

WSR 18-15-041
RULES OF COURT
STATE SUPREME COURT
[July 11, 2018]

IN THE MATTER OF THE PROPOSED) ORDER
AMENDMENTS TO JuCR 7.7—STATE-) NO. 25700-A-1234
MENT ON PLEA OF GUILTY; CrRLJ)
4.2(G)—STATEMENT OF DEFENDANT)
ON PLEA OF GUILTY; AND CrRLJ)
4.2(G) "DUI" ATTACHMENT)

The Washington State Pattern Forms Committee, having recommended the expeditious adoption of the proposed amendments to JuCR 7.7—Statement on Plea of Guilty; CrRLJ 4.2(g)—Statement of Defendant on Plea of Guilty; and CrRLJ 4.2(g) "DUI" Attachment, and the Court having considered the amendments and comments submitted thereto, 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 are adopted.

(b) That pursuant to the emergency provisions of GR 9 (j)(1), the proposed amendments will be published expeditiously in the Washington Reports and will become effective upon publication.

DATED at Olympia, Washington this 11th day of July, 2018.

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

SUPERIOR COURT OF WASHINGTON COUNTY OF JUVENILE COURT

STATE OF WASHINGTON v. Respondent

NO: STATEMENT ON PLEA OF GUILTY (STJOPG)

1. My true name is: I am also known as:

LOCAL SANCTIONS:

Table with 6 columns: COUNT, SUPERVISION, COMMUNITY RESTITUTION, FINE, DETENTION, RESTITUTION. Rows 1-3.

I understand that, if community supervision is imposed, I will be required to comply with various rules, which could include school attendance, curfew, law abiding behavior,

2. My age is Date of Birth:
3. I have been informed and fully understand that I have the right to a lawyer, and that if I cannot afford to pay for a lawyer, the judge will provide me with one at no cost. I understand that a lawyer can look at the social and legal files in my case, talk to the police, probation counselor, and prosecuting attorney, tell me about the law, help me understand my rights, and help me at trial.

4. I understand that I am charged with Count 1 the elements of which are Count 2 the elements of which are

And I have been given a copy of the charge(s).

5. I UNDERSTAND I HAVE THE FOLLOWING IMPORTANT RIGHTS, AND I GIVE THEM ALL UP BY PLEADING GUILTY:

- a. I have the right to a speedy and public trial in the county where the offense(s) allegedly occurred.
b. I have the right to remain silent before and during trial, and I need not testify against myself.
c. I have the right to hear and question witnesses who might testify against me.
d. I have the right to testify and to have witnesses testify for me. These witnesses may be required to appear at no cost to me.
e. I am presumed innocent unless the charge is proven beyond a reasonable doubt or I enter a plea of guilty.
f. I have the right to appeal a finding of guilt after trial.

6. I have been informed that in order to determine an appropriate sentence regarding the charges to which I plead guilty in this matter, the judge will take into consideration my criminal history, which is as follows:

- a.
b.
c.
d.
e.
f.

7. The Standard Sentencing Range, which was calculated using my criminal history as referenced in Paragraph 6, above, is as follows:

associational restrictions, counseling, treatment, urinalysis, and/or other conditions deemed appropriate by the judge. Failure to comply with the conditions of supervision could

result in a violation being found and further confinement imposed for the violation up to 30 days.

In addition to these conditions, the court will order me to perform up to 7 hours of community restitution per offense involving a victim who suffered bodily injury or death and

JUVENILE REHABILITATION ADMINISTRATION (JRA) COMMITMENT:

COUNT	WEEKS AT JUVENILE REHABILITATION ADMINISTRATION (JRA) FACILITY						RESTITUTION	
<input type="checkbox"/> 1	<input type="checkbox"/> 15 - 36	<input type="checkbox"/> 30 - 40	<input type="checkbox"/> 52 - 65	<input type="checkbox"/> 80 - 100	<input type="checkbox"/> 103 - 129	<input checked="" type="checkbox"/> 129 - 260	<input type="checkbox"/> 180 - Age 21	<input type="checkbox"/> As required <input type="checkbox"/> ___
<input type="checkbox"/> 2	<input type="checkbox"/> 15 - 36	<input type="checkbox"/> 30 - 40	<input type="checkbox"/> 52 - 65	<input type="checkbox"/> 80 - 100	<input type="checkbox"/> 103 - 129	<input checked="" type="checkbox"/> 129 - 260	<input type="checkbox"/> 180 - Age 21	<input type="checkbox"/> As required <input type="checkbox"/> ___
<input type="checkbox"/> 3	<input type="checkbox"/> 15 - 36	<input type="checkbox"/> 30 - 40	<input type="checkbox"/> 52 - 65	<input type="checkbox"/> 80 - 100	<input type="checkbox"/> 103 - 129	<input checked="" type="checkbox"/> 129 - 260	<input type="checkbox"/> 180 - Age 21	<input type="checkbox"/> As required <input type="checkbox"/> ___

