplus line broker license[s] to residents of this state, and (2) waive the examination requirement if a licensed nonresident surplus line broker moves to this state and wishes to become licensed as a resident surplus line broker and their application is received by OIC within ninety days of the cancellation of the broker's resident license in the other state.

The amendments in SHB 1027 differ from those contained in WAC 284-15-010(2) and the amendments fully set out this aspect of the licensing of nonresident surplus line brokers; therefore, this subsection of WAC should be repealed.

Process for Developing New Rule: Submit written comments by September 1, 2017, to Stacy Middleton, P.O. [Box] 40258, Olympia, WA 98504-0258, rulescoordinator@oic.wa.gov, fax (360) 586-3109.

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, (360) 725-9651, rulescoordinator@oic.wa.gov.

July 17, 2017
Mike Kreidler
Insurance Commissioner

WSR 17-15-087
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING

[Filed July 18, 2017, 8:14 a.m.]

Subject of Possible Rule Making: Chapter 308-104 WAC, Drivers' licenses.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110 and 46.20.119.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: ESB 5008 (chapter 310, Laws of 2017) enacted during the 2017 legislative session, creates a new section in chapter 308-104 WAC. This bill requires the department of licensing (DOL) to mark the standard driver's licenses and identicards as required by federal law.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department of homeland security, Washington state patrol, liquor and cannabis board and other Washington state law enforcement agencies.

Process for Developing New Rule: Internal review and stakeholder input.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Wendy Walker, DOL, P.O. Box 9020, Olympia, WA 98507-9020, (360) 902-0131, wewalker@dol.wa.gov.

July 18, 2017
Damon Monroe
Rules Coordinator

WSR 17-15-089**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF COMMERCE**

[Filed July 18, 2017, 8:54 a.m.]

Subject of Possible Rule Making: Public records, chapter 365-10 WAC, Public records—Disclosure.

Statutes Authorizing the Agency to Adopt Rules on this Subject: EHB 1595 (chapter 304, Laws of 2017), chapters 42.56 and 43.330 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule making is needed to update commerce's WAC implementing the Public Records Act to reflect changes to the act in the 2017 legislative session.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Commerce's public records officer will develop the rule updates in consultation with the attorney general and code reviser's offices.

Process for Developing New Rule: Commerce's public records office will coordinate rule development with relevant state agencies.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. For information, contact Jaime Rossman, rules coordinator, (360) 725-2717, or jaime.rossman@commerce.wa.gov. Interested parties may also view updates on this and other commerce rule makings, and sign-up to receive information and participate in the formulation of proposed rules, at <http://www.commerce.wa.gov/about-us/rulemaking/>.

July 17, 2017
Jaime Rossman
Rules Coordinator

WSR 17-15-093**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES**

[Filed July 18, 2017, 9:45 a.m.]

Subject of Possible Rule Making: Amendments to the elevator rules, chapter 296-96 WAC, Safety regulations and fees for all elevators, dumbwaiters, escalators and other conveyances.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 70.87 RCW, Elevators, lifting devices, and moving walks.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The elevator program is considering amendments to the elevator rules (chapter 296-96 WAC) following a formal review of the rules and new safety code requirements from the 2016 edition of the American Society of Mechanic Engineers and other related codes. The elevator program reviews the rules to ensure the rules are consistent with national elevator safety standards and industry practice, to clarify the rules, and for housekeeping changes. The review process provides Washington's elevator stakeholders the opportunity to review the national safety

code requirements, submit proposals and provide recommendations to the department regarding adoption of specific sections of the national conveyance safety standards for elevators and escalators, platform lifts and chair lifts, belt man lifts, and personnel hoists. The proposed rules may include amendments to all sections of chapter 296-96 WAC excluding the licensing rules due to rule making in progress.

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

Process for Developing New Rule: Interested parties can participate in the decision to adopt the new rules and formulation of the proposed rules before publication by contacting the individual listed below. The public can also participate, after amendments are proposed by providing written comments and/or testimony during the public hearing and comment process. All rule proposals will be reviewed by a technical advisory committee (TAC) and the elevator safety advisory committee.

