

**WSR 17-21-002**  
**WITHDRAWAL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF HEALTH**

[Filed October 5, 2017, 11:06 a.m.]

The department of health (department) is withdrawing the following preproposal statement of inquiry (CR-101): Chapter 246-812 WAC in WSR 16-23-098 on November 17, 2016; and WSR 17-16-121 on July 31, 2017.

The CR-101s are being withdrawn as the board of denturists has authorized the filing of a third CR-101 on chapter 246-812 WAC. It has been determined that it would be more efficient to repeal [withdraw] WSR 16-23-098 and 17-16-121 and begin the rules process on a new CR-101 that will encompass the complete chapter review.

If you have any questions, please contact Vicki Brown, program manager for the board of denturists, at 360-236-4865.

Tami M. Thompson  
 Regulatory Affairs Manager

**WSR 17-21-004**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF HEALTH**

(Board of Denture Technology)

[Filed October 5, 2017, 11:31 a.m.]

Subject of Possible Rule Making: Chapter 246-812 WAC, Board of denturists, the board of denturists (board) is reviewing the chapter consistent with the five-year rule review under RCW 43.70.041 and considering possible new rules on the use of initials following a licensed denturist's name, license denials, withdrawing an application, license reinstatement and appeals.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.30.065.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The board is reviewing the chapter consistent with the five-year rule review under RCW 43.70.041. In addition, the board will consider possible new rules on the use of initials following a licensed denturist's name, license denials, withdrawing an application, license reinstatement and appeals. This inquiry will replace and incorporate the subject matter of two prior CR-101 filings: WSR 16-23-098 filed on November 17, 2016; and WSR 17-16-121 filed on July 31, 2017.

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 Vicki Brown, Program Manager, P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-4865, fax 360-236-2901, TTY 360-833-6388 or 711, email vicki.brown@doh.wa.gov, web site www.doh.wa.gov,

<https://public.govdelivery.com/accounts/WADOH/subscriber/new>.

Additional comments: Interested parties can be added to the govdelivery list by subscribing at <https://public.govdelivery.com/accounts/WADOH/subscriber/new>.

October 5, 2017  
 Trina Crawford  
 Executive Director

**WSR 17-21-005**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**SHORELINE COMMUNITY COLLEGE**

[Filed October 5, 2017, 12:55 p.m.]

Subject of Possible Rule Making: Chapter 132G-116 WAC, Parking and traffic rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 34.05 RCW et seq., RCW 28B.50.11 and 28B.50.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Much of the current code has not been updated since 1993 and no longer reflects the best practices related to safety with regards to parking and traffic on campus.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None identified. The state board for community and technical colleges has general supervision and control over the state system of community and technical colleges but does not regulate each individual college's rule making.

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 Veronica Zura, 16101 Greenwood Avenue North, phone 206-546-4769, fax 206-546-5850, TTY 206-546-4520, email [scrulemaking@shoreline.edu](mailto:scrulemaking@shoreline.edu).

October 5, 2017  
 Veronica Zura  
 Director of Human Resources

**WSR 17-21-010**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**WASHINGTON STATE PATROL**

[Filed October 6, 2017, 8:23 a.m.]

Subject of Possible Rule Making: Standardization of sexual assault kits for the state of Washington.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.43.545, 43.43.546.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Washington state patrol (WSP) has been mandated to create, operate and participate in a statewide sexual assault kit (SAK) tracking system for the purpose of tracking the location and status of SAKs throughout the criminal justice system. Rules are needed to

ensure all SAKs used within the state of Washington are standardized for barcode tracking in the SAK tracking system.

Process for Developing New Rule: WSP welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, WSP will file a proposed rule making (CR-102) with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent 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 Dr. Stephen Guest, 2203 Airport Way South, Seattle, WA 98134, email Stephen.Guest@wsp.wa.gov.

October 4, 2017  
John R. Batiste  
Chief

the act's default copy fee schedule the agency must have a rule declaring it is not calculating the actual copying costs because to do so would be unduly burdensome.

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 Debbie Montgomery, 150 Israel Road S.W., Tumwater, WA, phone 360-665-7815 [360-725-7815], TTY 360-664-8126, email Debbie.montgomery@dfi.wa.gov, web site www.dfi.wa.gov.

October 6, 2017  
Charles Clark  
Agency Deputy Director

### WSR 17-21-011

#### WITHDRAWAL OF

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

(Nursing Care Quality Assurance Commission)

[Filed October 6, 2017, 8:32 a.m.]

This serves as notice of the nursing care quality assurance commission's (commission) request to withdraw the CR-101 for WAC 246-840-010, 246-841-400 through 246-841-595, and 246-842-100 through 246-842-210, regarding nursing assistant program requirements. The commission filed the CR-101 on May 17, 2016. The code reviser's office published the CR-101 as WSR 16-11-087. The commission anticipates legislation for the 2018 session to affect this rule writing.

Individuals requiring information on this rule should contact Carole Reynolds at 360-236-4785 or Carole.Reynolds@doh.wa.gov.

