

## WSR 18-04-031

## AGENDA

DEPARTMENT OF HEALTH  
STATE BOARD OF HEALTH

[Filed January 30, 2018, 1:08 p.m.]

This report details current and anticipated rule-making activities for the department of health (DOH) and the state board of health (SBOH). If you have any questions regarding this report or DOH rule-making activities, please contact Tami Thompson at 360-628-0096. If you have any questions regarding SBOH rule-making activities please contact Michelle Davis at 360-236-4105.

This agenda is for information purposes, and the noted dates of anticipated rule-making actions are estimates. Any errors in this agenda do not affect the rules and rule-making notices filed with the office of the code reviser and published in the Washington State Register. There may be additional DOH rule-making activities that cannot be forecasted as the department initiates rule making to implement new state laws, meet federal requirements, or meet unforeseen circumstances. See the "Key" at the end of the tables for explanations of terms and acronyms.

SBOH  
Rule Making

RCW or Session Law	Authority	WAC and Rule Title	CR-101 Filing WSR # and Date	CR-102 Filing WSR # and Date	CR-105 Filing WSR # and Date	CR-103 Filing WSR # and Date	Program Staff Contact
43.20.050	SBOH	Chapter 246-101 WAC, Notifiable conditions	17-09-050 4/17/2017				Alexandra Montano 360-236-4106 Vicki Bouvier 360-236-3011
28A.210.140 43.20.050	SBOH	WAC 246-105-040 Immunization of child care and school children against vaccine-preventable diseases	Anticipate filing January 2018				Alexandra Montano 360-236-4106 Michelle Harper 360-236-3483
43.20.050 70.119A.080	SBOH	WAC 246-203-130 Keeping of animals	09-17-132 8/19/2009	Anticipate filing 2018			Stuart Glasoe 360-236-4111
43.20.050 43.20.145	SBOH	WAC 246-215-09150 Employee restrooms— Toilet facilities	17-20-065 10/2/2017				Stuart Glasoe 360-236-4111 Peter Beaton 360-236-4031
70.90	SBOH	Chapter 246-260 WAC, Water recreation facilities; and chapter 246-262 WAC, Recreational water contact facilities	17-01-048 12/13/2016				Jun Naotsuka 360-236-3073 Stewart [Stuart] Glasoe 360-236-4111
43.20.050	SBOH	Chapter 246-390 WAC, Drinking water laboratory certification and data reporting	06-23-077 11/13/2006	18-03-175 1/23/2018 Hearing 3/14/2018			Stuart Glasoe 360-236-4111 Theresa Phillips 360-236-3147
43.20.050	SBOH	Chapter 246-290 WAC, Group A water supplies (poly-and perfluoroalkyl substances (PFAS))	18-01-080 12/15/2017				Stewart [Stuart] Glasoe 360-236-4111 Theresa Phillips 360-236-3147
70.83.030 43.20.050	SBOH	Chapter 246-650 WAC, Newborn screening (Pompe and MPS1 plus other statutory and modernization updates)	17-22-104 10/31/2017				Alexandra Montano 360-236-4106 John Thompson 206-418-5531

**DOH**  
**Rule Making**

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<b>Board of denturists</b>							
18.30.065	Board of denturists	Chapter 246-812 WAC, Board of denturists, reviewing the chapter consistent with the five year review. The use of initials following a licensed dentist names, license denials, withdrawing an application, license reinstatement and appeals	17-21-004 10/5/2017				Vicki Brown 360-236-4865
18.30.065	Board of denturists	WAC 246-812-480 Sexual misconduct, proposing revisions to clarify that forcible or nonconsensual acts are within the definition of sexual misconduct	Anticipate filing this period				Vicki Brown 360-236-4865
<b>Board of hearing and speech</b>							
18.35	Board of hearing and speech	Chapter 246-828 WAC, amending rules on definitions, examinations, interim permits, delegation, speech pathology assistant certification	17-16-125 7/31/2017				Bruce Bronske 360-236-4843
<b>Board of naturopathy</b>							
18.36A.160	Board of naturopathy	Chapter 246-836 WAC, considering the practice of nonsurgical cosmetic procedures in naturopathic practice	13-22-059 11/4/2013	Anticipate filing this period			Susan Gragg 360-236-4941
18.36A.160 [(1)](a) and (f)	Board of naturopathy	WAC 246-836-080 Continuing competency program	17-08-062 3/31/2017				Susan Gragg 360-236-4941
18.36A.160	Board of naturopathy	WAC 246-836-150 Full approval of colleges of naturopathic medicine	17-13-095 6/19/2017				Susan Gragg 360-236-4941
18.36A.160	Board of naturopathy	WAC 246-836-330, 246-836-340, 246-836-350, 246-836-360, 246-836-370, 246-836-380, 246-836-390, considering repealing outdated and redundant rule sections	17-13-092 6/19/2017	Anticipate filing this period			Susan Gragg 360-236-4941
<b>Board of nursing home administrators</b>							
18.52 18.130	Board of nursing home administrators	Chapter 246-843 WAC, Nursing home administrators, reopening the chapter to consider adding health services executive certification for licensure	17-16-084 8/16/2017				Kendra Pitzler 360-236-4723

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<b>Board of optometry</b>							
18.54.070 18.130.062 EO 06-02	Board of optometry	WAC 246-851-550 Sexual misconduct, updating the rule regarding misconduct outside the provider- patient relationship	17-07-047 3/8/2017	17-19-045 9/21/2017 Hearing 12/4/2018 [2017]		Anticipate filing this period	Loralei Walker 360-236-4647
18.54.070 18.340.020	Board of optometry	WAC 246-851-XXX, creating a temporary practice permit for military spouse optometrists	17-07-101 3/21/2017	18-03-153 1/23/2018 Hearing 3/23/2018			Loralei Walker 360-236-4647
<b>Board of osteopathic medicine and surgery</b>							
18.57.005 18.57A.020 (chapter 297, Laws 2017)	Board of osteopathic medicine and surgery	Chapters 246-853 and 246-854 WAC, amending sections of rule to establish requirements for prescribing opioid drugs by osteopathic physicians and osteopathic physicians assistants; pain management	17-17-139 8/22/2017				Brett Cain 360-236-4766
18.57.005 18.130.050 18.340.020	Board of osteopathic medicine and surgery	Chapter 246-853 WAC, chapter revisions; the board will consider issuing temporary practice permits for military spouses	17-24-016 11/27/2017				Brett Cain 360-236-4766
<b>Board of physical therapy</b>							
8.74.023 [18.74.023] 43.70.041	Board of physical therapy	Chapter 246-915 WAC, Physical therapists and physical therapist assistants; opening the chapter to consider general updates, revisions, and housekeeping amendments	15-02-054 1/5/2015	Anticipate filing this period			Kris Waidely 360-236-4847
<b>Chiropractic quality assurance commission</b>							
18.25.0171 18.130.050	Chiropractic quality assurance commission	WAC 246-808-020, 246-808-030, 246-808-040, 246-808-050, 246-808-060, 246-808-070; early remediation	17-02-045 12/29/2016				Leann Yount 360-236-4856
18.25.0171 18.130.050	Chiropractic quality assurance commission	WAC 246-808-010 et al, publicity and advertising; aligning rules with current law and practice standards	16-23-120 12/7/2016				Leann Yount 360-236-4856
18.25.0171 18.130.050	Chiropractic quality assurance commission	WAC 246-808-105 et al, aligning rules with current law and practice standards; and adding military temporary practice permits	16-21-080 10/18/2016	Anticipate filing this period			Leann Yount 360-236-4856
18.25.0171 18.130.050	Chiropractic quality assurance commission	WAC 246-808-320 et al, standard of care; aligning rules with current law and practice	16-21-066 10/17/2016	Anticipate filing this period			Leann Yount 360-236-4856

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18.25.0171 18.130.050	Chiropractic quality assurance commission	WAC 246-808-540 et al, business practices; aligning rules with current law and practice [standards]	16-23-106 11/17/2016	Anticipate filing this period			Leann Yount 360-236-4856
18.25.0171	Chiropractic quality assurance commission	WAC 246-808-545, allowing a time of service discount for patients paying at the time of their appointment	14-22-046 10/30/2014				Leann Yount 360-236-4856
18.25.0171 18.130.050(1) and (12)	Chiropractic quality assurance commission	WAC 246-808-550 Future care contracts prohibited, considering revising the current rule to clarify the requirements for future care contracts	10-06-017 2/22/2010	Anticipate filing this period			Leann Yount 360-236-4856
18.25.0171 18.130.050	Chiropractic quality assurance commission	WAC 246-808-600 et al, Publicity and advertising, aligning rules with current law and practice standards	16-23-120 12/7/2016				Leann Yount 360-236-4856
<b>Dental quality assurance commission</b>							
18.32.002 18.32.0357 18.32.0365 (chapter 297, Laws of 2017)	Dental quality assurance commission	Chapter 246-817 WAC, establishing requirements for prescribing opioids by dentists, and possible amendments to the current pain management rules	17-17-140 8/22/2017				Jennifer Santiago 360-236-4893
18.32.002 18.32.0357 18.32.0365 18.32.180	Dental quality assurance commission	WAC 246-817-420 Specialty representation, recognizing areas of dental specialty	17-23-124 11/17/2017				Jennifer Santiago 360-236-4893
18.32.002 18.32.0357 18.32.0365 18.32.180	Dental quality assurance commission	WAC 246-817-440 Dentist continuing education requirements, clarifying requirements for renewal of a dentist license	16-16-031 7/25/2016	Anticipate filing this period			Jennifer Santiago 360-236-4893
18.32.002 18.32.0365	Dental quality assurance commission	WAC 246-817-601 et al, Infection control, updating practice standards to prevent disease transmission in oral health care	16-19-021 9/9/2016	Anticipate filing this period			Jennifer Santiago 360-236-4893
18.32.002 18.32.0365 18.32.640	Dental quality assurance commission	WAC 246-817-701 through 246-817-790, revising rules on administration of anesthetic agents for dental procedures	17-17-089 8/17/2017				Jennifer Santiago 360-236-4893
18.32.002 18.32.0365 (chapter 262, Laws of 2017)	Dental quality assurance commission	WAC 246-817-XXX Suicide prevention education, creating a new rule section establishing a one-time training for dentists in suicide prevention	17-19-011 9/7/2017	Anticipate filing this period			Jennifer Santiago 360-236-4893

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<b>DOH</b>							
SSB 5514 (chapter 220, Laws of 2017)	DOH	Chapter 246-XXX WAC, establishing a new chapter relating to rapid health [health] information network data reporting	17-21-075 10/16/2017				Amanda Morse 206-437-2045
70.345.075 43.70.040	DOH	Title 246 WAC, creating a new section or sections of rule to establish nicotine content measurement standards for closed system nicotine containers used with vapor products	17-15-26 [17-15-026] 6/7/2017	Anticipate filing this period			Stacia Wasmundt 360-236-2568
18.130.175	DOH	Chapter 246-XXX WAC, establishing new rules for the Washington recovery and monitoring program	Anticipate filing this period				Noel Webster 360-236-2881
43.70 18.130 18.155 34.05	DOH	Chapter 246-10 WAC, Administrative procedures adjudicative proceedings; a chapter review which may include: Clarification, streamlining, modernization, and implementation of ESHB 1381 (chapter 109, Laws of 2013)	14-09-019 4/7/2014	Anticipate filing this period			Tami Thompson 360-236-4044
43.70 18.130 18.155 34.05	DOH	Chapter 246-11 WAC, Model procedural rules for adjudicative proceedings conducted under the authority of a board or commission having disciplinary authority under the Uniform Disciplinary Act, a chapter review, which may include clarification, streamlining, and modernization of the rules	14-09-020 4/7/2014	Anticipate filing this period			Tami Thompson 360-236-4044
43.70.280	DOH	Chapter 246-12 WAC, Administrative procedures and requirements for credentialed health care providers	17-10-007 4/20/2017				Nancy Elliott 360-236-4878
43.70.280	DOH	WAC 246-12-XXX Closure of abandoned incomplete health care credential applications	17-10-045 4/28/2017				Nancy Elliott 360-236-4878
69.51A.230 69.51A.290	DOH	Chapter 246-71 WAC, Medical marijuana authorization database and chapter 246-72 WAC, Medical marijuana consultant certificate; considering amending chapters regarding forms, recognition cards, fees, training and other house-keeping issues	17-02-006 12/22/2016	17-18-094 9/6/2017 Hearing 10/17/2017		Anticipate filing this period	Shelly Rowden 360-236-2875