I understand that, if I am committed to a Juvenile Rehabilitation Administration (JRA) facility, following my release I may be required to comply with a program of parole for a number of months. I understand that if placed on parole, I will be under the supervision of a parole officer. The conditions of parole will restrict my actions and may require me to participate in activities and programs including, but not limited to, evaluation, treatment, education, employment, community restitution, electronic monitoring, urinalysis, and, if I am adjudicated of certain offenses, a program applicable to juvenile firearm offenders. Failure to comply with the conditions of parole may result in parole revocation and further confinement. If the offense to which I am pleading guilty is a sex offense, failure to comply with the conditions of parole may result in further confinement of up to 24 weeks.

In addition to these conditions, the court will order me to perform up to 7 hours of community restitution per offense involving a victim who suffered bodily injury or death and that is not a most serious offense as defined by RCW 9.94A.-030, or a sex offense under chapter 9.44 RCW. I must perform this community restitution consecutively to any other community restitution imposed for the offense. RCW 7.68.-035, .020.

I understand that if I am pleading guilty to two or more offenses, the disposition terms shall run consecutively (one term after the other) subject to the limitations in RCW 13.40.180.

I understand that if any additional criminal history is discovered, both the standard sentence range and the prosecuting attorney's recommendation may increase. Even so, my plea of guilty to this charge is binding.

8. RIGHT TO APPEAL SENTENCE: I understand that the judge must impose a sentence within the standard range, unless the judge finds by clear and convincing evidence that the standard range sentence would amount to a manifest injustice. If the judge goes outside the standard range, either the state or I can appeal that sentence. If the sentence is within the standard range, no one can appeal the sentence.

9. MAXIMUM PUNISHMENT: I have been informed, and fully understand, that the maximum punishment I can receive is commitment until I am 21 years old 25 years old, but that I may be incarcerated for no longer than the adult maximum sentence for this offense.

10. COUNTS AS CRIMINAL HISTORY: I understand that my plea of guilty and the judge's acceptance of my plea will become part of my criminal history. I understand that if I am pleading guilty to two or more offenses that arise out of the same course of conduct, only the most serious offense will

that is not a most serious offense as defined by RCW 9.94A.030, or a sex offense under chapter 9.44 RCW. I must perform this community restitution consecutively to any other community restitution imposed for the offense. RCW 7.68.035, .020.

count as an offense in my criminal history. I understand that my guilty plea will remain part of my criminal history when I am an adult and may affect my ability to remain in the Juvenile Justice System should I re-offend. I understand that the judge will consider my criminal history when sentencing me for any offense that I commit in the future as an adult or juvenile.

11. GROUNDS FOR DEPORTATION: If I am not a citizen of the United States, a plea of guilty to an offense punishable as a crime under state law may be grounds for deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.

12. NOTIFICATION RELATING TO SPECIFIC CRIMES: IF ANY OF THE FOLLOWING PARAGRAPHS DO NOT APPLY, THEY SHOULD BE STRICKEN AND INITIALED BY THE DEFENDANT AND THE JUDGE.

[A] SUSPENSION/REVOCAION OF DRIVING PRIVILEGE: I have been informed that the Department of Licensing will be notified and my privilege to drive suspended or revoked:

Over 13 & Alcohol, Drugs, Unlawful Possession of a Firearm (UPFA) <18, or Armed with Firearm (not first offense): (1) If the court finds me guilty of one of the following offenses and I was 13 years or older at the time I committed the offense: alcohol under chapter 66.44 RCW; violation of the Uniform Controlled Substances Act (VUCSA) under chapter 69.50 RCW; legend drug under chapter 69.41 RCW; imitation drugs under chapter 69.52 RCW; UPFA <18 RCW 9.41.040 (2)(iv); and/or, an offense while armed with a firearm under RCW 13.40.196; AND, (2) I have a prior offense for the same offense. See RCW 13.40.265.

UPFA or Armed During Offense In Which Vehicle was Used (with priors):

(1) If the court finds me guilty of one of the following offenses: UPFA 1 or 2 under RCW 9.41.040; and/or an offense while armed with a firearm under RCW 13.40.196 during which the court found a motor vehicle served an integral function during the offense; AND (2) I previously committed one or more of the following offenses: alcohol under chapter 66.44 RCW; VUCSA under chapter 69.50 RCW; legend drug under chapter 69.41 RCW; imitation drugs under chapter 69.52 RCW; UPFA under RCW 9.41.040; and/or an offense while armed with a firearm under RCW 13.40.196. See RCW 9.41.040(5).