Tami M. Thompson  
Regulatory Affairs Manager

### WSR 17-21-013

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF FINANCIAL INSTITUTIONS

[Filed October 6, 2017, 4:21 p.m.]

Subject of Possible Rule Making: Amending the agency's public records chapter 208-12 WAC to be consistent with recent amendments to the Public Records Act, chapter 42.56 RCW; and making technical changes as needed.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.320.040, 42.56.040, 42.56.100, and 42.56-120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Chapter 304, Laws of 2017 (EHB 1595) amended the act to require that if an agency uses

### WSR 17-21-016

#### PREPROPOSAL STATEMENT OF INQUIRY HEALTH CARE AUTHORITY

(Washington Apple Health)

[Filed October 9, 2017, 8:43 a.m.]

Subject of Possible Rule Making: WAC 182-501-0135 Patient review and coordination (PRC), 182-502-0160 Billing a client, and other related rules as appropriate.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is amending WAC 182-501-0135 Patient review and coordination (PRC), to update policy and remove outdated information. The agency is amending WAC 182-502-0160 Billing a client, specifically subsection (6)(d), to align the language with changes being proposed to WAC 182-501-0135. During the course of this review, the agency may identify additional related 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, Olympia, WA 98504-2716, phone 360-725-1346, fax 360-586-9727, TTY 1-800-848-5429, email katherine.pounds@hca.wa.gov, web site <https://www.hca.wa.gov/about-hca/rulemaking>.

October 9, 2017  
Wendy Barcus  
Rules Coordinator

**WSR 17-21-017**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**RETIREMENT SYSTEMS**

[Filed October 9, 2017, 9:58 a.m.]

Subject of Possible Rule Making: Annual notification of accumulated service credits.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.50.050 and 41.50.065.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To update the process of providing annual notification to members in accordance with RCW 41.50.065.

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 Jilene Siegel, Department of Retirement Systems, P.O. Box 48380, Olympia, WA 98504-8380, phone 360-664-7291, TTY 711, email Rules@drs.wa.gov, web site [www.drs.wa.gov/rules/](http://www.drs.wa.gov/rules/).

October 9, 2017  
 Jilene Siegel  
 Rules Coordinator

**WSR 17-21-018**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF HEALTH**

[Filed October 9, 2017, 9:59 a.m.]

Subject of Possible Rule Making: WAC 246-976-420 Trauma registry—Department responsibilities and 246-976-430 Trauma registry—Provider responsibilities, the department of health (department) is considering amendments to update rules to improve data quality, better align with trauma.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.168.050 and 70.168.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: WAC 246-976-420 and 246-976-430 were last updated in 2014. Since then several changes have occurred that may require rule revisions. The department is considering updating rules to: (1) More closely align with the national trauma data standards; (2) improve alignment with the new registry collection software (Collector V5) that allows for changes in the international classification of disease (ICD-10); (3) remove outdated or unnecessary data elements; and (4) add new data elements to improve data quality and overall trauma system evaluation. It is anticipated that the rule amendments being considered will benefit the public's health by ensuring participating providers will collect and report trauma data based on current industry standards culminating in stronger trauma system assessment for Washington state.

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 Tim Orcutt, P.O. Box 47853, Olympia, WA 98504-7853, phone 360-236-2874, TTY 360-833-6388 or 711, email [tim.orcutt@doh.wa.gov](mailto:tim.orcutt@doh.wa.gov), web site see additional comments.

Additional comments: Interested parties may participate in the development of draft rules prior to a formal proposal by joining the trauma program listserv, attending workshops, and providing input on draft and proposed materials. Interested parties may receive information on how to participate by contacting Tim Orcutt, Nurse Advisor, Department of Health, P.O. Box 47853, Olympia, WA 98504-7853, phone 360-236-2874, fax 360-236-2830, e-mail [tim.orcutt@doh.wa.gov](mailto:tim.orcutt@doh.wa.gov). For further information <http://www.doh.wa.gov/ForPublicHealthandHealthcareProviders/EmergencyMedicalServicesEMSSystems/TraumaSystem/TraumaRegistry>.

October 6, 2017  
 John Wiesman, DrPH, MPH  
 Secretary

**WSR 17-21-021**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HORSE RACING COMMISSION**

[Filed October 9, 2017, 2:04 p.m.]

Subject of Possible Rule Making: WAC 260-80-140 Disturbing the peace.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To amend the language to expand a violation to add improper conduct.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Douglas L. Moore, 6326 Martin Way, Suite 209, Olympia, WA 98516, phone 360-450-6462, fax 360-450-6461, TTY 360-450-6462, email [doug.moore@whrc.state.wa.us](mailto:doug.moore@whrc.state.wa.us), web site [www.whrc.wa.gov](http://www.whrc.wa.gov); or Amanda Benton, 6326 Martin Way, Suite 209, Olympia, WA 98516, phone 360-450-6462, fax 360-450-6461, TTY 360-450-6462, email [amanda.benton@whrc.state.wa.us](mailto:amanda.benton@whrc.state.wa.us), web site [www.whrc.wa.gov](http://www.whrc.wa.gov).