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70.98.050 70.98.080	DOH	Chapter 246-224 WAC, Radiation protection—Radiation machine assembly registration; chapter 246-254 WAC, Radiation protection—Fees	17-23-155 11/21/2017	Anticipate filing March 2018			Peter Beaton 360-236-4031
70.98.050 70.98.110	DOH	New chapter 246-236 WAC, Licenses and radiation safety requirements for irradiators	Preproposal is exempt	Anticipate filing April 2018			Theresa Phillips 360-236-3147
43.70.110 43.70.250 43.20B.020	DOH	WAC 246-272-3000 Large on-site sewage system fees	Preproposal is exempt	On hold			Peter Beaton 360-236-4031
43.70.250 69.30.050	DOH	WAC 246-282-990 Sanitary control of shellfish—Fees	Preproposal is exempt	February 2018			Peter Beaton 360-236-4031
70.38.135	DOH	WAC 246-310-270 Ambulatory surgery facilities and certificate of need methodology	15-14-084 6/26/2015				Jan Sigman 360-236-2956
43.70.040 70.38.135	DOH	WAC 246-310-290 Certificate of need, revising need, methodology rules for hospice services	10-10-114 5/4/2010	18-01-084 12/15/2017 Hearing 1/31/2018			Jan Sigman 360-236-2956
43.70.040 70.38.135	DOH	WAC 246-310-715, 246-310-720, 246-310-725, and 246-310-745, certificate of need; revising certificate need volume standards for adult elective percutaneous coronary interventions	16-15-010 7/7/2016	18-01-097 12/18/2017 Hearing 1/25/2018			Jan Sigman 360-236-2956
71.12.670 43.70.040	DOH	Chapters 246-322 and 246-324 WAC, private psychiatric, alcoholism and chemical dependency hospitals, updating construction standards and merging these chapters into chapter 246-322 WAC	16-19-037 9/14/2016				Jeff Wise 360-236-4987
70.127	DOH	Chapter 246-335 WAC, In-home services agencies; chapter review	15-18-100 9/1/2015	17-22-119 10/31/2017		Anticipate filing this period	John Hilger 360-236-2929
70.127	DOH	WAC 246-335-015 Definition of authorizing practitioner for in-home services.	Anticipate filing this period				John Hilger 360-236-2929
43.70.250 70.62.220 43.20B.020	DOH	WAC 246-360-990 Transient accommodations fees	Preproposal is exempt	17-20-049 10/18/2017		Anticipate filing January 2018	Peter Beaton 360-236-4031
71.12.670	DOH	Chapter 246-337 WAC, Residential treatment facilities; revise to align with current law and practices	12-22-029 10/31/2012	18-01-046 12/12/2017 Hearing 1/24/2018		Anticipate filing this period	Jeff Wise 360-236-4987

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Chapter 263, Laws of 2017	DOH	Chapter 246-337 WAC, Residential treatment facilities; new and amended rules on licensure of pediatric transitional care facilities to implement SSB 5152 [(2017)]	18-02-074 1/2/2018	Anticipate filing this period			John Hilger 360-236-2929
70.335 43.70.040	DOH	Chapter 246-339 WAC, Blood establishments, revising provisions regarding registration requirements for blood establishments in response to a [rule-making petition]	18-03-164 1/23/2018				Susan Walker 253-395-6745
43.70.040 70.170.060 70.39	DOH	Chapter 246-453 WAC, Hospital charity care	Anticipate filing this period				Randy Huyck 360-236-4210
ESHB 1427 (chapter 297, Laws of 2017)	DOH	Chapter 246-470 WAC, Prescription monitoring program; expanding exchange of prescription monitoring program data	17-15-132 7/19/17	Anticipate filing this period			Gary Garrety 360-236-4802
43.70.040 43.70.080 43.70.120	DOH	Chapter 246-710 WAC, Coordinated children's services (children with special health care needs); 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	17-15-067 7/14/2017				Matt Green 360-236-3309 Ellen Silverman 360-236-3580
43.70.120	DOH	WAC 246-790-001 through 246-790-127, Special supplemental nutrition program for women, infants and children; as it relates to vendors, updating definitions and complete wording changes for upcoming WIC's electronic benefits transfer (e-WIC) project	18-01-107 12/19/2017				Troy Parks 360-236-3610
18.06.160	DOH	Chapter 246-803 WAC, East Asian medicine practitioners; revising rules consistent with the five-year rules review; possible new sections on recordkeeping, infection control an [and] expired licenses	17-20-002 9/21/2017				Vicki Brown 360-236-4865

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18.380.110	DOH	Chapter 246-805 WAC, Applied behavior analysis; new rule sections to address continuing education requirements for certified behavior technicians and licensed behavior analysts and licensed assistant behavior analysts	17-13-128 6/21/2017	18-02-068 1/2/2018 Hearing 2/7/2018		Anticipate filing this period	Brett Lorenston 360-236-4611
18.380	DOH	Chapter 246-805 WAC, Applied behavior analysis; new rule sections to address temporary licensure for assistant behavior analyst practitioners	17-17-020 8/7/2017				Brett Lorenston 360-236-4611
18.19.050	DOH	WAC 246-810-029 Certified counselors and certified advisors, increasing the allowable distance learning programs for meeting continuing education requirements	Anticipate filing this period				Kim-Boi Shaddock 360-236-2912
43.70.250 43.70.280	DOH	WAC 246-811-990 Chemical dependency professional and chemical dependency professional trainees, increasing licensure fees for chemical dependency professionals	Exempt under RCW 34.05.310	Original 17-15-070 7/14/2017 Supplemental 18-03-143 1/22/2018 Hearing 3/1/2018			Sherry Thomas 360-236-4612
43.70.650 43.70.041	DOH	Chapter 246-814 WAC, Access to dental care for children; five-year review	15-21-046 10/16/2015	Anticipate filing this period			Bruce Bronoske 360-236-4843
43.70.041 43.70.280 18.29	DOH	Chapter 246-815 WAC, Dental hygiene; chapter review	15-20-108 10/6/2015	Anticipate filing this period			Bruce Bronoske 360-236-4843
18.29.130 18.29.210 (chapter 262, Laws of 2017)	DOH	WAC 246-815-XXX Suicide prevention education, creating a new rule section establishing a one-time training for dental hygienists in suicide prevention	17-20-064 10/2/2017				Bruce Bronoske 360-236-4843
18.34.080 43.70.040 43.70.250 43.70.280	DOH	WAC 246-824-040 Application for examination, 246-824-060 Dispensing optician examination, 246-824-065 Duties and responsibilities, 246-824-070 Informal review, 246-824-071 Licensing [Licensure] by endorsement	17-11-022 5/10/2017	17-18-088 9/5/2017 Hearing 10/10/2017		Anticipate filing this period	Debra Mendoza 360-236-4841
18.360.030	DOH	Chapter 246-827 WAC, Medical assistants; considering recognizing an additional examination for MA-certified	17-01-047 12/31/2016	17-20-035 9/28/2017 Hearing 11/21/2018 [2017]		Anticipate filing this period	Brett Cain 360-236-4762

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18.360.030 18.360.070 43.70.040 (chapter 336, Laws of 2017)	DOH	Chapter 246-827A WAC, Forensic phlebotomists; developing new rules to implement E2SHB 1614 (2017)	18-02-077 1/2/2018				Brett Cain 360-236-4762
18.108.025 18.108.085	DOH/Board of Massage	Chapter 246-830 WAC, Massage practitioners; reopening multiple sections not revised in chapter update rule making and to respond to rules petition, chapter review	17-18-110 9/6/2017				Megan Brown 360-236-4945
18.34.080 43.70.040 43.70.250 43.70.280	DOH	WAC 246-824-010 Definitions, considering adding "personal supervision"	17-05-015 3/1/2017 Anticipating withdrawing CR-101				Debra Mendoza 360-236-4841
18.50.115 18.50.135	DOH	WAC 246-834-060, 246-834-250, 246-834-400, 246-834-450, Midwives; updating legend drugs and devices to maintain the safety of out-of-hospital births	17-22-034 10/24/2017				Kathy Weed 360-236-4883
43.70.250	DOH	WAC 246-834-990 Midwifery licensing fees and renewal cycles, amending fees to align program revenue with expenditures	Proposal is exempt under RCW 34.05.310(4)	17-23-121 11/17/2017 Hearing 12/28/2018 [2017]		Anticipate filing this period	Nancy Elliott 360-236-4878
18.55.095	DOH	Chapter 246-849 WAC, Ocularists; chapter review and possible alternative apprenticeship pathways to licensure	13-24-104 12/3/2013	17-17-082 8/16/2017 Hearing 10/4/2017		Anticipate filing this period	Tommy Simpson 360-236-4910
18.200.050	DOH	Chapter 246-850 WAC, Orthotics and prosthetics rules; clarifying rules on licensing, continuing education and other general updates	16-24-008 11/28/2016				Bruce Bronoske 360-236-4843
18.250.020	DOH	Chapter 246-916 WAC, Athletic trainers; clarifying who is an authorized volunteer	18-01-076 12/15/2017				Bruce Bronoske 360-236-4843
18.89.040 18.89.050	DOH	WAC 246-928-XXX, creating a new section to clarify the scope of practice regarding the administration of medications by respiratory therapists	10-17-099 8/17/2010				Brett Lorentson 360-236-4611
70.168.050 70.168.090	DOH	WAC 246-976-420 Trauma registry, updating the rules to improve data quality, align with trauma registry software, and remove unnecessary data elements	17-21-018 10/6/2017				Tim Orcutt 360-236-2874

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70.168 18.73	DOH	Chapter 246-976 WAC, (minus 246-976-420, 246-976-580 and 246-976-700 currently open), updating EMS and trauma care systems chapter to align with national standards and streamline applications	17-24-013 11/27/2017				Catie Holstein 360-236-2830
70.168.050 70.168.060 70.168.070	DOH	WAC 246-976-580 and 246-976-700, trauma designation process and service standards; update	17-06-044 2/24/2017	Anticipate filing this period			Anthony Bledsoe 360-236-2830
18.88B.021	DOH	Chapter 246-980 WAC, Home care aides; updating the chapter following review under RCW 43.70.041	16-08-045 3/30/2016	Anticipate filing this period			Stacey Saunders 360-236-2901
<b>Medical quality assurance commission</b>							
43.70.110 43.70.250 43.70.280 18.31.310	Medical quality assurance commission	Chapter 246-919 WAC, opening chapter for updates and revisions to modernize rules to align with current law practice	18-02-079 1/2/2018				Daidria Underwood 360-236-2727
43.70.110 43.70.250 43.70.280 18.31.310 ESHB 1427 (2017)	Medical quality assurance commission	Chapters 246-918 and 246-919 WAC, establishing new sections and amending WAC 246-918-800 through 246-918-813 and 246-919-850 through 246-919-856, pain management; establishing requirements for prescribing opioid drugs by allopathic physicians and physicians' assistants	17-17-156 8/23/2017				Daidria Underwood 360-236-2727
18.71.017 18.71.002 18.130.050	Medical quality assurance commission	New sections to be added to chapters 246-919 and 246-918 WAC, considering a new technical assistance program to address practitioner deficiencies issues	16-18-081 9/6/2016				Daidria Underwood 360-236-2727
<b>Nursing care quality assurance commission</b>							
18.79.110 18.88A.060 18.79.260	Nursing care quality assurance commission	WAC 246-840-010, 246-841-400 through 246-841-595, and 246-842-100 through 246-842-210; rules may need to be revised to eliminate duplication and update nursing assistant program requirements	16-11-087 5/17/2016	On hold			Amber Bielaski 360-236-4786
18.79.110 18.79.180 18.79.200 18.79.210	Nursing care quality assurance commission	WAC 246-840-XXX Interim practice permits	Anticipate filing this period				Amber Bielaski 360-236-4786