Certain Motor Vehicle Offenses—If the court finds me guilty of one of the following offenses: DUI; physical control; DWLS 1 and 2; vehicular assault/homicide; hit and run attended; reckless driving; any felony which a vehicle used in commission (except "TMVOOP2" (taking a motor vehicle without owner's permission) where the court finds I was a

passenger only in committing the offense); false statements under chapter 46 RCW; felony elude; unattended child in running vehicle (2nd or subsequent conviction); reckless endangerment of road workers; and/or theft of motor vehicle fuel. See RCW 46.20.285, 46.61.5055(9), 46.20.342(2), 46.61.524, 46.52.020(6), 46.61.500(2), 46.61.024(3), 46.61.685(2), 46.61.527(5), 46.61.740(2), and 46.20.270.

[B] OFFENDER REGISTRATION FOR SEX OFFENSE OR KIDNAPPING OFFENSE: Because this crime involves a sex offense, or a kidnapping offense involving a minor as defined in RCW 9A.44.128, I will be required to register where I reside, study, or work. The specific registration requirements are set forth in the "Offender Registration" Attachment.

[C] DNA TESTING: Pursuant to RCW 43.43.754, if this crime involves a felony, or an offense which requires sex or kidnapping offender registration, or any of the following offenses: stalking, harassment, communication with a minor for immoral purposes, assault in the fourth degree where domestic violence was pleaded and proved, assault in the fourth degree with sexual motivation, custodial sexual misconduct in the second degree, failure to register as a sex or kidnapping offender, patronizing a prostitute, sexual misconduct with a minor in the second degree, or violation of a sexual assault protection order, I will be required to have a biological sample collected for purposes of DNA identification analysis. I will be required to pay a \$100 DNA fee. This paragraph does not apply if it is established that the Washington State Patrol crime laboratory already has a sample from me for a qualifying offense.

[D] HIV TESTING: If this crime involves a sexual offense, prostitution, or a drug offense associated with hypodermic needles, I will be required to undergo testing for the human immunodeficiency (HIV/AIDS) virus. RCW 70.24.340.

[E] \$100 CVC FEE FOR MOST SERIOUS OR SEX OFFENSE: I understand that if I am pleading guilty to a most serious offense as defined by RCW 9.94A.030 and/or a sex offense under chapter 9A.44 RCW, I will be required to pay a mandatory Crime Victim's Compensation Fee of \$100. RCW 7.68.035.

[F] SCHOOL NOTIFICATION: If I am enrolled in a common school, the court will notify the principal of my plea of guilty if the offense for which I am pleading guilty is a violent offense as defined in RCW 9.94A.030; a sex offense as defined in RCW 9.94A.030; inhaling toxic fumes under chapter 9.47A RCW; a controlled substance violation under chapter 69.50 RCW; a liquor violation under RCW 66.44.-270; or any crime under chapters 9.41, 9A.36, 9A.40, 9A.46, and 9A.48 RCW. RCW 13.04.155.

[G] SCHOOL ATTENDANCE WITH VICTIM PROHIBITED: I understand that if I am pleading guilty to a sex offense, I will not be allowed to attend the school attended by the victim or victim's siblings. RCW 13.40.160.

[H] FEDERAL BENEFITS: I understand that if I am pleading guilty to a felony drug offense, my eligibility for state and federal food stamps and welfare will be affected.

21 U.S.C. § 862a.

[I] MANDATORY MINIMUM SENTENCE: The crime of _____ has a mandatory minimum sentence of at least _____ weeks of

total confinement. The law does not allow any reduction of this sentence.

[J] RIGHT TO POSSESS FIREARMS: [JUDGE MUST READ THE FOLLOWING TO OFFENDER] I have been informed that if I am pleading guilty to any offense that is classified as: (1) a felony; or, (2) any of the following crimes when committed by one family or household member against another: assault in the fourth degree, coercion, stalking, reckless endangerment, criminal trespass in the first degree, or violation of the provisions of a protection order or no-contact order restraining the person or excluding the person from a residence; or, (3) harassment committed by one family or household member against another, committed on or after June 7, 2018; that I may not possess, own, or have under my control any firearm, and under federal law any firearm or ammunition, unless my right to do so has been restored by the court in which I am adjudicated or the superior court in Washington State where I live, and by a federal court if required.

[K] FIREARMS POSSESSION OR COMMISSION WHILE ARMED:

[i] Minimum 10 Days for Possession under Age 18: I understand that the offense I am pleading guilty to includes possession of a firearm in violation of RCW 9.41.040 (2)(a)(~~iii~~iv), and pursuant to RCW 13.40.193, the judge will impose a mandatory minimum disposition of 10 days of confinement, which must be served in total confinement without possibility of release until a minimum of 10 days has been served.