The department of labor and industries (L&I) is seeking input from interested parties to be used in the formulation of the proposed elevator rules for the 2017 revision cycle. Interested parties may submit rule proposals for additions/revisions to the existing rules and new code requirements from 12:01 a.m., September 1, 2017, to 11:59 p.m. on October 5, 2017. The department is also appointing a general TAC made up of experts and interested group representatives to review and make recommendations on proposals from the elevator industry. Interested parties may submit an application to become a TAC member from August 1 to 25, 2017. For more information on this rule making, visit the L&I web site at <http://www.lni.wa.gov/TradesLicensing/Elevators/LawRules/default.asp> or contact the individual below. Interested parties can sign up for email updates at <http://www.lni.wa.gov/Main/Listservs/Elevators.asp>.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Alicia Curry, L&I, Field Services and Public Safety Division, P.O. Box 44400, Olympia, WA 98504-4400, phone (360) 902-6244, fax (360) 902-5292, email Alicia.Curry@Lni.wa.gov.

July 18, 2017
Joel Sacks
Director

WSR 17-15-094**PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY**

(Washington Apple Health)

[Filed July 18, 2017, 10:07 a.m.]

Subject of Possible Rule Making: WAC 182-512-0350 SSI-related medical—Property and contracts excluded as resources, 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: This rule is being amended to

clarify what an "ownership interest" is in the home exclusion rule. Clarification is also needed to explain that property essential to self-support does not include intangible personal property other than cash or cash equivalents used in a trade or business. 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, email amy.emerson@hca.wa.gov.

July 18, 2017
Wendy Barcus
Rules Coordinator

WSR 17-15-095

PREPROPOSAL STATEMENT OF INQUIRY HEALTH CARE AUTHORITY

(Washington Apple Health)

[Filed July 18, 2017, 10:18 a.m.]

Subject of Possible Rule Making: Revising the following sections within chapters 182-513 and 182-515 WAC to increase the personal needs allowance: WAC 182-513-1105, 182-513-1205, 182-513-1215, 182-513-1225, 182-513-1380, 182-515-1507, 182-515-1509, 182-515-1512, 182-515-1514, and other related rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160, SB 5118, 65th legislature, 2017 regular session.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: SB 5118 was signed into law that increases the personal needs allowance based on the Social Security cost-of-living adjustment. This adjustment is subject to legislative funding. 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: Department of social and health services, aging and long-term support 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 Vance Taylor, P.O. Box 42716, Olym-

pia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, email vance.taylor@hca.wa.gov.

July 18, 2017
Wendy Barcus

WSR 17-15-103

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed July 18, 2017, 11:29 a.m.]

Subject of Possible Rule Making: WAC 308-124A-700 Application for a license—Fingerprinting.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.85.171.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Modify existing rule language to reflect how the program handles fingerprint cards and process.

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

Process for Developing New Rule: Parties interested in these proposed rules may contact the person listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jerry McDonald, Real Estate Program, Department of Licensing, P.O. Box 48053, Olympia, WA 98502-48053 [98504-8053], phone (360) 664-6526, email jmcDonald@dol.wa.gov.

July 18, 2017
Damon Monroe
Rules Coordinator

WSR 17-15-105

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed July 18, 2017, 11:59 a.m.]

Subject of Possible Rule Making: The department is planning to amend all necessary sections to implement annual adjustments to standards for the Washington basic food program and Washington combined application project (WASHCAP) for federal fiscal year 2018, including WAC 388-412-0015 General information about your food assistance allotments, 388-450-0185 What income deductions does the department allow when determining if I am eligible for food benefits and the amount of my monthly benefits?, 388-450-0190 How does the department figure my shelter cost income deduction for basic food?, 388-450-0195 Does the department use my utility costs when calculating my basic food or WASHCAP benefits?, 388-478-0060 What are the income limits and maximum benefit amounts for basic food?, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.005, 74.04.050, 74.04.055, 74.04.057, 74.04.500, 74.04.510, 74.08.090, 74.08A.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: These standard adjustments are required by federal regulations and approved department waivers. Under federal regulations, these standards must be adjusted annually in order to determine a client's eligibility and benefit level for the Washington basic food program or WASHCAP.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Agriculture, Food and Nutrition Service (FNS) annually adjusts income and payment standards, the standard deduction, and maximum shelter deductions for the upcoming federal fiscal year. FNS also requires that the department adjust the Supplemental Nutrition Assistance Program utility allowance and WASHCAP standards on an annual basis. DSHS adopts the new FNS standards into administrative rule. The department adjusts WASHCAP standards as required under the department's approved waiver based on changes to the consumer price index.