October 9, 2017  
 Douglas L. Moore  
 Executive Secretary

**WSR 17-21-031**  
**WITHDRAWAL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HORSE RACING COMMISSION**

[Filed October 11, 2017, 10:53 a.m.]

The Washington horse racing commission would like to withdraw from publication our proposed rule making (CR-102) [preproposal statement of inquiry (CR-101)], WSR 17-21-021, filed on October 9, 2017.

Douglas L. Moore  
 Executive Secretary

**WSR 17-21-033**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**PARKS AND RECREATION**  
**COMMISSION**

[Filed October 11, 2017, 3:34 p.m.]

Subject of Possible Rule Making: State parks staff will review chapter of administrative rules, chapter 352-37 WAC.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Washington state parks will conduct a review of administrative rules relating to the Seashore Conservation Area to clarify or modify rules. The review may result in changes to reflect current practice.

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 Ed Girard, 1111 Israel Road S.W., Olympia, WA 98504, phone 360-902-8847, email Ed.Girard@parks.wa.gov.

October 11, 2017  
 Valeria Evans  
 Management Analyst

**WSR 17-21-034**  
**WITHDRAWAL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**

[Filed October 12, 2017, 9:19 a.m.]

The health care authority (HCA) requests withdrawal of the preproposal statement of inquiry filed as WSR 17-16-049, distributed in the 17-16 State Register, regarding chapter 182-04 WAC, Public records. HCA will refile a revised preproposal statement of inquiry.

Wendy L. Barcus  
 Rules Coordinator

**WSR 17-21-035**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**

[Filed October 12, 2017, 9:29 a.m.]

Subject of Possible Rule Making: Chapter 182-04 WAC, Public records; and other related rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160, chapter 42.56 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is amending its rules relating to public records to conform with EHB 1595 (65th legislature, 2017 regular session). During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Melinda Froud, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-1408, fax 360-586-9727, TTY 1-800-848-5429, email melinda.froud@hca.wa.gov, web site www.hca.wa.gov/about-hca/rulemaking.

October 12, 2017  
 Wendy Barcus  
 Rules Coordinator

**WSR 17-21-036**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HORSE RACING COMMISSION**

[Filed October 12, 2017, 10:41 a.m.]

Subject of Possible Rule Making: WAC 260-60-640 Claimed horse—In whose interest run—Delivery and passage of title.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule conflicts with a new adoption to WAC 260-60-460 and needs to be amended to remain consistent with other sections.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Douglas L. Moore, 6326 Martin Way, Suite 209, Olympia, WA 98516, phone 360-450-6462, fax 360-450-6461, TTY 360-450-6462, email doug.moore@whrc.state.wa.us, web site www.whrc.wa.gov; or Amanda Benton, 6326 Martin Way, Suite 209, Olympia, WA 98516, phone 360-450-6462, fax 360-450-6461, TTY 360-450-

6462, email [amanda.benton@whrc.state.wa.us](mailto:amanda.benton@whrc.state.wa.us), web site [www.whrc.wa.gov](http://www.whrc.wa.gov).

October 12, 2017  
Douglas L. Moore  
Executive Secretary

**WSR 17-21-045**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**PROFESSIONAL EDUCATOR**  
**STANDARDS BOARD**

[Filed October 13, 2017, 9:39 a.m.]

Subject of Possible Rule Making: Amending chapter 181-02 WAC, Teacher assessment requirements for content/subject matter tests.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Improving access and assuring high standards for teachers.

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 David Brenna, 600 Washington Street, Olympia, WA, phone 360-725-6238, fax 360-586-4548, email [david.brenna@k12.wa.us](mailto:david.brenna@k12.wa.us), web site [www.pesb.wa.gov](http://www.pesb.wa.gov).

October 13, 2017  
David Brenna  
Senior Policy Analyst

**WSR 17-21-051**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**COMMISSION ON**  
**ASIAN PACIFIC AMERICAN AFFAIRS**

[Filed October 13, 2017, 12:33 p.m.]

Subject of Possible Rule Making: Amending WAC 34-02-010 Organization and operation of the commission on Asian-American affairs, 34-02-040 Communications with the commission, 34-04-010 Purpose, 34-04-020 Definitions, 34-04-080 Copying and 34-04-120 Adoption of form, to implement the state legislature's new Public Records Act requirement and begin using the amended statutory default fee schedule in SHB 1595.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.117.050.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To update the commission's office locations, update name of the commission, and to adopt the new fee schedule for public records requests established in RCW 42.56.120, as amended by section 3, chapter 304, Laws of 2017.

Process for Developing New Rule: Commission on Asian Pacific American affairs (CAPAA) welcomes the public to take part in developing the rules. Anyone interested

should contact the staff person identified below. At a later date, CAPAA 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 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 Michael Itti, Executive Director, P.O. Box 40925, Olympia, WA 98504, phone 360-725-5666, email [michael.itti@capaa.wa.gov](mailto:michael.itti@capaa.wa.gov), web site <https://capaa.wa.gov>.