[ii] Unlawful Possession with Stolen Firearm: I understand that if the offenses I am pleading guilty to include both a conviction under RCW 9.41.040 for unlawful possession of a firearm in the first or second degree and one or more convictions for the felony crimes of theft of a firearm or possession of a stolen firearm, that the sentences imposed for these crimes shall be served consecutively to each other. A consecutive sentence will also be imposed for each firearm unlawfully possessed.

[iii] Armed During Commission of Any Offense: I understand that if the offense I am pleading guilty to includes a finding that either I or my accomplice was armed with a firearm during the commission of the offense, that the standard range disposition shall be determined pursuant to RCW 13.40.160, unless the judge finds a manifest injustice, in which case the disposition shall be determined pursuant to RCW 13.40.193(3). Such confinement will run consecutive to any other sentence that may be imposed.

[iv] Armed During Commission of a Felony: I further understand that the offense I am pleading guilty to includes a finding that either myself or my accomplice was armed with a firearm during the commission of a felony (other than possession of a machine gun, possession of a stolen firearm, drive-by shooting, theft of a firearm, unlawful possession of a firearm in the first or second degree, or use of a machine gun in a felony) and, therefore, unless the felony is a violent offense as defined in RCW 9.94A.030, committed when I was 16 or 17 years old, the following mandatory periods of total confinement will be added to my sentence: For a class A felony, six (6) months; for a class B felony, four (4) months; and for a class C felony, two (2) months. If the felony is a violent offense as defined in RCW 9.94A.030, committed when

I was 16 or 17 years old, then a period of twelve (12) months will be added to my sentence. Such confinement will run consecutive to any other sentence that may be imposed.

[v] Armed During Violent Offense at Age 16 or 17 with Gang Involvement: I further understand that the offense I am pleading guilty to includes a finding that: (a) I was 16 or 17 years old during the commission of a robbery in the first degree, drive-by shooting, burglary in the first degree, or any violent offense as defined in RCW 9.94A.030;

(b) during commission of the offense I was armed with a firearm; and, (c) my participation in the offense was related to membership in a criminal street gang or advanced the benefit, aggrandizement, gain, profit, or other advantage for a criminal street gang; therefore, a period of three (3) months will be added to my sentence. Such confinement will run consecutive to any other sentence that may be imposed.

[vi] Unlawful Possession of a Firearm in the 1st or 2nd degree. I understand that if I am pleading guilty to Unlawful Possession of a Firearm in the 1st or 2nd degree, I must participate in a "qualifying program" unless there is no such program available or the court makes a written finding based on the juvenile court risk assessment that participation in the program would not be appropriate. A qualifying program means an aggression replacement training program, a functional family therapy program, or another cost-beneficial, evidence, or research based approved program applicable to the juvenile firearm offender population.

[L] FELONY FIREARM OFFENDER REGISTRATION: I am subject to court-ordered felony firearm offender registration pursuant to RCW 9.41.330. The specific registration requirements are in the "Felony Firearm Offender Registration" Attachment.

Dated: _____

13. I understand that the prosecuting attorney will make the following recommendation to the judge:

14. I understand that the probation counselor will make the following recommendation to the judge:

15. Although the judge will consider recommendations of the prosecuting attorney and the probation officer, the judge may impose any sentence he or she feels is appropriate, up to the maximum allowed by law.

16. The judge has asked me to state in my own words what I did that makes me guilty of this crime. This is my statement:

Instead of making a statement, I agree that the judge may review the police reports and/or a statement of probable cause supplied by the prosecution to establish a factual basis for the plea.

17. I plead guilty to count ____ in the ____ Information. I have received a copy of that Information.

18. I make this plea freely. No one has threatened to harm me or anyone else to get me to plead guilty.

19. No one has made any promises to make me plead guilty, except as written in this statement.

20. I have read or someone has read to me everything printed above, and in Attachment "A," if applicable, and I understand it in full. I have been given a copy of this statement. I have no more questions to ask the judge.

Respondent

I have read and discussed this statement with the respondent and believe that the respondent is competent and fully understands the statement.

Deputy Prosecuting Attorney

WSBA No.

Attorney for Respondent

WSBA No.

Type or Print Name

Type or Print Name

JUDGE'S CERTIFICATE

The foregoing statement was signed by the respondent in open court in the presence of his or her lawyer and the undersigned judge. The respondent asserted that [check appropriate box]:

- (a) The respondent had previously read the entire statement above and that the respondent understood it in full;
- (b) The respondent's lawyer had previously read to him or her the entire statement above and that the respondent understood it in full; or
- (c) An interpreter had previously read to the respondent the entire statement above and that the defendant understood it in full. The Interpreter's Declaration is attached.