The department will update the current standard utility allowance (SUA) for basic food, adjusting for inflation for the various utilities included in the SUA deduction and submitting proposed standards to FNS for approval. The standards approved by FNS will be adopted by the department for use in determining monthly benefits for basic food and WASHCAP.

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 Holly St. John, Policy Analyst, Community Services Division, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4895, fax (360) 725-4904, email stjohhc@dshs.wa.gov.

July 17, 2017
Katherine I. Vasquez
Rules Coordinator

WSR 17-15-119
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR AND CANNABIS
BOARD

[Filed July 19, 2017, 8:56 a.m.]

Subject of Possible Rule Making: The Washington state liquor and cannabis board (WSLCB) is considering rule changes in chapter 314-60 WAC, Public records, as a result of upcoming changes to laws from the passage of HB [EHB]

1595 (chapter 304, Laws of 2017) during the 2017 legislative session.

Statutes Authorizing the Agency to Adopt Rules on this Subject: HB [EHB] 1595 (chapter 304, Laws of 2017) and RCW 34.05.220, 42.56.040, 66.08.030, and 66.08.050.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules must be consistent with changes to laws passed by the legislature. Changes to public records rules in chapter 314-60 WAC are needed to adapt rule requirements to changes in the law due to the passage of HB [EHB] 1595 (chapter 304, Laws of 2017) to ensure the proper function of WSLCB's public records division and applicability of charges for requested records when appropriate. WSLCB will do a review of chapter 314-60 WAC in conjunction with this rule making and make other clarifying and technical changes as necessary.

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Joanna Eide, Policy and Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, rules@lcb.wa.gov, (360) 664-1622, fax (360) 664-9689.

July 19, 2017
Jane Rushford
Chair

WSR 17-15-120
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR AND CANNABIS
BOARD

[Filed July 19, 2017, 8:56 a.m.]

Subject of Possible Rule Making: The Washington state liquor and cannabis board (WSLCB) is considering rule changes related to advertising due to the changes in advertising requirements and restrictions and rule-making directives passed by the legislature in ESSB 5131 (chapter 317, Laws of 2017) during the 2017 legislative session.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 69.50.342 and 69.50.345, and ESSB 5131, section 14, chapter 317, Laws of 2017.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The passage of ESSB 5131 during the 2017 legislative session requires WSLCB to adopt rules to create a penalty structure for advertising violations, implement the changes to advertising restrictions and requirements, and adjust current rules to reflect changes to the law. ESSB 5131 becomes effective on July 23, 2017. Changes to rules may also provide further clarification of the changes to laws made by the legislature, definitions, and other technical and clarifying changes to rules related to advertising.

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by

contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Joanna Eide, Policy and Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, rules@lcb.wa.gov, (360) 664-1622, fax (360) 664-9689.

July 19, 2017
Jane Rushford
Chair

WSR 17-15-121

PREPROPOSAL STATEMENT OF INQUIRY LIQUOR AND CANNABIS BOARD

[Filed July 19, 2017, 8:56 a.m.]

Subject of Possible Rule Making: The Washington state liquor and cannabis board (WSLCB) is considering rule changes in chapter 314-55 WAC as a result of changes to laws that will occur due to bills passed during the 2017 legislative session. Other technical, clarifying, and needed changes to rules identified by staff and stakeholders will be addressed, incorporating the CR-101 filed as WSR 16-15-035 into this rule making.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 69.50.342 and 69.50.345.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules must be consistent with changes to laws passed by the legislature. Several bills were passed during the 2017 legislative session that require adjustments to rules and direct WSLCB to engage in rule making. Additionally, other changes to rules may be proposed to ensure that rules are clear and accurately reflect agency intent, and to address needed changes identified by staff and stakeholders in this developing industry.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Coordination with the Washington state department of health and the Washington state department of agriculture may be necessary. WSLCB will consult and partner with these agencies as appropriate.

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Joanna Eide, Policy and Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, rules@lcb.wa.gov, (360) 664-1622, fax (360) 664-9689.

July 19, 2017
Jane Rushford
Chair

WSR 17-15-122

PREPROPOSAL STATEMENT OF INQUIRY WASHINGTON STATE UNIVERSITY

[Filed July 19, 2017, 9:08 a.m.]

Subject of Possible Rule Making: The university is updating the rules regarding public records.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.30.150.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The university is updating the procedures regarding requests for public records from Washington State University.