October 13, 2017  
Michael Itti  
Executive Director

**WSR 17-21-053**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Filed October 13, 2017, 2:48 p.m.]

Subject of Possible Rule Making: Amending WAC 220-340-500 Commercial ocean pink shrimp trawl fishery—Coastal waters.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.055, 77.12.045, and 77.12.-047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department wants to amend WAC 220-340-500 to ensure that the rules for the commercial ocean pink shrimp trawl fishery are consistent with marine fish and shellfish resource conservation and fishery sustainability.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Coordination occurs through an informal ad hoc process with National Marine Fisheries Service and Oregon department of fish and wildlife.

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 Lorna Wargo, 48 Devonshire Road, phone 360-249-1221, fax 360-249-1229, email [Lorna.Wargo@dfw.wa.gov](mailto:Lorna.Wargo@dfw.wa.gov); or Dan Ayres, 48 Devonshire Road, phone 360-249-1209, fax 360-249-1229, email [Daniel.Ayres@dfw.wa.gov](mailto:Daniel.Ayres@dfw.wa.gov).

October 13, 2017  
Scott Bird  
Rules Coordinator

**WSR 17-21-075**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF HEALTH**

[Filed October 16, 2017, 2:11 p.m.]

Subject of Possible Rule Making: Title 246 WAC, the department of health (department) is considering creating

new rules to implement chapter 220, Laws of 2017 (SSB 5514), Emergency department patient care information—Department of health collection—Confidentiality, by establishing reporting and data release requirements for emergency department data collection. This data collection and release process is called syndromic surveillance. As required by SSB 5514, the department will consider current and emerging national standards when developing proposed rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: SSB 5514 (chapter 220, Laws of 2017).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In 2017, the Washington state legislature adopted SSB 5514, which mandates the automated, electronic reporting of patient visit data from Washington state emergency departments to the department. Prior to the passage of SSB 5514, such reporting was a voluntary activity funded through the Centers for Medicare and Medicaid Services and defined through the Public Health Information Network and Washington state messaging guides. Rules may be needed to effectively implement the provisions of SSB 5514 and standardize emergency department data reporting, collection, and release in Washington state.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: SSB 5514 requires the department to adopt rules to establish standards for data reporting for Washington state emergency departments and for data release. The Centers for Disease Control and Prevention and the Centers for Medicare and Medicaid Services also maintain a regularly updated messaging guide for syndromic surveillance data reporting, which the department incorporates into the state messaging guide. Additionally, the state syndromic surveillance program works closely with national partners to standardize surveillance practices.

Process for Developing New Rule: The department will use a collaborative rule-making process to develop the proposed rules including conducting tailored messaging to solicit comments from interested parties.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Amanda Dylina Morse, 1610 N.E. 150th Street, Shoreline, WA 98155, phone 206-437-2045, TTY 360-833-6388 or 711; or Kevin Wickersham, 1610 N.E. 150th Street, Shoreline, WA 98155, phone 206-450-9827, email kevin.wickersham@doh.wa.gov.

Additional comments: <http://www.doh.wa.gov/ForPublicHealthandHealthcareProviders/HealthcareProfessionsandFacilities/PublicHealthMeaningfulUse/SyndromicSurveillance/RHINO>.

October 16, 2017

John Wiesman, DrPH, MPH  
Secretary

## WSR 17-21-086

### PREPROPOSAL STATEMENT OF INQUIRY

#### DEPARTMENT OF

#### SOCIAL AND HEALTH SERVICES

(Aging and Long-Term Support Administration)

[Filed October 17, 2017, 2:41 p.m.]

Subject of Possible Rule Making: The department is planning to amend chapter 388-97 WAC, Nursing homes, including WAC 388-97-1090 Direct care hours, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 18.20 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is notifying stakeholders that it plans to amend WAC 388-97-1090 in order to implement ESHB 1548. ESHB 1548 requires the department to create learning objectives and core competencies for training that are at least thirty hours in length which geriatric behavioral health workers must complete prior to being recognized in the minimum staffing requirements as part of the direct care service delivery. This training must be specific to the diagnosis and crisis management of residents with a mental health disorder, traumatic brain injury, dementia, or developmental disabilities, be outcome-based, and the effectiveness of the training must be measured through the use of a competency test. Standards for the approval of training that would meet these requirements will also be included.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Charles Demler, Policy Program Manager, P.O. Box 45600, Olympia, WA 98504-5600, phone 253-983-3837, fax 253-589-7240, email demlecs@dshs.wa.gov, web site <https://www.dshs.wa.gov/altsa>; or Amy Abbott, Office Chief of Policy, P.O. Box 45600, Olympia, WA 98504-5600, phone 360-725-2489, fax 360-407-1976, email beckeame@dshs.wa.gov, web site <https://www.dshs.wa.gov/altsa>.