INTERPRETER'S DECLARATION: I am a certified or registered interpreter, or have been found otherwise qualified by the court to interpret, in the _____ language, which the respondent understands. I have interpreted this document for the respondent from English into that language. I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signed at (city) _____, (state) _____, on (date) _____.

Interpreter

Print Name

I find the respondent's plea of guilty is knowingly, intelligently, and voluntarily made. Respondent understands the charge and the consequences of the plea. There is a factual basis for the plea. The respondent is guilty as charged.

Dated: _____

Judge/Commissioner

Court of Washington for	No. Statement of Defen- dant on Plea of Guilty
_____ Plaintiff, v. _____ Defendant.	

1. My true name is _____.
2. My age is _____.
3. The last level of education I completed was: _____.
4. ***I Have Been Informed and Fully Understand that:***

(a) I have the right to representation by a lawyer and that if I cannot afford to pay for a lawyer, one will be provided at no expense to me.

(b) I am charged with:

Count	Crime	RCW or Ordinance (with subsection)
1.		
2.		
3.		
4.		

In count(s) _____, the defendant committed the offense against another family or household member as defined in RCW 10.99.020.

The elements are:

- as set out in the charging document.
- as follows: _____

5. I Understand That I Have the Following Important Rights, and I Give Them All Up by Pleading Guilty:

(a) The right to a speedy and public trial by an impartial jury in the county where the crime is alleged to have been committed;

(b) The right to remain silent before and during trial, and the right to refuse to testify against myself;

(c) The right at trial to hear and question the witnesses who testify against me;

(d) The right at trial to testify and to have witnesses testify for me. These witnesses can be made to appear at no expense to me;

(e) I am presumed innocent unless the charge is proven beyond a reasonable doubt or I enter a plea of guilty;

(f) The right to appeal a finding of guilt after a trial.

6. In Considering the Consequences of My Guilty Plea, I Understand That:

(a) My right to appeal is limited.

(b) The crime with which I am charged carries a maximum sentence of _____ days in jail and a \$ _____ fine.

(c) The prosecuting authority will make the following recommendation to the judge:

_____.

(d) The judge does not have to follow anyone's recommendation as to sentence. The judge can give me any sentence up to the maximum authorized by law no matter what the prosecuting authority or anyone else recommends.

(e) The judge may place me on probation for up to five (5) years if I am sentenced for a domestic violence offense or under RCW 46.61.5055, or up to two (2) years for all other offenses and impose conditions of probation. If the court orders me to appear at a hearing regarding my compliance with probation and I fail to attend the hearing, the term of probation will be tolled until I appear before the court on the record.

(f) The judge may require me to pay costs, fees and assessments authorized by law. The judge may also order me to make restitution to any victims who lost money or property as a result of crimes I committed. The maximum amount of restitution is double the amount of the loss of all victims or double the amount of my gain.

(g) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a crime under state law may be grounds for deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.

Notification Relating to Specific Crimes: If any of the Following Paragraphs Apply, the Box Should Be Checked and the Paragraph Initialed by the Defendant.

(h) The crime of _____ has a mandatory minimum sentence of _____ days in jail and \$ _____ fine plus costs and assessments. ~~The law does not allow any reduction of this sentence.~~

(i) The crime of prostitution, indecent exposure, permitting prostitution and patronizing a prostitute has a mandatory assessment of \$ _____. The court may reduce up to two-thirds of this assessment if the court finds that I am not able to pay the assessment. RCW 9A.88.120.

(j) If this crime involves patronizing a prostitute, a condition of my sentence will be that I not be subsequently arrested for patronizing a prostitute or commercial sexual abuse of a minor. The court will impose crime-related geographical restrictions on me, unless the court finds they are not feasible. If this is my first offense, the court will order me to attend a program designed to educate me about the negative costs of prostitution.

(k) If this crime involves a sexual offense, prostitution, or a drug offense associated with hypodermic needles, I will be required to undergo testing for the human immunodeficiency (HIV/AIDS) virus.

(l) This plea of guilty will result in suspension or revocation of my driving license or privilege by the Department of Licensing for a minimum period of _____. Department of Licensing may impose a longer period of suspension or revocation based upon my record of conviction. This period may not include suspension or revocation based on other matters. RCW 46.61.5055(9).