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18.79.110 18.79.200 18.79.210 18.130.064 18.130.075	Nursing care quality assurance commission	WAC 246-840-095 Temporary practice permits	Anticipate filing this period				Amber Bielaski 360-236-4786
18.79.110 18.79.380 HB 1721 (chapter 203, Laws of 2017)	Nursing care quality assurance commission	WAC 246-840-035 Initial licensure for registered nurses, out-of-state non-traditional nursing education program approved by another United States nursing board as defined by WAC 246-840-010(16)			Anticipate filing this period		Amber Bielaski 360-236-4786
18.79.110 18.79.400 ESHB 1427 (chapter 297, Laws of 2017)	Nursing care quality assurance commission	Chapter 246-840 WAC, establishing new sections on opioid prescribing and amending existing pain management rules	17-17-142 8/22/2017				Amber Bielaski 360-236-4786
<b>Occupational therapy practice board</b>							
18.59.090 18.59.130 43.70.442 18.130.062	Occupational therapy practice board	WAC 246-847-010 Definitions, 246-847-030 Consulting capacity, 246-847-055 Initial application, 246-847-065 Continued competency, 246-847-008 Expired license, 246-847-070 Inactive credential, 246-847-125, applicants licensed in other states, 246-847-140 Supervised fieldwork, 246-847-210 Sexual misconduct; amending existing rules and creating new rules for military equivalence and telehealth	15-20-072 10/2/2015	18-01-110 12/19/2017 Hearing 1/26/2018		Anticipate filing this period	Kathy Weed 360-236-4883
18.59.130	Occupational therapy practice board	WAC 246-847-080 Examinations, 246-847-135 Supervision, and 246-847-150 Supervised fieldwork; revising rules consistent with other sections in this chapter	17-03-108 1/17/2017				Kathy Weed 360-236-4883
<b>Pharmacy quality assurance commission</b>							
18.64 18.64A 69.41 69.43 69.50 69.51	Pharmacy quality assurance commission	Chapter 246-XXX WAC, revising licensing standards for pharmacies, facilities and professionals under the commission jurisdiction	18-01-123 12/19/2017				Tracy West 360-236-4988
18.64 18.64A 69.41 69.43 69.50 69.51	Pharmacy quality assurance commission	Chapter 246-XXX WAC, revising rules on the commission regulatory authority and regulation of the practice of pharmacy	18-01-124 12/19/2017				Tracy West 360-236-4988

RCW or Session Law	Authority	WAC and Rule Title	CR-101 Filing WSR # and Date	CR-102 Filing WSR # and Date	CR-105 Filing WSR # and Date	CR-103 Filing WSR # and Date	Program Staff Contact
18.64.005 69.70 ESHB 2458 (chapter 43, Laws of 2016)	Pharmacy quality assurance commission	WAC 246-865-060, 246-869-130, donation of prescription drugs; implementing chapter 69.70 RCW and ESHB 2458 (2016)	16-21-041 10/12/2016	Rules on hold			Tracy West 360-236-4988
18.64.005 ESSB 6203 (chapter 148, Laws of 2016)	Pharmacy quality assurance commission	Chapter 246-865 WAC, multiple pharmacy chapters; updating rule related to long-term care pharmacy practices to implement ESSB 6203 (2016)	16-19-077 9/20/2016	Rules on hold			Tracy West 360-236-4988
18.64 18.64A	Pharmacy quality assurance commission	Chapter 246-869 WAC, WAC 246-858-040, 246-863-060, 246-901-100, 246-901-120, and 246-901-130, standards for pharmacy business practices	14-22-048 10-28-2014	Rules on hold			Doreen Beebe 360-236-4861
18.64.005 (chapter 279, Laws of 2013)	Pharmacy quality assurance commission	Chapter 246-870 WAC, Electronic transmission of prescription information	16-12-016 5/19/2016	Rules on hold			Doreen Beebe 360-236-4861 Tracy West 360-236-4988
18.64.005 (chapter 118, Laws of 2016); (chapter 234, Laws of 2015)	Pharmacy quality assurance commission	Chapters 246-873 and 246-873A WAC (new), Hospital pharmacy associated clinics—Standards for licensing and inspecting clinic pharmacies owned or operated by a parent hospital	16-16-025 7/22/2016 emergency rule in place 18-01-003 12/6/2017				Richard Cieslinski 360-236-4861
18.64.005 18.64A.030 18.74.410	Pharmacy quality assurance commission	Chapters 246-871, 246-878, 246-903, 246-873 WAC, compounding practices	13-11-096 5/20/2013	Rules on hold			Tracy West 360- 236-4988
18.64	Pharmacy quality assurance commission	Chapter 246-887 WAC, update implementation of Uniform Controlled Substance[s] Act to include substances rescheduled/schedule in federal regulations	Proposal is exempt under RCW 34.05.310(4)	Anticipate filing this period			Doreen Beebe 360-236-4861
69.50.201 69.51.203 18.64.005	Pharmacy quality assurance commission	WAC 246-887-134, adding substances to the Uniform Controlled Substance[s] Act; prohibiting fentanyl derivatives not approved by FDA	Anticipate filing this period  Emergency rules in place 18-01-050 12/12/2017				Tracy West 360-236-4988
18.64A.040	Pharmacy quality assurance commission	WAC 246-901-130 Pharmacist to pharmacy technician ratio	17-13-097 6/19/17	Anticipate filing this period			Tracy West 360-236-4988
<b>Podiatric medical board</b>							
18.22	Podiatric medical board	Chapter 246-919 WAC, opening the chapter for amendments following review under RCW 43.70.041	Anticipate filing this period				Susan Gragg 360-236-4941

RCW or Session Law	Authority	WAC and Rule Title	CR-101 Filing WSR # and Date	CR-102 Filing WSR # and Date	CR-105 Filing WSR # and Date	CR-103 Filing WSR # and Date	Program Staff Contact
18.22.015 18.340	Podiatric medical board	WAC 246-922-XXX Temporary practice permit military spouse	17-12-027 5/30/2017	Anticipate filing this period			Susan Gragg 360-236-4641 [360-236-4941]
18.22.015 18.22.035 18.22.082	Podiatric medical board	WAC 246-922-001 and 246-922-055, amending the rules to correct statutory references			Anticipate filing this period		Susan Gragg 360-236-4641 [360-236-4941]
18.22.015	Podiatric medical board	WAC 246-922-010, 246-922-120, 246-922-240, amending three rule sections for clarity and updates for necessary housekeeping changes	17-13-094 6/19/2017	Anticipate filing this period			Susan Gragg 360-236-4641 [360-236-4941]
18.22.015	Podiatric medical board	WAC 246-922-130, 246-922-140, 246-922-150, 246-922-160, 246-922-170, 246-922-180, 246-922-190, considering repealing outdated and redundant rules	17-19-093 6/19/2017				Susan Gragg 360-236-4641 [360-236-4941]
18.22.015 ESHB 1427 (2017)	Podiatric medical board	Chapter 246-922 WAC, establishing new sections for opioid prescribing and amending WAC 246-922-660 through 246-922-673 pain management rules	17-17-147 8/22/2017				Susan Gragg 360-236-4641 [360-236-4941]
<b>Veterinary board of governors</b>							
18.240.050	Veterinary board of governors	WAC 246-933-XXX and 246-935-XXX, creating a temporary practice permit for military spouse veterinarians and [veterinary technicians]	17-11-060 5/16/2017	17-18-015 8/25/2017 Hearing 12/11/2018 [2017]		Anticipate filing this period	Loralei Walker 360-236-4647
18.240.030	Veterinary board of governors	WAC 246-933-340 Consumer notice of risks associated with certain drugs	17-17-178 8/23/2017				Loralei Walker 360-236-4647
18.240.050	Veterinary board of governors	WAC 246-933-401 through 246-933-480, updating veterinarian continuing education	17-07-045 3/8/2017				Loralei Walker 360-236-4647
18.240.050	Veterinary board of governors	WAC 246-935-270 through 246-935-310, updating veterinarian technician continuing education requirements	17-07-046 3/8/2017				Loralei Walker 360-236-4647
18.92.030	Veterinary board of governors	WAC 246-937-040, additional options for veterinarian medical clerk to meet training requirements	17-11-061 5/16/2017				Loralei Walker 360-236-4647

**KEY**

**CR** means "code reviser" on the notice forms created by the office of the code reviser for use by all state agencies.

**CR-101** is a preproposal statement of inquiry filed under RCW 34.05.310.

**CR-102** is a proposed rule-making notice filed under RCW 34.05.320 or 34.05.340.

**Proposal is exempt under RCW 34.05.310(4)** means a rule that does not require the filing of a CR-101 notice under RCW 34.05.310(4).

**CR-105** is an expedited rule-making notice filed under RCW 34.05.353. This is an accelerated rule adoption process with no public hearing required.

**CR-103** is [a] rule-making order permanently adopting a rule, and filed under RCW 34.05.360 and 34.05.380.

**EMERGENCY** rules are temporary rules filed under RCW 34.05.350 and 34.05.380 by using a CR-103 rule-making order. Emergency rules may be used to meet certain urgent circumstances. These rules are effective for one hundred twenty days after the filing date, and may be extended in certain circumstances.

**Blank cells in tables** mean the anticipated filing date is not known at the time this rules agenda is filed.

**RCW** is the Revised Code of Washington.

**WAC** is the Washington Administrative Code.

**WSR** number is the Washington State Register official filing reference number given by the office of the code reviser when a notice is filed.

## WSR 18-04-047

### AGENDA

## DEPARTMENT OF LABOR AND INDUSTRIES

[Filed January 31, 2018, 3:17 p.m.]

Pursuant to RCW 34.05.314, following is the department of labor and industries' semi-annual rules development agenda for January 1 through June 30, 2018.

This agenda details current and anticipated rule-making activities for the department of labor and industries (department). This agenda is for information purposes, and the noted dates of anticipated rule-making actions are estimates. There may be additional rule-making activities not anticipated at this time, such as to implement new state laws, meet federal requirements, or other circumstances.

Please contact Maggie Leland at 360-902-4504 or [maggie.leland@lni.wa.gov](mailto:maggie.leland@lni.wa.gov) if you have any questions.

### Semi-Annual Rules Development Agenda January 1 - June 30, 2018

WAC CHAPTER(S)	RULE SUBJECT	AGENCY CONTACT	PROPOSED TIMELINE			BRIEF DESCRIPTION OF CHANGES
			CR-101	CR-102	CR-103	
<b>Division: Administrative services</b>						
296-06	Public records	Angela Wharton Information Governance 360-902-5542	9/19/17	2/20/18	TBD	The department is intending to amend the current public records fee schedule in WAC 296-06-120, legislation passed in 2017 to amend RCW 42.56.120, which governs agency charges to requestors for providing copies of public records.
<b>Division: Division of Occupational Safety and Health (DOSH)</b>						
296-36 296-155 Part Q	Compressed air (tunnels)	Chris Miller DOSH Standards Program 360-902-5516	9/18/12	TBD	TBD	This rule making is in response to petitions and other requests from labor and business industry stakeholders to update the compressed air work requirements in chapters 296-36 and 296-155 WAC Part Q.
296-809	Construction confined spaces	Chris Miller DOSH Standards Program 360-902-5516	1/5/16	9/19/17	1/2/18	This rule making is in response to Occupational Safety and Health Administration (OSHA) adopting its final rule for confined space in construction on August 4, 2015. This final rule imposes additional or more stringent requirements on employers than current OSHA standards, and DOSH is required to adopt a standard or amend current standard to be "at-least-as-effective."
296-155	Trolley lines	Chris Miller DOSH Standards Program 360-902-5516	3/22/16	TBD	TBD	This rule making is in response to a petition to amend the requirements in WAC 296-155-428 relating to the minimum clearance distance of vehicular and mechanical equipment when working around energized trolley lines. The last stakeholder meeting was April 13, 2016.