October 17, 2017

Katherine I. Vasquez  
Rules Coordinator

**WSR 17-21-087****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF****SOCIAL AND HEALTH SERVICES**

(Aging and Long-Term Support Administration)

[Filed October 17, 2017, 2:47 p.m.]

Subject of Possible Rule Making: The department is planning to amend chapter 388-97 WAC, Nursing homes, including WAC 388-97-1000 Resident assessment, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 18.20 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is notifying stakeholders that it plans to amend WAC 388-97-1000 in order to update language to reflect requirements found in the Code of Federal Regulations related to electronic transmittal of the resident assessment instrument.

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

Process for Developing New Rule: The department of social and health services (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 Amy Abbott, Office Chief of Policy, P.O. Box 45600, Olympia, WA 98504-5600, phone 360-725-2489, fax 360-407-1976, email [beckeame@dshs.wa.gov](mailto:beckeame@dshs.wa.gov), web site <https://www.dshs.wa.gov/altsa>.

October 17, 2017  
Katherine I. Vasquez  
Rules Coordinator

**WSR 17-21-091****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF CORRECTIONS**

[Filed October 17, 2017, 4:07 p.m.]

Subject of Possible Rule Making: Amendments to chapter 137-25 WAC, Serious violations—Total and partial confinement facilities and chapter 137-28 WAC, Discipline—Prisons.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 72.01.090, 72.65.100, 72.09.130, and 9.94.-070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amendments to refine the definitions, rules and procedures related to general and serious infractions.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John Nispel, Contracts Administrator, P.O. Box 41114, phone 360-725-8365, fax 360-664-2009, email [john.nispel@doc.wa.gov](mailto:john.nispel@doc.wa.gov), web site [www.doc.wa.gov](http://www.doc.wa.gov).

October 17, 2017  
Jody Becker  
Deputy Secretary

**WSR 17-21-096****WITHDRAWAL OF  
PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

(Rehabilitation Administration)

[Filed October 18, 2017, 8:49 a.m.]

The rehabilitation administration requests the withdrawal of the preproposal statement of inquiry notice filed as WSR 17-01-132 on December 20, 2016 (chapter 388-891 WAC), regarding vocational rehabilitation services.

Katherine I. Vasquez  
Rules Coordinator

**WSR 17-21-097****PREPROPOSAL STATEMENT OF INQUIRY  
UTILITIES AND TRANSPORTATION  
COMMISSION**

[Docket UE-171033—Filed October 18, 2017, 8:51 a.m.]

Subject of Possible Rule Making: The purpose of this rule making is to implement ESSB 5939 which was passed and signed into law in the 2017 legislative session. The potential rule making would create a new chapter related to community solar companies in Title 480 WAC. The rule making would be limited to the provisions of ESSB 5939, including:

- Define "community solar company."
- Licensing, registration, revocation.
- Annual reporting.
- Recordkeeping.
- Consumer protection.
- Fees.
- Process to identify entities other than utilities that organize and administer community solar projects and those offered by investor-owned utilities.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 80.28, 82.16 RCW, and RCW 80.01.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The 2017 legislature passed legislation (ESSB 5939) adding a new section to chapter 80.28 RCW requiring community solar companies to register with the commission before engaging in business in this state or applying for certification from the Washington State University extension energy program. Registrations must be on a form prescribed by the commission and must occur on an annual basis. In addition, the commission is authorized to establish application processing fees and regulatory fees. Additionally, the commission may adopt rules to establish the solar company's responsibility for responding to consumer issues.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Washington State University extension energy program will be issuing community solar project certifications.

Process for Developing New Rule: The commission will ask for initial written comments by November 20, 2017, schedule a workshop if needed, and provide the opportunity for stakeholders to submit additional written comments on draft rules and 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 by contacting the Executive Director and Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504-7250, phone 360-664-1234, email records@utc.wa.gov, web site <https://www.utc.wa.gov/e-filing>.

Additional comments: **WRITTEN COMMENTS AND STAKEHOLDER WORKSHOP:** Written comments must be filed with the commission no later than 5 p.m., November 20, 2017, for consideration at the January 10, 2018, stakeholder workshop. Comments must be provided in electronic format. You may submit comments via the commission's web portal at <http://www.utc.wa.gov/e-filing> or by electronic mail to the commission's records center at records@utc.wa.gov. Please include:

- The docket number of this proceeding (UE-171033).
- The commenting party's name.
- The title and date of the comment or comments.

An alternative method for submitting comments is mailing or delivering an electronic copy to the commission's records center on a thumb drive, CD, or DVD in .pdf format (created using Adobe Acrobat or comparable software) or in Microsoft Word. Include all of the information requested above. The commission will post all comments on its web site. The web site is located at <http://www.utc.wa.gov/UE-171033>.