(m) I understand that RCW 46.20.265 requires that my driver's license be revoked if (a) the current offense is a violation under chapters 69.41 [legend drug], 69.50 [violation of the Uniform Controlled Substances Act], or 69.52 [imitation drugs] RCW, and I was under the age of 21 at the time of the offense **OR** (b) the current offense is a violation under RCW 9.41.040 (unlawful possession of firearm), and I was under the age of 18 at the time of the offense **OR** (c) the current offense is a violation under chapter 66.44 [alcohol] RCW, and I was under the age of 18 at the time of the offense, **AND** if (a), (b), or (c) applies, the court finds that I previously committed an offense while armed with a firearm, an unlawful possession of a firearm offense, or an offense in violation of chapters 66.44, 69.41, 69.50, or 69.52 RCW.

(n) If I am convicted for violating a domestic violence protection order issued under chapter 26.50 RCW, the court shall impose a mandatory fine of \$15. RCW 26.50.110.

(o) I may not possess, own, or have under my control any firearm, and under federal law any firearm or ammunition, unless my right to do so is restored by the court of record that ordered the prohibition on possession of a firearm or the superior court in Washington State where I live, and by a federal court if required. I must immediately surrender any concealed pistol license.

(p) If this crime involves a violation of Title 77 RCW, the Department of Fish and Wildlife may, and in some cases shall, suspend or revoke my privileges under Fish and Wildlife licensing.

(q) If this crime involves a drug offense, my eligibility for state and federal education benefits will be affected. 20 U.S.C. § 1091(r).

(r) This plea of guilty is considered a conviction under RCW 46.25.010 and I will be disqualified from driving a commercial motor vehicle. RCW 46.25.090. I am required to notify the Department of Licensing and my employer of this guilty plea within 30 days after the judge signs this document. RCW 46.25.030.

(s) If this case involves driving while under the influence of alcohol and/or being in actual physical control of a vehicle while under the influence of alcohol and/or drugs, I have been informed and understand that I will be subject to:

the penalties described in the "DUI" Attachment or the "Washington State Misdemeanor DUI Sentencing Attachment."

OR

these penalties: Mandatory minimum sentence:

- _____ days in jail.
- _____ days of electronic home monitoring.
- \$ _____ monetary penalty.
- If 24/7 sobriety program is available, if I have 2 prior offenses, a 6-month period of 24/7 sobriety program monitoring; or 6 months of ignition interlock device requirement; or both.
- Comply with the rules and requirements of the Department of Licensing regarding the installation and use of a functioning ignition interlock device on all motor vehicles that I operate.
- The Department of Licensing will suspend or revoke my driving privilege for the period of time stated in paragraph 6(l).

If I have no prior offenses: instead of the minimum jail term, the judge may order me to serve _____ days in electronic home monitoring or _____ days on 24/7 sobriety program monitoring.

If I have prior offense(s):

- The judge shall order me to submit to an expanded alcohol assessment and comply with treatment deemed appropriate by that assessment.
- If I have 1 prior offense, instead of mandatory jail and electronic home monitoring, the judge may order me to serve not less than _____ days in jail, and either _____ days of electronic home monitoring or a 120-day period of 24/7 sobriety program monitoring or a 120-day period of ignition interlock device requirement, or both.
- If I have 2 prior offenses, instead of mandatory electronic home monitoring, the judge may order me to serve additional jail time. If the judge orders me to refrain from consuming any alcohol, the judge may order me to submit to alcohol monitoring. I shall be required to pay for the monitoring unless the judge specifies that the cost will be paid with funds from another source.

The judge may waive electronic home monitoring or order me to obtain an alcohol monitoring device with wireless reporting technology, if that device is reasonably available, if I do not have a dwelling, telephone service, or any other necessity to operate electronic home monitoring. The judge may waive electronic home monitoring if I live out of state, or if the judge determines I would violate the terms of electronic home monitoring. If the judge waives electronic home monitoring, he or she will impose an alternative sentence which may include use of an ignition interlock device,

additional jail time, work crew, work camp, or 24/7 sobriety program.

I understand that the 24/7 sobriety program is a program which requires tests of my blood, breath, urine or other bodily substances to find out if I have alcohol, marijuana, or any controlled substance in my body. Testing must take place at designated location/s. I may be required to pay the fees and costs for the program.

The judge will order as conditions of probation that I (i) shall not drive a motor vehicle without a valid license; (ii) shall not drive a motor vehicle without proof of liability insurance or other financial responsibility; (iii) shall not drive or be in physical control of a motor vehicle with an alcohol concentration of 0.08 or more or a THC concentration of 5.00 nanograms per milliliter of whole blood or higher, within two hours after driving; (iv) shall submit to a breath or blood alcohol test upon the reasonable request of a law enforcement officer; (v) shall not drive a motor vehicle without a functioning ignition interlock device as required by the Department of Licensing. For each violation of the above mandatory conditions, the court shall order my confinement for a minimum of 30 days, which may not be suspended or deferred. For each incident involving a violation, the court shall suspend my license for 30 days.