WAC CHAPTER(S)	RULE SUBJECT	AGENCY CONTACT	PROPOSED TIMELINE			BRIEF DESCRIPTION OF CHANGES
			CR-101	CR-102	CR-103	
296-155	Fall protection	Chris Miller DOSH Standards Program 360-902-5516	3/22/16	TBD	TBD	This rule making will consider correcting Part C-1 in construction rule, as well as amending the department's rules to make them at-least-as-effective-as OSHA.
296-62 296-155	Lead	Chris Miller DOSH Standards Program 360-902-5516	4/19/16	TBD	TBD	This rule making is in response to a petition and a series of stakeholder meetings. This rule making was initiated to update existing lead standards in both general industry and construction in light of increasing evidence of the hazards associated with occupational lead exposure.
296-840 (new) 296-841 296-307	Exposure to respirable crystalline silica	Chris Miller DOSH Standards Program 360-902-5516	6/21/16	10/31/17	2/20/18	This rule making is in response to recently increased OSHA requirements in the final rule on respirable crystalline silica for general industry/maritime and construction. Respirable crystalline silica is currently included in the department's air contaminant standard under chapter 296-841 WAC and WAC 296-307-62625 (and other standards that reference these requirements). As part of this rule making, the department proposed adding chapter 296-840 WAC, Respirable crystalline silica.
296-62	eRules reformatting, Phase 9	Chris Miller DOSH Standards Program 360-902-5516	7/19/16	TBD	TBD	This rule making is the ninth of an estimated ten staged filing packages to reformat all DOSH rules for easier use, clearer understanding, and greater stakeholder access.
296-27	Recordkeeping and reporting, Phase 3	Chris Miller DOSH Standards Program 360-902-5516	8/2/16	3/6/18	5/22/18	This rule making is in response to OSHA publishing changes to section C.F.R. 1904.35, Employee involvement, leaving some of our rules not as effective. Other housekeeping amendments may also be proposed in this WAC chapter.
296-305 296-800 296-802 296-833 296-843 296-848 296-849 296-855 296-856	eRules reformatting, Phase 6	Chris Miller DOSH Standards Program 360-902-5516	9/6/16	TBD	TBD	This rule making is the sixth of an estimated ten staged filing packages to reformat all DOSH rules for easier use, clearer understanding, and greater stakeholder access.
296-307	Worker protection standard (pesticides)	Chris Miller DOSH Standards Program 360-902-5516	11/22/16	TBD	TBD	This rule making is in response to federal Environmental Protection Act's worker protection standard updates. The department is coordinating the adoption of the rules with the department of agriculture.
296-45 296-307	eRules reformatting, Phase 10	Chris Miller DOSH Standards Program 360-902-5516	1/3/17	TBD	TBD	This rule making is the tenth of an estimated ten staged filing packages to reformat all DOSH rules for easier use, clearer understanding, and greater stakeholder access. Note that amendments to chapter 296-45 WAC will be removed at the proposed rule making (CR-102) stage and added to new rule making exclusive to chapter 296-45 WAC.

WAC CHAPTER(S)	RULE SUBJECT	AGENCY CONTACT	PROPOSED TIMELINE			BRIEF DESCRIPTION OF CHANGES
			CR-101	CR-102	CR-103	
296-62 296-307 296-841	Beryllium	Chris Miller DOSH Standards Program 360-902-5516	4/18/17	TBD	TBD	This rule making is in response to recently increased OSHA requirements related to preventing worker exposure to beryllium and beryllium compounds. Beryllium and beryllium compounds are currently included in the department's air contaminant standard under chapter 296-841 WAC and WAC 296-307-62625 (and other standards that reference these requirements). As part of this rule making, the department is proposing to add new WAC 296-62-085 Beryllium.
296-45	Electric power generation, transmission, and distribution	Chris Miller DOSH Standards Program 360-902-5516	6/20/17	TBD	TBD	This rule making will correct errors from the recently adopted rule and apply eRule requirements for formatting to make the rule easier to read, comprehend, reference and access electronically.
296-67 Considering moving requirements to a new chapter specific to refineries	Process safety management (PSM) of highly hazardous chemicals for petroleum refineries	Chris Miller DOSH Standards Program 360-902-5516	8/22/17	TBD	TBD	This rule making will consider changes to the PSM requirements that apply to refineries. Currently, refineries are covered by the PSM requirements in chapter 296-67 WAC. The current rules are outdated, not having been updated in over twenty years, and do not reflect current industry practices.
296-24 296-56	Change log Phase 3	Chris Miller DOSH Standards Program 360-902-5516	10/17/17 (CR-105)	N/A	1/23/18	The rule making proposes to fix any outstanding housekeeping issues, such as fixing typos or updating old references, which are on the DOSH change log.
296-59 296-78 296-115 296-304 296-823	Change log Phase 4	Chris Miller DOSH Standards Program 360-902-5516	11/21/17 (CR-105)	N/A	2/6/18	The rule making proposes to fix any outstanding housekeeping issues, such as fixing typos or updating old references, which are on the DOSH change log.
296-65	Requirements for certification and training for asbestos removal and encapsulation	Chris Miller DOSH Standards Program 360-902-5516	1/2/18	5/1/18	TBD	The purpose of this rule making is to update the requirements in chapter 296-65 WAC, Asbestos removal and encapsulation. This is a state initiated change that proposes to remove confusing and unnecessary language, as well as add clarification where necessary throughout the rule. Some requirements that may have updates include: Certification and testing requirements; when refresher training is required; and when temporary certificates can be issued.
296-52	Explosives program requirements	Chris Miller DOSH Standards Program 360-902-5516	1/23/18	TBD	TBD	In order to reflect technological advancements in explosives over the past ten to thirty years, and better align with federal regulations, the department is updating chapter 296-52 WAC, Safety standards for possession, handling, and use of explosives. Focus areas will likely include definitions, licensing, storage, background check requirements, public disclosure, and transportation, among other sections.
296-305 296-803 296-811 296-835 296-842 296-863 296-855	Change log Phase 5	Chris Miller DOSH Standards Program 360-902-5516	TBD	TBD	TBD	The rule making proposes to fix any outstanding housekeeping issues, such as fixing typos or updating old references, which are on the DOSH change log.

WAC CHAPTER(S)	RULE SUBJECT	AGENCY CONTACT	PROPOSED TIMELINE			BRIEF DESCRIPTION OF CHANGES
			CR-101	CR-102	CR-103	
<b>Division: Field services and public safety</b>						
296-96	Elevator rules	Alicia Curry Field Services and Public Safety 360-902-6244	5/30/17	4/3/18	6/19/18	The elevator program adopted emergency rules creating a temporary limited Category 03 license specific to work performed on hand-powered manlifts in grain terminals in order to address the shortage of licensed mechanics in the grain industry for the upcoming harvest season. This rule making will consider adopting permanent rules for temporary limited Category 03 elevator mechanic licenses and will consider other changes to the elevator licensing rules.
296-96	Elevator rules	Alicia Curry Field Services and Public Safety 360-902-6244	7/18/17	2/20/18	4/17/18	The elevator program is considering amendments to the elevator rules following a formal review of the rules and new safety code requirements from the 2016 edition of the American Society of Mechanical [Mechanical] Engineers and other related codes. The elevator program reviews the rules to ensure the rules are consistent with national electrical safety standards, industry practice, to clarify the rules, and for house-keeping changes.
296-46B	Electrical rules (scope of work)	Alicia Curry Field Services and Public Safety 360-902-6244	8/15/17	11/21/17	1/23/18	The department is adopting amendments to the scope of work rules for (02) Residential and (04) Signs in WAC 296-46B-920 Electrical/telecommunications license/certificate types and scope of work. The proposed rule allows (02) Specialty Electricians to work in multi-family occupancies of buildings of types III, IV or V construction when there are not more than six stories of multi-family dwellings of types III, IV or V construction above grade or above types I or II construction. The proposed rule also allows (04) Specialty Electricians to retrofit existing luminaires that are mounted on a pole or other structure with energy efficient technology, such as LEDs.
296-46B	Electrical rules (special occupancies —Marinas, boatyards, and commercial and noncommercial docking facilities)	Alicia Curry Field Services and Public Safety 360-902-6244	2/6/18	4/3/18	5/22/18	The department is initiating rule making based on a petition received in October 2017 regarding Washington's Electrical Code and safe wiring practices and ground-fault protection levels in marinas, in reference to National Electric Code 555.3.
296-150F	Factory assembled structures rules— Factory built housing and commercial structures	Alicia Curry Field Services and Public Safety 360-902-6244	TBD	TBD	TBD	The factory assembled structures program is considering amending the rules in chapter 296-150F WAC based upon a review of the rules. Rule making is necessary to ensure the rules are up-to-date, consistent with industry practice, for rule clarity, to simplify the rules, and for possible housekeeping changes.
296-150R	Factory assembled structures rules— Recreational vehicles	Alicia Curry Field Services and Public Safety 360-902-6244	TBD	TBD	TBD	The factory assembled structures program is considering amending the rules in chapter 296-150R WAC based upon a review of the rules. Rule making is necessary to ensure the rules are up-to-date, consistent with industry practice, for rule clarity, to simplify the rules, and for possible housekeeping changes.

WAC CHAPTER(S)	RULE SUBJECT	AGENCY CONTACT	PROPOSED TIMELINE			BRIEF DESCRIPTION OF CHANGES
			CR-101	CR-102	CR-103	
296-150V	Factory assembled structures rules— Conversion vending units and medical units	Alicia Curry Field Services and Public Safety 360-902-6244	TBD	TBD	TBD	The factory assembled structures program is considering amending the rules in chapter 296-150V WAC for conversion vendor units and medical units, based upon a review of the rules. The proposed rules will adopt the latest safety code requirements and industry standards, update the existing rules, clarify the rules, and formulate house-keeping changes.
<b>Division: Financial management</b>						
296-30	Crime victims compensation (CVC) (HB [ESHB] 1739)	Maty Brimmer Crime Victims 360-902-6707 Linda Messick Crime Victims 360-902-5374	1/23/18 (CR-105)	TBD	TBD	This rule making will create consistency with new legislation, HB [ESHB] 1739, regarding WAC 296-30-020 Who is covered when a motor vehicle crime occurs? and 296-30-090 What are the maximum allowable fees?
296-30 296-31 296-33	CVC	Maty Brimmer Crime Victims 360-902-6707 Linda Messick Crime Victims 360-902-5374	April 2018	TBD	TBD	This rule making pertains to the administration of the CVC program, mental health treatment rules and fees, and attendant services. This rule making will adopt some rules from chapters 296-14, 296-20, 296-21, 296-23, 296-23A and 296-23B WAC.
<b>Division: Fraud prevention and labor standards</b>						
296-05	Apprenticeship rules	Beverly Clark Fraud Prevention and Labor Standards 360-902-6272	8/1/17	TBD	TBD	This rule making will consider reorganizing and clarifying the current rules to improve understanding by regulated parties and align with newly issued federal regulations on equal employment opportunity provisions.
296-128-500 through 296-128-540	Definitions of executive, administrative, professional and outside salespeople	Beverly Clark Fraud Prevention and Labor Standards 360-902-6272	TBD	TBD	TBD	The department is considering changes to the definitions of bona fide executive, administrative, professional and outside salespeople for the purposes of coverage under chapter 49.46 RCW, Minimum wage requirements and labor standards.
296-200A	Contractor registration	Beverly Clark Fraud Prevention and Labor Standards 360-902-6272	TBD	TBD	TBD	The contractor registration program is proposing amendments to the contractor rules. WAC 296-200A-900 addresses fees the department charges contractors for issuance, renewal, reregistration, and reinstatement of a certificate of registration. The rule proposals for consideration are based on RCW 18.27.075, which state that the department shall revise this amount at least once every two years for the purpose of recognizing economic changes as reflected by the fiscal growth factor under chapter 43.135 RCW. The program has not done a fee increase since 2007.
296-127	Prevailing wage	Beverly Clark Fraud Prevention and Labor Standards 360-902-6272	TBD	TBD	TBD	This rule making will review prevailing wage rules, which have not been comprehensively reviewed since the early 1990s. Amendments will: <ul style="list-style-type: none"> <li>• Reflect court decisions;</li> <li>• Integrate administrative policies;</li> <li>• Streamline current processes;</li> <li>• Create consistency with the statute; and</li> <li>• Make housekeeping changes.</li> </ul>