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, or (2) email the commission at records@utc.wa.gov. When contacting the commission, please refer to Docket UE-171033 to ensure that you are placed on the appropriate service list. Questions may

be addressed to Bridgit Feeser 360-664-1111 or email bfeeser@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 sending an email with your name, address, phone, referencing Docket UE-171033, and the words "Please keep me on the mailing list" to records@utc.wa.gov. Please note that all information in the mailings will be accessible through the commission's internet web site <http://www.utc.wa.gov/UE-171033>. **THOSE INTERESTED PERSONS WHO DO NOT RESPOND MAY NOT RECEIVE FURTHER MAILINGS OR INFORMATION ON THE RULE MAKING.**

October 18, 2017

Steven V. King

Executive Director and Secretary

#### WSR 17-21-098

#### PREPROPOSAL STATEMENT OF INQUIRY

#### DEPARTMENT OF

#### SOCIAL AND HEALTH SERVICES

(Rehabilitation Administration)

[Filed October 18, 2017, 8:53 a.m.]

Subject of Possible Rule Making: The department is proposing to create new sections and amend or repeal existing sections in chapter 388-891 WAC, Vocational rehabilitation services for individuals with disabilities, in order to inform customers about the services the department of vocational rehabilitation (DVR) provides, update customer rights and customer confidentiality, and update the conditions under which DVR provides or pays for services. The department will also create, amend, or repeal other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: 34 Code of Federal Regulations (C.F.R.), Part 361; 34 C.F.R., Part 363; 34 C.F.R., Part 397; RCW 74.29.020(8).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: DVR WAC needs to comply with federal vocational rehabilitation (VR) regulations requiring written policy (WAC) that defines the nature and scope of VR services, the criteria under which each service is provided or paid for, and the reasons for closing a case service record. The state Administrative Procedures [Procedure] Act (chapter 34.05 RCW) requires WAC when a state agency regulates the public or affects the rights or ability of the public to get services from a state agency. DVR is amending, repealing and adding WAC to meet federal and state requirements. WAC revisions are intended to clarify the scope of VR services and the conditions for DVR to provide or pay for them, as well as increase understanding of customer rights and customer confidentiality.



Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department will consult and coordinate with Washington state federally recognized tribes, United States Department of Education, Rehabilitation Services Administration, Washington state rehabilitation council, and Washington state department of services for the blind. Review and comment will be used for coordinating the rule-making process.

Process for Developing New Rule: DSHS - DVR invites the interested public to review and provide input on draft language of the rules. Draft material and information about how to participate may be obtained from the department representatives listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Michele Mulhern, senior manager, phone 360-725-3621, email mulhemi@dshs.wa.gov; or Robb St. Lawrence, policy and procedure specialist, phone 360-725-3620, email stlawm@dshs.wa.gov.

October 17, 2017  
Katherine I. Vasquez  
Rules Coordinator

#### WSR 17-21-100

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

[Filed October 18, 2017, 9:18 a.m.]

Subject of Possible Rule Making: The department is considering rule changes related to department lands - general rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.047, and 77.12.885.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amendments are needed to align with the Washington department of natural resources, whose lands we manage on the Wenas Wildlife Area in addition to our own lands.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington department of natural resources.

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 Eric Gardner, 600 Capitol Way North, Olympia, WA 98501, phone 360-902-2515, fax 360-902-2162, email wildthing@dfw.wa.gov, web site wdfw.wa.gov.

October 18, 2017  
Scott Bird  
Rules Coordinator

#### WSR 17-21-101

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES (Developmental Disabilities Administration)

[Filed October 18, 2017, 9:39 a.m.]

Subject of Possible Rule Making: The department is proposing to amend chapter 388-826 WAC, Voluntary placement program, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.12.030, 71A.12.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is amending chapter 388-826 WAC to clarify room and board requirements for children in the voluntary placement program, update program requirements, clarify language, and incorporate information about residential habilitation services.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Aging and long-term support administration.

Process for Developing New Rule: The department of social and health services (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 Chantelle Diaz, Developmental Disabilities Administration, P.O. Box 45310, Olympia, WA 98504-5310, phone 360-407-1589, fax 360-407-0955, TTY 1-800-833-6388, email Chantelle.Diaz@dshs.wa.gov.

October 17, 2017  
Katherine I. Vasquez  
Rules Coordinator

#### WSR 17-21-102

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed October 18, 2017, 9:50 a.m.]

Subject of Possible Rule Making: Chapter 196-16 WAC, Registered professional land surveyors.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.43.035.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In the interest of public safety and welfare, the edit to this rule will add the requirement that all licensed land surveyors must read the Survey Recording Act (chapter 58.09 RCW) and minimum standards for land boundary surveys and geodetic control surveys and guidelines for the preparation of land descriptions (chapter 332-130 WAC) as part of their professional development hours, and must attest that they have read them at the time of renewal.

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; and will be posted on our website and distributed through the BORPELS board and board staff. Interested parties may contact the individual listed below and the public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Julie Konnersman, P.O. Box 9025, Olympia, WA 98507-9025, phone 360-664-1507, fax 360-570-7098, TTY 711, email [jkonnersma@dol.wa.gov](mailto:jkonnersma@dol.wa.gov), web site <http://www.dol.wa.gov/business/engineerslandsurveyors/>.