(t) If this case involves reckless driving and the original charge was driving while under the influence of alcohol and/or being in actual physical control of a vehicle while under the influence of alcohol and/or drugs and I have one or more prior offenses, as defined in RCW 46.61.5055(14), within 7 years; or if the original charge was vehicular homicide (RCW 46.61.520) or vehicular assault (RCW 46.61.522) committed while under the influence of intoxicating liquor or any drug, I have been informed and understand that I will be subject to the penalties for Reckless Driving described in the "DUI" Attachment or the "Washington State Misdemeanor DUI Sentencing Attachment."

(u) If this case involves negligent driving in the first degree, and I have one or more prior offenses, as defined in RCW 46.61.5055(14), within 7 years, I have been informed and understand that I will be subject to the penalties for Negligent Driving-1st Degree described in the "DUI" Attachment or the "Washington State Misdemeanor DUI Sentencing Attachment."

(v) If this case involves a conviction for operating a vehicle without an ignition interlock device under RCW 46.20.740, then my sentence will run consecutive to any sentences imposed under RCW 46.20.750, 46.61.502, 46.61.504, or 46.61.5055. RCW 46.20.740(3).

(w) If this case involves a conviction for tampering with or circumventing an ignition interlock device under RCW 46.20.750, then my sentence will run consecutive to any sentences imposed under RCW 46.20.740(3), 46.61.502, 46.61.504, 46.61.5055, 46.61.520(1), or 46.61.522 (1)(b).

(x) If this crime involves sexual misconduct with a minor in the second degree, communication with a minor for immoral purposes, or attempt, solicitation, or conspiracy to commit a sex offense, or a kidnapping offense involving a minor, as defined in RCW 9A.44.128, I will be required to register with the county sheriff as described in the "Offender Registration" Attachment.

(y) Pursuant to RCW 43.43.754, if this crime is an offense which requires sex or kidnapping offender registration, or is one of the following offenses: assault in the fourth degree where domestic violence was pleaded and proved, assault in the fourth degree with sexual motivation, communication with a minor for immoral purposes, custodial sexual misconduct in the second degree, failure to register, harassment, patronizing a prostitute, sexual misconduct with a minor in the second degree, stalking, or violation of a sexual assault protection order granted under chapter 7.90 RCW, I will be required to have a biological sample collected for purposes of DNA identification analysis, unless it is established that the Washington State Patrol crime laboratory already has a sample from me for a qualifying offense.

(z) **Travel Restrictions:** I will be required to contact my probation officer, the probation director or designee, or the court if there is no probation department, to request permission to travel or transfer to another state if I am placed on probation for one year or more and this crime involves: (i) an offense in which a person has incurred direct or threatened physical or psychological harm; (ii) an offense that involves the use or possession of a firearm; (iii) a second or subsequent misdemeanor offense of driving while impaired by drugs or alcohol; (iv) a sexual offense that requires the offender to register as a sex offender in the sending state. I understand that I will be required to pay an application fee with my travel or transfer request.

7. I plead guilty to the crime(s) of _____ as charged in the complaint(s) or citation(s) and notice. I have received a copy of that complaint or citation and notice.

The complaint or citation and notice was orally amended and I waive filing of a written amended complaint or citation and notice.

8. I make this plea freely and voluntarily.

9. No one has threatened harm of any kind to me or to any other person to cause me to make this plea.

10. No person has made promises of any kind to cause me to enter this plea except as set forth in this statement.

11. **Statement of Facts:** The judge has asked me to state in my own words what I did that makes me guilty of the crime(s), including domestic violence relationships if they apply. This is my statement (state the specific facts that support each element of the crime(s)):

_____.

I committed this crime against a family or household member as defined in:

RCW 9A.36.041

RCW 10.99.020

Instead of making a statement, I agree that the court may review the police reports and/or a statement of probable cause supplied by the prosecution to establish a factual basis for the plea.

12. My lawyer has explained to me, and we have fully discussed, or I have read, all of the above paragraphs. I understand them all. I have been given a copy of this "Statement of Defendant on Plea of Guilty." I have no further questions to ask the judge.

Date: _____

Defendant

I have read and discussed this statement with the defendant and believe that the defendant is competent and fully understands the statement.

Prosecuting Authority

Defendant's Lawyer

Type or Print Name

WSBA No.

Type or Print Name

WSBA No.