WAC CHAPTER(S)	RULE SUBJECT	AGENCY CONTACT	PROPOSED TIMELINE			BRIEF DESCRIPTION OF CHANGES
			CR-101	CR-102	CR-103	
<b>Division: Insurance services</b>						
296-14	Pension discount rate 2018	Suzy Campbell Claims Specialty Services 360-902-5003	10/31/17	12/19/17	2/20/18	This rule making will reduce the current pension discount rate for 2018. The pension discount rate is the interest rate used to account for the time value of money when evaluating the present value of future pension payments.
296-20	Hearing aid replacement	Suzy Campbell Claims Specialty Services 360-902-5003	2/6/18	7/17/18	10/23/18	This rule making will consider the department's criteria for replacing hearing instruments.
296-17A	Stores II	Annie Peeples Employer Services 360-902-4723	5/23/17	9/19/17	2/20/18	This rule making will implement classification changes to improve homogeneity of store classification and for more equitable rates: <ul style="list-style-type: none"> <li>• Repeal department stores, class 6304;</li> <li>• Move general and antique variety stores to class 6309; and</li> <li>• Move thrift stores to class 6504.</li> </ul>
296-17 296-17A	2018 Miscellaneous classification and reporting rule changes	Jo Anne Attwood Employer Services 360-902-4777	1/23/18	3/20/18	5/22/18	This rule making will: <ul style="list-style-type: none"> <li>• Correct typographical and other errors (such as invalid telephone numbers and out-of-date references);</li> <li>• Revise wording and formatting to make the rules easier to understand and apply; and</li> <li>• Incorporate and formalize existing agency practices (such as expressly including in a risk classification employment that the department currently includes by interpretation or analogy).</li> </ul>
296-17 296-17B	2019 Workers' compensation premium rates	Jo Anne Attwood Employer Services 360-902-4777	6/19/18	9/18/18	11/30/18	This rule making will set the rates for 2019 workers' compensation insurance.
296-20 296-23	Medical aid rules update	Emily Stinson Health Services Analysis 360-902-5974	12/19/17	2/6/18	5/1/18	This rule making will update payment rates for health care services, which are published annually in the medical aid rules and fee schedules.
296-20 296-23	Acupuncture pilot	Jami Lifka Office of the Medical Director 360-902-4941	9/5/17	TBD	TBD	Based on a review of the efficacy of acupuncture for treating low back pain, the department initiated a pilot that will help determine how acupuncture treatment could best be incorporated into the workers' compensation setting. Under this pilot, current provisions related to the exclusion of acupuncture treatment and acupuncturists will be waived only for pilot participants. The pilot began on October 1, 2017, and will continue throughout a two year period or as otherwise specified. Pilot program results will be considered in developing proposed rule language, medical coverage decisions and/or payment policy.
296-20	Neurogenic thoracic outlet syndrome (nTOS) surgery	Jami Lifka Office of the Medical Director 360-902-4941	TBD	TBD	TBD	This rule making will put diagnostic and surgical criteria in rule, which will lead to more timely decisions regarding surgery, reduced time loss duration, and better clinical outcomes for workers.

WAC CHAPTER(S)	RULE SUBJECT	AGENCY CONTACT	PROPOSED TIMELINE			BRIEF DESCRIPTION OF CHANGES
			CR-101	CR-102	CR-103	
296-17B	Retrospective rating	Tim Smolen Retrospective Rating 360-902-4835	11/5/13	TBD	TBD	This rule making will address extending requirements for businesses that enroll in individual retro plans and revise enrollment requirements for businesses under common majority ownership.
296-17B	Retrospective rating for workers' compensation insurance— Common ownership (pilot)	Julie Osterberg Retrospective Rating 360-902-5819 Tim Smolen Retrospective Rating 360-902-4835	8/5/15	TBD	TBD	This pilot rule making will consider/allow exceptions to the retroactive rating program's current common ownership rule (WAC 296-17B-770) as written.
296-15	Medical bill electronic data interchange	James Nylander Self-Insurance 360-902-6907	4/19/16	TBD	TBD	The department and the self-insured employer community have agreed to partner in the development of a self-insurance risk analysis system. One component of this system will feature the collection of medical bill data using an electronic data interchange.  This rule making will consider amending existing rules and adopting a new rule in order to make reporting requirements clear and to ensure a uniform standard of reporting is established.
296-15	Workers' compensation self-insurance rules and regulations	James Nylander Self-Insurance 360-902-6907	TBD	TBD	TBD	This rule making will consider updating rules related to the management and reporting of self-insured claims, and the requirements for self-insured certified claims administrators.

Maggie A. Leland  
Rules Coordinator

**WSR 18-05-004**  
**NOTICE OF PUBLIC MEETINGS**  
**OLYMPIC REGION**  
**CLEAN AIR AGENCY**  
[Filed February 7, 2018, 1:44 p.m.]

The Olympic Region Clean Air Agency's board of directors has changed the following regular meeting:  
From: March 14, 2018, 2940 Limited Lane N.W., Olympia.

To: March 14, 2018, change of venue, St. Andrews House, 7550 East State Route 106, Union.

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

**WSR 18-05-005**  
**NOTICE OF APPEAL**  
**OFFICE OF THE GOVERNOR**  
[Filed February 7, 2018, 1:59 p.m.]

**NOTICE OF APPEAL**  
RCW 34.05.330(3)

Pursuant to RCW 34.05.330(3), you are hereby notified for publication in the Washington State Register that:

On January 31, 2018, the Governor's Office received a petition from Senator Mike Padden for the immediate repeal of an emergency rule relating to the Washington State Department of Licensing's amendment of WAC 308-104-014. The Governor's Office denied the Petition on February 7, 2018.

DATE: February 7, 2018

Taylor Wonhoff  
Deputy General Counsel  
to the Governor

**WSR 18-05-014**

**NOTICE OF PUBLIC MEETINGS  
COUNTY ROAD  
ADMINISTRATION BOARD**

[Filed February 8, 2018, 10:02 a.m.]

**MEETING NOTICE:** April 19, 2018  
County Road Administration Board  
2404 Chandler Court S.W.  
Suite 240  
Olympia, WA 98502  
1:00 to 5:00 p.m.  
Possible executive session

**MEETING NOTICE:** April 20, 2018  
County Road Administration Board  
2404 Chandler Court S.W.  
Suite 240  
Olympia, WA 98502  
8:30 a.m. - noon  
Possible executive session

Individuals requiring reasonable accommodation may request written materials in alternative formats, sign language interpreters, physical accessibility accommodations, or other reasonable accommodation, by contacting Karen Pendleton at 360-753-5989.

Hearing and speech impaired persons call 1-800-833-6384.

For questions, please call 360-753-5989.

**WSR 18-05-018**

**POLICY STATEMENT  
DEPARTMENT OF HEALTH**

[Filed February 8, 2018, 2:21 p.m.]

**NOTICE OF ADOPTION OF A POLICY STATEMENT**

Title of Policy Statement: Regulation of the Handling of Hazardous Drugs.

Issuing Entity: Pharmacy quality assurance commission.

Subject Matter: Establishes the policy of the pharmacy quality assurance commission as it relates to direct conflicts between United States Pharmacopeia (USP) chapters <797> (USP 797) and <800> (USP 800). Additionally, addresses uncertainty related to USP 797, USP 800 and the Washington state department of labor and industries' general occupational health standards rules on hazardous drugs (WAC 246-62-500 *et al*).

Effective Date: February 2, 2018.

Contact Person: Steven Saxe, executive director, Steve.saxe@doh.wa.gov, 360-236-4946.

**WSR 18-05-019**

**NOTICE OF PUBLIC MEETINGS  
CANCER RESEARCH ENDOWMENT AUTHORITY**

[Filed February 8, 2018, 3:27 p.m.]

**REVISED 2018 Meeting Schedule**

The following tables outline the revised schedule for the cancer research endowment authority board (CARE board) meetings for the remainder of 2018. Table A includes the original meeting information. Table B includes the new meeting information. All meetings will be held at the Fred Hutchinson Cancer Research Center, 1100 Fairview Avenue North, Seattle, WA 98109. The specific building and rooms are specified below.

Table A. Original Meeting Information:

Date	Time	Location
4/4/18	3:00-5:00 p.m.	Arnold Building M4-A805/817
6/20/18	3:00-5:00 p.m.	Arnold Building M4-A805/817
8/22/18	3:00-5:00 p.m.	Arnold Building M4-A805/817
10/24/18	3:00-5:00 p.m.	Arnold Building M4-A805/817
12/5/18	3:00-5:00 p.m.	Arnold Building M4-A805/817

Table B. New Meeting Information:

Date	Time	Location
3/30/18	4:00-6:00 p.m.	Thomas Building Sze West Conference Room (D1-080)
6/20/18	3:00-5:00 p.m.	Yale Building J5-102
8/23/18	3:00-5:00 p.m.	Thomas Building D5-110
10/22/18	3:00-5:00 p.m.	Thomas Building Sze West Conference Room (D1-080)
12/12/18	3:00-5:00 p.m.	Yale Building J5-102

Please contact Peter Choi at 509-309-3455 for additional information.

**WSR 18-05-020**

**NOTICE OF PUBLIC MEETINGS  
UNIVERSITY OF WASHINGTON**

[Filed February 9, 2018, 9:03 a.m.]

The board of regents of the University of Washington has cancelled the following regular meeting of its governance committee: Wednesday, May 9, 2018, at 3:00 p.m.

The full board will still meet at 5:30 p.m., as previously published.

If you need further information contact Tyler Lange, Secretary of the Board, University of Washington Board of Regents, 139 Gerberding Hall, Box 351264, Seattle, WA 98195-1264, 206-543-1633, regents@uw.edu, www.uw.edu/regents.

**WSR 18-05-023**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF HEALTH**  
 (Dental Hygiene Examining Committee)  
 [Filed February 9, 2018, 10:02 a.m.]

In accordance with the Open Public Meeting[s] Act (chapter 42.30 RCW) and the Administrative Procedures [Procedure] Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health, dental hygiene examining committee, for the year 2018. The dental hygiene examining committee meetings are open to the public and access for persons with disabilities may be arranged with advance notice; please contact the staff person below for more information.

Agendas for the meetings listed below are made available in advance via listserv and the department of health web site (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the dental hygiene examining committee reserves the right to change or amend agendas at the meeting.

Date	Time	Location
March 16, 2018	10:00 a.m.	Department of Health 111 Israel Road S.E. Room 158 Tumwater, WA

If you need further information, please contact Bruce Bronoske, Jr., Program Manager, Dental Hygiene Examining Committee, Washington Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-4843, fax 360-236-2901, [bruce.bronoske@doh.wa.gov](mailto:bruce.bronoske@doh.wa.gov), [www.doh.wa.gov](http://www.doh.wa.gov).

Please be advised the dental hygiene examining committee is required to comply with the Public Disclosure [Records] Act, chapter 42.56 RCW. This act establishes a strong state mandate in favor of disclosure of public records. As such, the information you submit to the board, including personal information, may ultimately be subject to disclosure as a public record.