October 18, 2017  
Damon Monroe  
Rules Coordinator

**WSR 17-21-103**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Children's Administration)  
[Filed October 18, 2017, 9:53 a.m.]

Subject of Possible Rule Making: The department is planning to amend WAC 388-06A-0110 Who must have background checks? and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.15.030, 43.43.832.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is planning to amend WAC 388-06A-0110 Who must have background checks?, to align with changes to RCW 74.15.030 and 43.43.832 which allow the department to complete background checks on individuals younger than sixteen years old when it is warranted to ensure the safety of children in foster care. Additional edits are being made to clarify the language.

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

Process for Developing New Rule: The department of social and health services (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 Chris Parvin, P.O. Box 45710, Olym-

pia, WA 98504, phone 360-407-5501, email [chris.parvin@dshs.wa.gov](mailto:chris.parvin@dshs.wa.gov).

October 17, 2017  
Katherine I. Vasquez  
Rules Coordinator

**WSR 17-21-104**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF LICENSING**

[Filed October 18, 2017, 9:54 a.m.]

Subject of Possible Rule Making: WAC 196-26A-040 Renewals for professional engineer and professional land surveyor licenses and 196-30-030 License renewals.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.43.035.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This change will instruct engineer, land surveyor and on-site wastewater design licensees to answer criminal history questions on the renewal application as a requirement for license renewal. This requirement is in the continued interest of public safety and welfare.

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; and will be posted on our website and distributed through the BORPELS board and board staff. Interested parties may contact the individual listed below and the public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Julie Konnersman, P.O. Box 9025, phone 360-664-1507, fax 360-570-7098, TTY 711, email [jkonnersma@dol.wa.gov](mailto:jkonnersma@dol.wa.gov), web site <http://www.dol.wa.gov/business/engineerslandsurveyors/>.

October 18, 2017  
Damon Monroe  
Rules Coordinator

**WSR 17-21-107**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Children's Administration)  
[Filed October 18, 2017, 10:06 a.m.]

Subject of Possible Rule Making: The department is planning to amend licensing regulations in WAC 388-148-1320 and create WAC 388-148-1321 due to new legislative requirements from the 2017 session.

The planned changes to WAC 388-148-1320 will require fingerprint-based background checks for all persons residing

in a home that will provide foster care for dependent youth who are sixteen years old and older.

The new legislation also requires the division of licensed resources (DLR) to issue provisional expedited licenses for individuals that were previously licensed within the last five years when they meet the specific criteria outlined in the law. In order to meet this requirement, the department plans to create new WAC 388-148-1321 that describes the criteria and process to obtain a provisional expedited license.

The department is planning to amend WAC 388-145-1325 to align the DLR WAC with legislation that went into effect on January 1, 2016. The legislation requires all group care agency employees to complete a fingerprint-based background check, if the agency takes placement of developmental disabilities administration (DDA) children. As any DLR licensed agency could potentially take placement of a DDA child, the decision was made to fingerprint all group care agency employees. This planned change will align the DLR WAC with the legislation and DLR's practice since January 1, 2016.

The department is planning to amend WAC 388-145-1805 based on recommendations from the children's administration regional medical consultants. The revised WAC will clarify that neither formula nor breastmilk can be warmed in a microwave oven. These changes are planned to ensure child safety.

The department may also create, amend, or repeal other related rules as may be required as part of this rule making.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.15.010, 74.15.030, 74.15.040, 74.15.090, 74.13.031, 74.39A.056, 43.43.832, and section 4, chapter 20, Laws of 2017, which will create a new section in chapter 74.15 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The revision to WAC 388-148-1320 and the creation of WAC 388-148-1321 are to implement the new 2017 legislative requirements. WAC 388-148-1320 now requires all persons residing in a foster home that are sixteen years or older to fingerprint. This will provide a more in-depth background check on sixteen and seventeen year olds in foster homes, to increase child safety. WAC 388-148-1321 will allow foster parents that were licensed in the previous five years and who meet the other eligibility requirements to be issued a provisional expedited licensed [license], much earlier than the current practice of obtaining a full foster care license. This will increase placement resources by allowing foster placements to be made in homes with an expedited license, while those homes continue to complete the full foster care license.

Revision to WAC 388-145-1325 is to align the DLR WAC with legislation that went into effect on January 1, 2016, that requires group care agency employees to complete a fingerprint-based background check when caring for DDA youth. Again because any DLR licensed agency could take placement of a DDA youth the decision was made to fingerprint all employees at all DLR licensed group care facilities.

Revision to WAC 388-145-1805 is to provide an additional safety requirement by clarifying that neither formula or breastmilk can be warmed in the microwave oven. This WAC change is specific to infant and child safety.

Process for Developing New Rule: The department of social and health services (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, DLR Program Manager [Manager], 1115 Washington Street S.E., P.O. Box 45710, Olympia, WA 98504-5710, phone 360-902-8349, fax 360-902-7903, email [wrightks@dshs.wa.gov](mailto:wrightks@dshs.wa.gov).