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

Process for Developing New Rule: Reviewed internally at many levels before proposal.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Deborah L. Bartlett, Director, Office of Procedures, Records, and Forms and University Rules Coordinator, P.O. Box 641225, Pullman, WA 99164-1225, phone (509) 335-2005, fax (509) 335-3969, email prf.forms@wsu.edu.

A public hearing will be held to permit comment to all proposed rules and revisions. There will be an opportunity to provide written comments to the proposed rules.

July 19, 2017
D. Bartlett, Director
Procedures, Records, and Forms
and University Rules Coordinator

WSR 17-15-130

PREPROPOSAL STATEMENT OF INQUIRY UNIVERSITY OF WASHINGTON

[Filed July 19, 2017, 9:51 a.m.]

Subject of Possible Rule Making: Chapter 478-116 WAC, Parking and traffic rules of the University of Washington, Seattle.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.10.560 and 28B.20.130.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The University of Washington is considering amending the parking and traffic rules of the University of Washington, Seattle, in order to update and clarify sections of this chapter. The parking and traffic rules are needed to govern motorized and nonmotorized vehicle traffic and parking on lands and facilities of the University of Washington in Seattle, Washington. These rules protect and control pedestrian and vehicular traffic on the university campus, assure access at all times for emergency vehicles and equipment, facilitate the operation of the university, minimize traffic disturbances, allocate and promote the efficient use of limited parking space, protect state property and encourage and support travel to the campus by means other than single occupancy vehicles.

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. Written comments or inquiries may be directed to Barbara Lechtanski, Director of Rules Coordination, by mail University of Washington, Rules Coordination Office, [P.O.] Box 351210, Seattle, WA 98195-1210, or email rules@uw.edu.

July 19, 2017
Barbara Lechtanski
Director of Rules Coordination

WSR 17-15-132
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed July 19, 2017, 10:06 a.m.]

Subject of Possible Rule Making: Chapter 246-470 WAC, Prescription monitoring program (PMP), the department of health (DOH) is considering revising existing rules to expand the exchange of PMP data to DOH personnel, health care entities, and others to support coordination of care, patient safety, and quality improvement initiatives described in sections 9 and 10 of ESHB 1427, (chapter 297, Laws of 2017).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.225.025.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: ESHB 1427 expands the authority for DOH to provide data from the PMP database and exchange the same data with certain groups, entities, and governmental agencies. Revising exiting [existing] rules would enhance patient safety, support coordination of care, and assist in quality improvement initiatives designed to address opioid prescribing practices.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Drug Enforcement Agency, Washington state health care authority, and Washington state department of labor and industry [industries]. These partners will be invited to participate in rule-making activities.

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 joining the PMP GovDelivery system which can be accessed from the PMP web page at <http://www.doh.wa.gov/PMP> or by contacting Gary Garrety, PMP Operations Manager, P.O. Box 7852, Olympia, WA 98504-7852, phone (360) 236-4802, email gary.garrety@doh.wa.gov.

July 19, 2017
John Wiesman, DrPH, MPH
Secretary

WSR 17-15-133

PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF AGRICULTURE

[Filed July 19, 2017, 10:07 a.m.]

Subject of Possible Rule Making: The department is proposing to create new rules specific to marijuana-infused edibles (MIE) as a result of legislation recently passed during the 2017 legislative session. The rules must be written and interpreted to be consistent with rules adopted by the board and department of health.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 138, Laws of 2017.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The 2017 legislature passed SHB 1462 adding authority to the department of agriculture to regulate the sanitary processing of MIEs. The MIE legislation is effective July 23, 2017, except for section 4 which will become effective April 1, 2018. This rule making is necessary to accomplish the requirements outlined in SHB 1462.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington state department of health, Washington state liquor and cannabis board, Washington state department of licensing, local health jurisdictions: Food safety, cannabis and licensing officials from these organizations will be notified about the rule-making process through our rule-making advisory committee, food safety taskforce committee and outreach notifications. Washington state department of agriculture will ask members from these organizations to participate in our rule-making process.

Process for Developing New Rule: The agency is developing the rule in coordination with stakeholders.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Claudia Coles, Policy/External Affairs Advisor, Washington State Department of Agriculture, Food Safety and Consumer Services Division, P.O. Box 42560, Olympia, WA 98504-2560, email ccoles@agr.wa.gov, phone (206) 321-1124.

July 19, 2017
Dr. Candace A. Jacobs
Assistant Director
Food Safety and
Consumer Services Division