**WSR 18-05-030**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF HEALTH**  
 (Board of Hearing and Speech)  
 [Filed February 9, 2018, 1:45 p.m.]

In accordance with the Open Public Meeting[s] Act (chapter 42.30 RCW) and the Administrative Procedures [Procedure] Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health, board of hearing and speech, for the year 2018. The board of hearing and speech meetings are open to the public and access for persons with disabilities may be arranged with advance notice; please contact the staff person below for more information.

Agendas for the meetings listed below are made available in advance via listserv and the department of health web

site (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the board of hearing and speech reserves the right to change or amend agendas at the meeting.

Date	Time	Location
May 4, 2018	9:00 a.m.	Department of Health 111 Israel Road S.E. Room 158 Tumwater, WA
August 3, 2018	9:00 a.m.	Chelan, Washington - TBD
November 2, 2018	9:00 a.m.	Tumwater, Washing- ton - TBD

If you need further information, please contact Kim-Boi Shaddock, Program Manager, Board of Hearing and Speech, Washington Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-2912, fax 360-236-2901, [kim-boi.shaddock@doh.wa.gov](mailto:kim-boi.shaddock@doh.wa.gov), [www.doh.wa.gov](http://www.doh.wa.gov).

Please be advised the board of hearing and speech is required to comply with the Public Disclosure [Records] Act, chapter 42.56 RCW. This act establishes a strong state mandate in favor of disclosure of public records. As such, the information you submit to the board, including personal information, may ultimately be subject to disclosure as a public record.

**WSR 18-05-033**  
**NOTICE OF PUBLIC MEETINGS**  
**RECREATION AND CONSERVATION**  
**OFFICE**

(Salmon Recovery Funding Board)  
 [Filed February 12, 2018, 10:56 a.m.]

The salmon recovery funding board is changing the date of the regular quarterly meeting scheduled for March 21-22, 2018:

**FROM:** March 21 and 22, 2018, from 9:00 a.m. to 5:00 p.m., Room 172, Natural Resources Building, 1111 Washington Street S.E., Olympia, WA.

**TO:** March 21, 2018, from 9:00 a.m. to 5:00 p.m., Room 172, Natural Resources Building, 1111 Washington Street S.E., Olympia, WA.

For further information, please contact Wyatt Lundquist, [Wyatt.lundquist@rco.wa.gov](mailto:Wyatt.lundquist@rco.wa.gov) or check recreation and conservation office's (RCO) web page at [http://www.rco.wa.gov/boards/srfb\\_meetings.shtml](http://www.rco.wa.gov/boards/srfb_meetings.shtml).

The RCO schedules all public meetings at barrier free sites. Persons who need special assistance may contact Leslie Frank at 360-902-0220 or by email [leslie.frank@rco.wa.gov](mailto:leslie.frank@rco.wa.gov).

**WSR 18-05-034****NOTICE OF PUBLIC MEETINGS  
LIQUOR AND CANNABIS  
BOARD**

[Filed February 12, 2018, 12:24 p.m.]

**Board Caucus Meeting**

Tuesday, February 13, 2018  
10:30 to 12:30  
LCB Headquarters Boardroom  
3000 Pacific Avenue S.E.  
Olympia, WA 98501

Please note - meeting agendas are subject to change to accommodate liquor and cannabis board business needs.

Meeting information is available online at [http://lcb.wa.gov/boardmeetings/board\\_meetings](http://lcb.wa.gov/boardmeetings/board_meetings).

For questions about agendas or meeting materials email [dustin.dickson@lcb.wa.gov](mailto:dustin.dickson@lcb.wa.gov) or call 360-664-1717.

**WSR 18-05-036****DEPARTMENT OF ECOLOGY**

[Filed February 12, 2018, 3:44 p.m.]

**PUBLIC INPUT ON THE 2018 WATER QUALITY ASSESSMENT:  
PROPOSED CHANGES TO WATER QUALITY POLICY 1-11  
AND ADDITIONAL CALL-FOR-DATA**

The department of ecology (ecology) is seeking public input on the next water quality assessment for Washington waters in order to develop and submit a 2018 "Integrated Report" to the United States Environmental Protection Agency (EPA) to meet federal Clean Water Act requirements under Sections 303(d) and 305(b). Ecology provides notice that it will:

1. Conduct a public review of proposed revisions to Water Quality Policy 1-11, Chapter 1, *Assessment of Water Quality for the Clean Water Act Sections 303(d) and 305(b) Integrated Report*. Policy 1-11 guides how ecology assesses data on waterbody segments and makes listings decisions on the water quality status.

2. Conduct a public call-for-data to seek available water quality data and information collected from fresh and marine waters in Washington within the ten year period between January 1, 2008, and December 31, 2017. An initial call-for-data was conducted in February 2016 to seek data up through December 2015. Additional data and information provided by the public will be added to the earlier data collected and will be used for updating Washington's next water quality assessment.

The last water quality assessment was approved by EPA in July 2016. The start of this next assessment process will result in submittal of the 2018 assessment and candidate 303(d) list to EPA.

Ecology's 2018 assessment will be based on the most recent state water quality standards approved by EPA (chapter 173-201A WAC, Water quality standards for surface waters of the state of Washington, and chapter 173-204 WAC, Sediment management standards).

The two requests for public input to develop the next water quality assessment are further described below.

**1. Conduct a 45-day Public Review of Proposed Revisions to Water Quality Policy 1-11:**

Ecology is proposing revisions to Water Quality Policy 1-11, chapter 1. We are conducting a forty-five day public review from February 12 - March 28, 2018. This listing policy guides how ecology assesses data for waterbody segments and makes listings decisions on the water quality status. It was last updated in 2012. A copy of the draft revisions to Policy 1-11 as well as additional information on the assessment process can be found on ecology's web site at <https://www.ecology.wa.gov/Water-Shorelines/Water-quality/Water-improvement/Assessment-of-state-waters-303d/Assessment-policy-updates>.

**The deadline for getting public comments on revisions to Water Quality Policy 1-11, Chapter 1, is 11:59 p.m. on March 28, 2018. Comments may be submitted online at <http://ws.ecology.commentinput.com/?id=ph6ZP> or sent to the address provided below.**

**2. Additional Public Call-for-Data:**

Ecology is seeking new data to be used in the next data assessment that has been collected from fresh and marine waters within the ten year period between January 1, 2008, and December 31, 2017. **If any data were previously submitted to ecology for use in the water quality assessment it does not need to be submitted again.** Numeric water quality data must be submitted into ecology's environmental information management (EIM) database to be used for the assessment. Information on submitting water quality data to EIM is available on ecology's web site at <https://www.ecology.wa.gov/Research-Data/Data-resources/Environmental-Information-Management-database/EIM-submit-data>. Narrative information that provides conclusive evidence that a beneficial water use is being impaired can be submitted directly to the water quality program at the address provided below.

**The deadline for submitting data and information to ecology for inclusion in the water quality assessment is 11:59 p.m. on March 28, 2018.**

More details about this next water quality assessment can be found at <https://www.ecology.wa.gov/Water-Shorelines/Water-quality/Water-improvement/Assessment-of-state-waters-303d>.

Questions about the water quality assessment process, or requests for assistance in submitting data and information should be directed to Patrick Lizon, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone 360-407-6782, email [303d@ecy.wa.gov](mailto:303d@ecy.wa.gov).

**WSR 18-05-038****POLICY STATEMENT  
DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Filed February 13, 2018, 9:32 a.m.]

Under RCW 34.05.230, following are one amended policy statement, one repealed policy statement, and one new

policy statement issued by the department of labor and industries insurance services division.

If you have any questions or need additional information, please contact Maggie Leland, rules coordinator at 360-902-4504.

Title: Policy 74.01 - *Resolution and Settlement Authority*.

Date Amended: December 19, 2017.

Description: The policy update reflects an increase in discretionary authority for litigation specialists. Additional updates to the policy include a title change, improved clarity of writing, rearrangement for ease of reading, and removal of irrelevant sections.

Contact: Suzy Campbell, 7273 Linderson Way, Tumwater, WA 98501, Mailstop 4250, 360-902-5003, Suzanne.campbell@lni.wa.gov.

Title: Policy 40.17 - *Payment for Smoking Cessation Products for Spinal Fusion Candidates*.

Date Repealed: January 27, 2018.

Description: Policy 40.17 is repealed and replaced with Policy 7.15 Payment for Tobacco Cessation Products for Surgical Candidates.

Contact: Suzy Campbell, 7273 Linderson Way, Tumwater, WA 98501, Mailstop 4250, 360-902-5003, Suzanne.campbell@lni.wa.gov.

Title: Policy 7.15 - *Payment for Tobacco Cessation Products for Surgical Candidates*.

Date Issued: January 27, 2018.

Description: This new policy applies when a request is received for payment of tobacco cessation. Changes include:

- The title is changed from Payment for Smoking Cessation Products for Spinal Fusion Candidates to Payment for Tobacco Cessation Products for Surgical Candidate;
- Temporary tobacco cessation treatment as an aid to recover can now be authorized for all surgeries;
- Workers now have the option for eight in-person behavioral counseling sessions;
- The worker has a choice of any combination of covered nicotine replacement therapies (NRT), or Varenicline (brand name Chantix), or Bupropion (brand name Zyban);
- Medications should start at least four weeks before the planned surgery and may continue for up to twelve weeks;
- The department does not cover electronic cigarettes as an aid to quit tobacco;
- Workers may choose a telephone hotline or an application on an electronic device for counseling but these will not be covered by the department; and
- Under rare circumstance repeat tobacco cessation treatment may be authorized on a case-by-case basis.

**Contact:** Suzy Campbell, 7273 Linderson Way, Tumwater, WA 98501, Mailstop 4250, 360-902-5003, Suzanne.campbell@lni.wa.gov.

Maggie A. Leland  
Rules Coordinator

## WSR 18-05-040

### HEALTH CARE AUTHORITY

[Filed February 13, 2018, 1:39 p.m.]

#### NOTICE

Title or Subject: Children's Health Insurance Program (CHIP) State Plan Amendment (SPA) 18-0001.

Effective Date: October 2, 2017.

Description: The health care authority intends to submit CHIP SPA 18-0001 in order to document compliance with the Mental Health Parity and Addiction Equity Act (MHPAEA) of 2008. The final rule applying MHPAEA to the CHIP program was published in the Federal Register on March 30, 2016, at 81 F.R. 18389. Section 2103 (c)(6) of the act requires that state CHIP plans that provide both medical/surgical benefits and mental health/substance use disorder (MH/SUD) benefits ensure that financial requirements and treatment limitations for such benefits comply with mental health parity requirements of 2726(a) of the Public Health Service Act.

SPA 18-0001 is expected to have no effect on the annual aggregate expenditures for MH/SUD benefits. Because Washington's CHIP state plan already includes an early and periodic screening, diagnosis, and treatment benefit delivered in accordance with section 1905(r) and 1902 (a)(43) of the act, no changes to services or payments are anticipated. This SPA is submitted to attest to compliance under these sections of the act as required under 42 C.F.R. 457.496(b).

The health care authority would appreciate any input or concerns regarding this SPA. To request a copy of the SPA, you may contact the agency in your county listed in the table or the person named below. To submit comments, please contact the person named below (please note that all comments are subject to public review and disclosure, as are the names of those who comment).

**NOTE:** Effective March 20, 2017, official public notice of proposed CHIP SPAs is published on the agency's web site at the Public Notices link. As a convenience, the agency continues to publish copies of SPA notices in the Washington State Register.

Contact Kevin Cornell, Children's Health Insurance Program, P.O. Box 45534, Olympia, WA 98599-9841, phone 360-725-1423, TDD/TTY 1-800-848-5429, fax 360-725-1158, email kevin.cornell@hca.wa.gov.