October 17, 2017  
Katherine I. Vasquez  
Rules Coordinator

**WSR 17-21-108**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF LICENSING**

[Filed October 18, 2017, 10:13 a.m.]

Subject of Possible Rule Making: WAC 308-108-150  
Driver training schools, curriculum schedule.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 46.82 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Existing language regarding instruction schedule is ambiguous. Amending rules to provide for consistency in application of rule.

Process for Developing New Rule: Parties interested in the formulation of these rules for proposal may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Casey Schaufler, P.O. Box 9027, Olympia, WA 98507, phone 360-664-6692, fax 360-570-4976, TTY 711, email [TSE@DOL.WA.GOV](mailto:TSE@DOL.WA.GOV), web site [dol.wa.gov](http://dol.wa.gov); or Sirena Walters, P.O. Box 9027, Olympia, WA 98507, phone 360-664-6692, fax 360-570-4976, TTY 711, email [TSE@dol.wa.gov](mailto:TSE@dol.wa.gov), web site [dol.wa.gov](http://dol.wa.gov) [[dol.wa.gov](http://dol.wa.gov)].

October 18, 2017  
Damon Monroe  
Rules Coordinator

**WSR 17-21-110**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**LIQUOR AND CANNABIS**  
**BOARD**

[Filed October 18, 2017, 10:45 a.m.]

Subject of Possible Rule Making: New section in chapter 314-12 WAC.

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: This rule making is a request from a stakeholder to allow the use of self-dispensing beer and wine machines at an on-premises licensed location.

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 Karen McCall, P.O. Box 43098, phone 360-664-1631, fax 360-664-9689, email rules@lcb.wa.gov, web site lcb.wa.gov.

October 18, 2017  
 Jane Rushford  
 Chair

**WSR 17-21-117**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF AGRICULTURE**

[Filed October 18, 2017, 11:04 a.m.]

Subject of Possible Rule Making: Chapter 16-305 WAC, Industrial hemp research program, the department is considering adding rule language to include monetary penalties and other sanctions for violations of statutory or regulatory requirements. ESSB 5131, effective July 23, 2017, grants the department rule-making authority necessary to impose monetary penalties in addition to license suspension or forfeiture. Penalties in existing chapter 16-305 WAC are limited to denial, suspension, or revocation of an applicant's license.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 15.120.035.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is considering adding in rule monetary penalties with a penalty matrix to address violations of chapter 15.120 RCW, and the rules adopted for the industrial hemp research program. For licensees, in addition to any technical assistance, monetary penalties may be necessary to deter violations.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The federal Drug Enforcement Administration (DEA) regulates the movement of industrial hemp across state lines. The department will work closely with DEA to ensure department rules are in compliance with DEA rules.

Process for Developing New Rule: The department will make available through its industrial hemp listserv <https://listserv.wa.gov/cgi-bin/wa?SUBED1=AGR-INDUSTRIAL->

HEMP&A=1 and on its web site <https://agr.wa.gov/LawsRules/Rulemaking/default.aspx>, opportunities for interested parties to provide input on the subject of this rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jeff Larsen, 1111 Washington Street S.E., Olympia, WA 98504-2560, phone 360-902-1960, fax 360-902-2085, TTY 711, email [jlarsen@agr.wa.gov](mailto:jlarsen@agr.wa.gov), web site <https://agr.wa.gov/LawsRules/Rulemaking/>; or Victor Shaul, 21 North 1st Avenue, Suite 203, Yakima, WA 98902-2663, phone 509-249-6950, fax 509-454-4395, TTY 711, email [vshaul@agr.wa.gov](mailto:vshaul@agr.wa.gov), web site <https://agr.wa.gov/LawsRules/Rulemaking/>.

October 18, 2017  
 Jason Ferrante  
 Assistant Director

**WSR 17-21-123**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**SUPERINTENDENT OF**  
**PUBLIC INSTRUCTION**

[Filed October 18, 2017, 11:57 a.m.]

Subject of Possible Rule Making: Chapter 392-300 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.400.305.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: SSB 5605 (2017) amended sections of RCW 28A.400.303, 28A.400.305, 28A.410.010 and added a new section to chapter 28A.400 RCW. Among other things, these amendments authorize school districts to request fingerprint criminal background checks on school volunteers and address the fees OSPI charges for administering the background checks and other applicable fees for obtaining the fingerprints. OSPI is considering amending chapter 392-300 WAC to align OSPI's background check rules with SSB 5605 and make further technical and substantive changes.

Process for Developing New Rule: Early solicitation of public comments and recommendations respecting new, amended or repealed rules and consideration of the comments and recommendations in the course of drafting rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Catherine Slagle, P.O. Box 47200, Olympia, WA 98504, phone 360-725-6136, fax 360-735-4201 [360-753-4201], TTY 360-6 [360-664-3631], email [Catherine.slagle@k12.wa.us](mailto:Catherine.slagle@k12.wa.us), web site [www.k12.wa.us](http://www.k12.wa.us).

October 18, 2017  
 Chris P. S. Reykdal  
 State Superintendent  
 of Public Instruction