#### County Contacts

##### **Adams County**

Adams County Health Department  
108 West Main  
Ritzville, WA 99169  
Phone (509) 659-3315

##### **Asotin County**

Clarkston Home and Community Services Office  
525 Fifth Street  
Clarkston, WA 99403  
Web site <http://www.altcWashington.com>  
Phone (509) 751-4672  
Alt. Phone 1-800-310-4881  
Fax (509) 758-4593

**Benton County**

Tri-Cities Home and Community Services Office  
500 North Morain Street  
Suite 2210  
Kennewick, WA 99336  
Phone (509) 374-2100  
Alt. Phone 1-800-310-4833  
Fax (509) 374-7559

**Chelan County**

Chelan Community Services Office  
805 South Mission Street  
Wenatchee, WA 98801  
Phone (509) 667-6000

**Clallam County**

Port Angeles Home and Community Services Office  
235 West 1st Street  
Port Angeles, WA 98362  
Phone (360) 565-2160  
Alt. Phone 1-800-280-9891  
TTY (360) 417-5651  
Fax (360) 417-1416

**Clark County**

Vancouver Home and Community Services Office  
800 N.E. 136th Avenue  
Suite 220  
Vancouver, WA 98684  
Phone (360) 397-9500  
Alt. Phone 1-800-280-0586  
TTY (360) 750-4079  
Fax (360) 992-7949

**Columbia County**

Aging and Disability Resource Center  
410 East Main  
Dayton, WA 99328  
Web site <http://www.altcWashington.com/>  
Phone (509) 382-4787

**Cowlitz County**

Kelso Home and Community Services Office  
711 Vine Street  
Kelso, WA 98626  
Phone (360) 501-2500  
Alt. Phone 1-800-605-7322  
TTY (360) 577-7591  
Fax (360) 578-4106

**Douglas County**

Wenatchee Home and Community Services Office  
50 Simon Street S.E.  
Suite B  
East Wenatchee, WA 98802  
Phone (509) 886-6140  
Alt. Phone 1-800-670-8874  
Fax (509) 886-6221

**Ferry County**

Republic Home and Community Services Office  
89 East Delaware  
Republic, WA 99166

Phone (509) 775-2227  
Alt. Phone 1-888-437-0516  
TTY (509) 775-2661  
Fax (509) 775-2401

**Franklin County**

Franklin County Commissioners Office  
1016 North 4th Avenue  
Pasco, WA 99301  
Phone (509) 545-3535

**Garfield County**

Garfield County District Court  
789 West Main Street  
P.O. Box 817 or 819  
Pomeroy, WA 99347  
Phone (509) 843-1002

**Grant County**

Moses Lake Home and Community Services Office  
1651 South Pilgrim Street  
Moses Lake, WA 98837  
Phone (509) 764-5657  
Alt. Phone 1-800-671-8902  
TTY 1-800-833-6388  
Fax (509) 764-5656

**Grays Harbor County**

Aberdeen Home and Community Services Office  
415 West Wishkah Street  
Suite A2  
Aberdeen, WA 98520  
Phone (360) 533-9222  
Alt. Phone 1-800-487-0119  
TTY (360) 533-9730  
Fax (360) 533-9782

**Island County**

Oak Harbor Home and Community Services Office  
900 East College Way  
Suite 210  
Mt. Vernon, WA 98273  
Phone (360) 429-2961  
Alt. Phone 1-866-608-0836  
Fax (360) 429-2958

**Jefferson County**

Port Townsend Home and Community Services Office  
915 Sheridan Street  
Suite 201  
Port Townsend, WA 98368  
Phone (360) 379-4326  
Alt. Phone 1-800-280-9991  
Fax (360) 344-4600

**King County**

King County Home and Community Services Office  
1737 Airport Way South  
Suite 130  
P.O. Box 24847  
Seattle, WA 98134  
Phone (206) 341-7750

Alt. Phone 1-800-346-9257  
TTY 1-800-833-6384

**Kitsap County**

Bremerton Home and Community Services Office  
4710 Auto Center Boulevard  
Bremerton, WA 98312  
Phone (360) 473-2299  
Alt. Phone 1-800-422-7114  
TTY (360) 478-4928  
Fax (360) 478-6467

**Kittitas County**

Ellensburg Home and Community Services Office  
100 East Jackson Avenue  
Suite 100  
Ellensburg, WA 98926  
Phone (509) 925-0433  
Alt. Phone 1-800-310-4999  
Fax (509) 962-7755

**Klickitat County**

White Salmon Home and Community Services Office  
221 North Main Street  
White Salmon, WA 98672  
Phone (509) 493-6157  
Alt. Phone 1-800-504-1180

**Lewis County**

Chehalis Home and Community Services Office  
3451 Galvin Road  
Centralia, WA 98531  
Phone (360) 807-7150  
Alt. Phone 1-800-487-0360  
Fax (360) 330-7552

**Lincoln County**

Lincoln County Health Department  
90 Nicholls Street  
Davenport, WA 99122  
Phone (509) 725-1001

**Mason County**

Shelton Home and Community Services Office  
2505 Olympic Highway North  
Suite 440  
Shelton, WA 98584  
Phone (360) 664-9050  
Alt. Phone 1-800-462-4957  
Fax (360) 432-2045

**Okanogan County**

Omak Home and Community Services Office  
130 South Main  
Omak, WA 98841  
Phone (509) 846-2103  
Alt. Phone 1-888-437-0529  
TTY (509) 826-7389  
Fax (509) 826-7439

**Pacific County**

South Bend Home and Community Services Office  
307 East Robert Bush Drive

P.O. Box 87  
South Bend, WA 98586  
Phone (360) 875-4222  
Alt. Phone 1-800-458-3747  
Fax (360) 875-0590

**Pend Oreille County**

Newport Home and Community Services Office  
1600 West First Avenue  
Newport, WA 99156  
Phone (509) 447-6223  
Alt. Phone 1-888-437-0516  
Fax (509) 447-5256

**Pierce County**

Tacoma Home and Community Services Office  
1949 South State Street  
Tacoma, WA 98405  
Phone (253) 476-7200  
Alt. Phone 1-800-442-5129  
TTY (253) 593-5471  
Fax (253) 597-4161

**San Juan County**

San Juan County Health Services  
145 Rhone Street  
Friday Harbor, WA 98250  
Phone (360) 378-4474  
Fax (360) 378-7036

**Skagit County**

Mount Vernon Home and Community Services Office  
900 East College Way  
Suite 210  
Mt. Vernon, WA 98273  
Phone (360) 429-2961  
Alt. Phone 1-866-608-0836  
Fax (360) 416-7401

**Skamania County**

Stevenson Home and Community Services Office  
266 S.W. Second Street  
P.O. Box 817  
Stevenson, WA 98648  
Phone (509) 427-5611  
Alt. Phone 1-800-505-4203  
Fax (509) 427-4604

**Snohomish County**

Smokey Point Home and Community Services Office  
3906 172nd Street N.E.  
Suite 101  
Arlington, WA 98223  
Phone (360) 651-6800  
Alt. Phone 1-800-827-2984  
Fax (360) 651-6832

**Spokane County**

Spokane Home and Community Services Office  
1330 North Washington Street  
Suite 3000  
Spokane, WA 99201  
Phone (509) 568-3700

Alt. Phone 1-800-459-0421  
 TTY (509) 568-3697  
 Fax (509) 568-3771

**Stevens County**

Colville Home and Community Services Office  
 1100 South Main  
 Colville, WA 99114  
 Phone (509) 685-5644  
 Alt. Phone 1-800-437-0516  
 Fax (509) 684-7430

**Thurston County**

Tumwater Home and Community Services Office  
 6639 Capitol Boulevard S.W.  
 Tumwater, WA 98512  
 Phone (360) 664-9050  
 Alt. Phone 1-800-462-4957  
 TTY (360) 407-1678  
 Fax (360) 664-9107

**Wahkiakum County**

Health and Human Services  
 42 Elochoman Valley Road  
 Cathlamet, WA 98612  
 Phone (360) 795-8630  
 Alt. Phone 1-800-635-5989

**Walla Walla County**

Walla Walla Home and Community Services Office  
 206 West Poplar  
 Walla Walla, WA 99362  
 Phone (509) 524-4960  
 Alt. Phone 1-800-310-5678  
 Fax (509) 527-4142

**Whatcom County**

Bellingham Home and Community Services Office  
 600 Lakeway Drive  
 Bellingham, WA 98225  
 Phone (360) 756-5750  
 Alt. Phone 1-800-239-8292  
 Fax (360) 676-2239

**Whitman County**

Colfax Home and Community Services Office  
 418 South Main Street  
 Suite 3  
 Colfax, WA 99111  
 Phone (509) 397-5091  
 Alt. Phone 1-800-459-0421  
 Fax (509) 397-4323

**Yakima County**

Yakima Home and Community Services Office  
 1002 North 16th Avenue  
 Yakima, WA 98902  
 Phone (509) 225-4400  
 Alt. Phone 1-800-822-2097  
 Fax (509) 575-2286

**WSR 18-05-042**

**NOTICE OF PUBLIC MEETINGS  
 BREE COLLABORATIVE**

[Filed February 13, 2018, 2:53 p.m.]

The following is the schedule of Dr. Robert Bree Collaborative meetings for 2019:

Date	Time	Location
January 23, 2019	12:30 - 4:30 p.m.	Puget Sound Regional Council 5th Floor Board Room 1011 Western Avenue Seattle
March 20, 2019	12:30 - 4:30 p.m.	Puget Sound Regional Council 5th Floor Board Room 1011 Western Avenue Seattle
May 15, 2019	12:30 - 4:30 p.m.	Puget Sound Regional Council 5th Floor Board Room 1011 Western Avenue Seattle
July 24, 2019	12:30 - 4:30 p.m.	Puget Sound Regional Council 5th Floor Board Room 1011 Western Avenue Seattle
September 18, 2019	12:30 - 4:30 p.m.	Puget Sound Regional Council 5th Floor Board Room 1011 Western Avenue Seattle
November 20, 2019	12:30 - 4:30 p.m.	Puget Sound Regional Council 5th Floor Board Room 1011 Western Avenue Seattle

If you need further information contact Ginny Weir, Foundation for Health Care Quality, 705 Second Avenue, Suite 410, Seattle, WA 98104, phone 206-204-7377, fax 206-682-3739, email GWeir@qualityhealth.org.

**WSR 18-05-048**

**RULES OF COURT  
 STATE SUPREME COURT**

[February 14, 2018]

IN THE MATTER OF THE PROPOSED ) ORDER  
 AMENDMENTS TO CrR 7.2—SEN- ) NO. 25700-A-1217  
 TENCING )

The Washington State Bar Association, having recommended the adoption of the proposed amendments to CrR 7.2—Sentencing, and the Court having considered the amendments, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the proposed amendments as shown below hereto are adopted.

(b) That the proposed amendments will be published in the Washington Reports and will become effective upon publication.

DATED at Olympia, Washington this 8th day of February, 2018.

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

**CrR 7.2**  
**SENTENCING**

**(a) - (e) Unchanged.**

**Comment**

The prior rule, CrR 7.1, is adopted as CrR 7.2.

In section (a), the added language is suggested by Minn. R. Crim. P. 27.03. The deleted language addressed matters that are now covered in more detail in RCW 9.94A.~~440~~500.

Section (b) is the same as the corresponding section in the prior rule, except that subsections (1) and (2) are modified to reflect the provisions of RCW 9.94A.~~240~~585.

Section (c), concerning the withdrawal of a guilty plea, is deleted. In the existing rules, the point is covered in both CrR 4.2 and CrR 7.1. (See rule 4.2.) The language of the two provisions differs, but they appear to be the same in substance. There is no apparent distinction between the two provisions in the cases that have interpreted them. No loss of substance occurs when the provision in CrR 7.1 is deleted, leaving the point governed by CrR 4.2.

Section (c) is suggested by Minn. R. Crim. P. 27.03.

Section (d) is suggested by Minn. R. Crim. P. 27.03.

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

**WSR 18-05-049**

**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF ARCHAEOLOGY AND**  
**HISTORICAL PRESERVATION**

(Advisory Council on Historic Preservation)

[Filed February 14, 2018, 10:18 a.m.]

In accordance with RCW 42.30.075, following is notification of our meeting for the Washington state governors advisory council on historic preservation (ACHP).

Date: March 8, 2018  
Place: Seattle Center Armory  
(formerly Center House)  
Loft 2  
305 Harrison Street  
Seattle, WA 98109  
206-684-7200  
<http://www.seattlecenter.com>

Meeting, date, time, and location of the ACHP may be subject to change. For updated information about our meetings, please contact Michael Houser at 360-586-3076 or email [Michael.Houser@dahp.wa.gov](mailto:Michael.Houser@dahp.wa.gov) or visit web site <https://dahp.wa.gov/historic-registers/washington-state-advisory-council-on-historic-preservation>.

If anyone wishes to request disability accommodation, please notify us at least ten days in advance of the meeting in question. Notice may be given by phone 360-586-3065, fax 360-586-3067 or by contacting Beverly Ubias at 360-586-3077 or [Beverly.Ubias@dahp.wa.gov](mailto:Beverly.Ubias@dahp.wa.gov).

**WSR 18-05-050**

**INTERPRETIVE STATEMENT**  
**DEPARTMENT OF AGRICULTURE**

[Filed February 14, 2018, 10:47 a.m.]

**Number: CI-18-0001**

Subject: Clarification regarding industrial hemp program regulations applicable to industrial hemp after processing as a "publicly marketable hemp product."

Supersedes: N/A.

Contact: Victor Shaul, Seed Inspection Program Manager, email [hemp@agr.wa.gov](mailto:hemp@agr.wa.gov), phone 509-249-6950.

Date Approved: February 13, 2018.

To provide clarity regarding industrial hemp program regulations applicable to processed industrial hemp, the Washington state department of agriculture (WSDA) issues this interpretive statement pursuant to RCW 34.05.230.

Under RCW 15.120.020, "industrial hemp" is an agricultural product that may be grown, produced, possessed, processed and exchanged in the state solely and exclusively as part of an industrial hemp research program supervised by the department. This section also stipulates that processing any part of industrial hemp, except seed, as food, extract, oil, cake, concentrate, resin or other preparation for topical use, oral consumption, or inhalation by humans is prohibited.

Under WAC 16-305-070, "a person shall obtain an industrial hemp processor and marketer license prior to obtaining industrial hemp for processing or marketing purposes." The intent of this rule is to require these licenses and related WSDA oversight for the processing and marketing of industrial hemp in its unprocessed forms. The intent of this rule is not to require such licenses after industrial hemp has been processed consistent with WSDA regulations into a marketable commodity. The marketer license required under WAC 16-305-070 is required to market industrial hemp in its unprocessed forms, including the marketing of viable seeds.

WSDA interprets its rules, including the "industrial hemp processor and marketer" license rule (WAC 16-305-070), to mean that a processor license is required to process industrial hemp (whether green, dried, bailed or pelletized) that is in the form of living hemp plants, viable seed, leaf materials, floral materials, and raw stalks. A marketer license is required to market industrial hemp in these forms.

In contrast, industrial hemp processed in compliance with WSDA regulations (or under an equivalent regulatory program recognized by WSDA), is a form of "publicly marketable hemp product" for which a processor or marketer license is not required. A "publicly marketable hemp product" does not include industrial hemp (whether green, dried, bailed or pelletized) that is in the form of living hemp plants, viable seed, leaf materials, floral materials, and raw stalks. A "publicly marketable hemp product" does include the following products: Bare stalks that have been pressed or decorticated (including without removal of the fiber); bast fiber; hurd fiber; nonviable roots; nonviable seeds (grain), seed oils and seed coats separated from the seed; and, hemp plant extracts (subject to the THC limitations applicable to industrial hemp under chapter 15.120 RCW and the prohibited topical and consumption uses by humans under RCW 15.120-.020).

Although "publicly marketable hemp products" are not subject to the license requirements under WAC 16-305-070, such products remain subject to applicable regulations under chapter 15.120 RCW and the industrial hemp program rules. For example, "publicly marketable hemp product" processed in Washington state should be derived from industrial hemp that was issued a "fit for commerce certificate" under WAC 16-305-130.

Derek I. Sandison  
Director

**WSR 18-05-051**

**NOTICE OF PUBLIC MEETINGS**

**GRAIN COMMISSION**

[Filed February 14, 2018, 11:07 a.m.]

The Washington grain commission (WGC) hereby complies with regulations as stated in RCW 42.30.075 and provides pertinent scheduled meeting changes, per the board of directors, for publication in the state register. The date change for the May annual meeting is submitted at least twenty days prior to the scheduled meeting date. The location remains the same at the WGC office.

*May meeting was previously listed as:* Annual, Wednesday and Thursday, May 16 (10:00 a.m.) and 17 (8:00 a.m.).

**PLEASE CHANGE TO READ:** Annual, **Wednesday and Thursday, May 23 (10:00 a.m.) and 24 (8:00 a.m.)**.

**WSR 18-05-055**

**NOTICE OF PUBLIC MEETINGS**

**UNIVERSITY OF WASHINGTON**

[Filed February 15, 2018, 9:11 a.m.]

The board of regents of the University of Washington has cancelled the Wednesday regular meeting on March 7, 2018, at 5:30 p.m.

If you need further information contact Tyler Lange, Secretary of the Board, University of Washington Board of Regents, 139 Gerberding Hall, Box 351264, Seattle, WA 98195-1264, 206-543-1633, regents@uw.edu, www.uw.edu/regents.

**WSR 18-05-061**

**AGENDA**

**DEPARTMENT OF  
FISH AND WILDLIFE**

[Filed February 15, 2018, 4:51 a.m.]

Following is the Washington department of fish and wildlife's (WDFW) semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

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

If you have questions about this rule-making agenda, please contact Scott Bird, WDFW Rules Coordinator, 600 Capitol Way North, Olympia, WA 98501-1091, phone 360-902-2403, fax 360-902-2155, or email scott.bird@dfw.wa.gov.

**Semi-Annual Rule-Making Agenda  
January through June 2018**

<b>WAC Citation</b>	<b>Subject Matter</b>	<b>Preproposal (CR-101)</b>	<b>Proposed (CR-102) or Expedited (CR-105)</b>	<b>Permanent (CR-103P)</b>
220-410 220-412 220-413 220-414 220-415	Hunting seasons: Three year package	WSR 17-24-106 filed 12/6/2017	WSR 18-03-177 filed 1/24/2018	Expected in April 2018

<b>WAC Citation</b>	<b>Subject Matter</b>	<b>Preproposal (CR-101)</b>	<b>Proposed (CR-102) or Expedited (CR-105)</b>	<b>Permanent (CR-103P)</b>
220-416 220-440				
220-47	North of Falcon—Puget Sound commercial salmon fishery	WSR 18-01-004 filed 12/6/2017	Expected in March 2018	Expected in June 2018
220-340 220-312 220-310	North of Falcon—Recreational fishing rules	WSR 18-03-109 filed 1/18/2018	Expected in March 2018	Expected in June 2018
220-312	North of Falcon—Coastal commercial salmon fisheries	WSR 18-03-129 filed 1/19/2018	Expected in March 2018	Expected in June 2018
220-352-030	Keeping salmon for personal use	WSR 17-17-083 filed 8/16/2017	WSR 18-01-095 filed 12/18/2017	Expected in March 2018
220-660	Hydraulic code rules	WSR 17-20-109 filed 10/4/2017	WSR 18-03-145 filed 1/22/2018	Expected in March 2018
220-340-500	Coastal commercial ocean pink shrimp trawl fishery	WSR 17-21-053 filed 10/13/2017	WSR 18-01-093 filed 12/18/2017	Expected in March 2018
220-360-140	Updating wholesale fish dealer term		WSR 17-22-131 filed 11/1/2017 (CR-105)	Expected in February 2018
220-340-070	Geoduck divers licenses	WSR 17-13-085 filed 6/17/2017	WSR 18-03-142 filed 1/22/2018	Expected in March 2018
220-640	Aquatic invasive species		WSR 17-22-134 filed 11/1/2017 (CR-105)	Expected in February 2018
220-351-080	License fees		WSR 18-03-148 filed 1/22/2018 (CR-105)	Expected in April 2018
220-200	Hunting and fishing ADA rules	WSR 17-23-044 filed 11/8/2017	Expected in March 2018	Expected in June 2018
220-330	Recreational clam and oyster seasons	WSR 17-19-096 filed 9/19/2017	Expected in April 2018	Expected in June 2018
220-650	Ballast Water		WSR 18-01-092 filed 12/18/2017 (CR-105)	Expected in April 2018
220-352	Fish catch record card reporting	WSR 18-03-144 filed 1/22/2018	Expected in March 2018	Expected in June 2018
220-120	Copy costs for public records requests	WSR 17-15-048 filed 7/11/2017	WSR 17-22-132 filed 11/1/2017	Expected in February 2018
220-500	Shooting ranges	WSR 17-21-058 filed 10/18/2017	Expected in April 2018	Expected in August 2018
220-200-100	Protected species	WSR 16-13-044 filed 6/8/2016	Expected in May 2018	Expected in August 2018
220-330	Commercial shellfish and shellfish aquaculture	WSR 18-05-035 filed 2/12/2018	Expected in April 2018	Expected in June 2018

Scott Bird  
Rules Coordinator

**WSR 18-05-065**

**NOTICE OF PUBLIC MEETINGS  
BREE COLLABORATIVE**

[Filed February 16, 2018, 10:44 a.m.]

The following is a change to the schedule of Dr. Robert Bree Collaborative meetings for 2018:

Date	Time	Location
July 17, 2018 (was July 25, 2018)	12:30 - 4:30 p.m.	<b>Puget Sound Regional Council</b> 5th Floor Board Room 1011 Western Avenue Seattle

If you need further information contact Ginny Weir, Foundation for Health Care Quality, 705 Second Avenue, Suite 410, Seattle, WA 98104, phone 206-204-7377, fax 206-682-3739, email [GWeir@qualityhealth.org](mailto:GWeir@qualityhealth.org).

**WSR 18-05-074**

**NOTICE OF PUBLIC MEETINGS  
DEPARTMENT OF CORRECTIONS  
(Correctional Industries Advisory Board)**

[Filed February 20, 2018, 8:23 a.m.]

Following is the schedule of regular meetings for the correctional industries advisory board for 2018:

Date	Time	Location
March 27, 2018	8:30 a.m.	Tumwater, Washington
June 19, 2018	8:30 a.m.	Gig Harbor, Washington
September 18, 2018	8:30 a.m.	Airway Heights, Washington
December 4, 2018	8:30 a.m.	Tumwater, Washington

If you need further information contact Lori T. Miller, P.O. Box 41116, Olympia, WA 98501, 360-725-9106, 360-753-0219, [ltmiller@doc1.wa.gov](mailto:ltmiller@doc1.wa.gov), [www.washingtonci.com](http://www.washingtonci.com).

**WSR 18-05-088**

**NOTICE OF PUBLIC MEETINGS  
WASHINGTON STATE UNIVERSITY**

[Filed February 20, 2018, 4:05 p.m.]

Public Notice

Change to Board of Regents Meeting Schedule for 2018

The Washington State University board of regents has changed the locations of the following regular meetings:

From: September 20-21, 2018  
Board of Regents Meeting  
Pullman  
November 15-16, 2018  
Board of Regents Meeting  
Vancouver

To: September 20-21, 2018  
Board of Regents Meeting  
Vancouver  
November 15-16, 2018  
Board of Regents Meeting  
Pullman

All other meeting dates and locations for the WSU board of regents previously noticed for 2018 remain the same.

For further information, please contact Desiree Jacobsen, Executive Assistant to the Board of Regents, P.O. Box 641048, Pullman, WA 99164-1048, 509-335-4200, [desiree@wsu.edu](mailto:desiree@wsu.edu).