The foregoing statement was signed by the defendant in open court in the presence of the defendant's lawyer, if represented, and the undersigned judge. The defendant asserted that (check the appropriate box):

(a) The defendant had previously read; or

(b) The defendant's lawyer had previously read to him or her; or

(c) An interpreter had previously read to the defendant the entire statement above and that the defendant understood it in full.

Interpreter Declaration: I am a certified or registered interpreter, or have been found otherwise qualified by the court to interpret in the _____ language, which the defendant understands. I have translated this document for the defendant from English into that language. I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signed at (city) _____, (state) _____, on (date) _____.

Interpreter

Print Name

I find the defendant's plea of guilty to be knowingly, intelligently, and voluntarily made. Defendant understands the charges and the consequences of the plea. There is a factual basis for the plea. The defendant is guilty as charged.

Dated: _____

Judge/Commissioner/Judge Pro Tempore

Case Name: _____

Cause No.: _____

"DUI" Attachment: Driving under the influence of alcohol and/or actual physical control of a vehicle while under the influence of alcohol and/or drugs. (If required, attach to Statement of Defendant on Plea of Guilty.)

Court - DUI Sentencing Grid (RCW 46.61.5055 as amended by statute effective June 7, 2018)

BAC Result < .15 or No Test Result	No Prior Offense¹	One Prior Offense¹	Two Prior Offenses¹
Mandatory Minimum/ Maximum Jail Time ²	24 Consecutive Hours/364 Days	30/364 Days	90/364 Days
If Passenger Under 16 Mandatory Jail	Additional 24 Hours	Additional 5 Days	Additional 10 Days
EHM/ or Jail Alternative ²	15 Days in Lieu of Jail	60 Days Mandatory	120 Days Mandatory/8 Days Jail Min.
Alternative to Mandatory Jail + EHM	N/A	At least 4 Days Jail +180 Days EHM ²	N/A
Mandatory Minimum/ Maximum Fine ^{3****}	\$990.50/\$5,000	\$1,245.50/\$5,000	\$2,095.50/\$5,000
If Passenger Under 16 Minimum/Maximum ^{4****}	\$1,000/\$1,000-\$5,000 + assessments	\$1,000/\$2,000-\$5,000 + assessments	\$1,000/\$3,000-\$10,000 + assessments
Driver's License ^{**}	90-Day Suspension ⁵	2-Year Revocation ⁵	3-Year Revocation
If Passenger Under 16 II Device	Additional 6 Months	Additional 6 Months	Additional 6 Months

BAC Result < .15 or No Test Result	<i>No Prior Offense¹</i>	<i>One Prior Offense¹</i>	<i>Two Prior Offenses¹</i>
24/7 Sobriety Program ²	If available	If available	If available
Alcohol/Drug Ed./Victim Impact or Treatment	As Ordered	As Ordered	As Ordered
Expanded alcohol assessment/treatment	N/A	Mandatory/treatment if appropriate	Mandatory/treatment if appropriate
II Device	DOL imposed in all cases.		
BAC Result ≥ .15 or Test Refusal	<i>No Prior Offense¹</i>	<i>One Prior Offense¹</i>	<i>Two Prior Offenses¹</i>
Mandatory Minimum/ Maximum Jail Time ²	48 Consecutive Hours/364 Days	45/364 Days	120/364 Days
If passenger under 16 Mandatory Jail	Additional 24 Hours	Additional 5 Days	Additional 10 Days
EHM/ or Jail Alternative ²	30 Days in Lieu of Jail	90 Days Mandatory.	150 Days Mandatory/ 10 Days Jail Min.
Alternative to Mandatory Jail + EHM	N/A	At least 6 Days Jail + 6 Months EHM ²	N/A
Mandatory Minimum/ Maximum Fine ^{3***}	\$1,245.50/\$5,000	\$1,670.50/\$5,000	\$2,945.50/\$5,000
If Passenger Under 16 Minimum/Maximum ^{4***}	\$1,000/\$1,000-\$5,000 + assessments	\$1,000/\$2,000-\$5,000 + assessments	\$1,000/\$3,000-\$10,000 + assessments
Driver's License ^{**}	1-Year Revocation ⁵ 2 Years if BAC refused	900-Days Revocation 3 Years if BAC refused	4-Year Revocation
If Passenger Under 16 II Device	Additional 6 Months	Additional 6 Months	Additional 6 Months
24/7 Sobriety Program ²	If available	If available	If available
Alcohol/Drug Ed./Victim Impact or Treatment	As Ordered	As Ordered	As Ordered
Expanded alcohol assessment/treatment	N/A	Mandatory/treatment if appropriate	Mandatory/treatment if appropriate

* See Court and Department of Licensing (DOL) Ignition Interlock Requirements, page 5.

** Driver's license minimum suspension/revocation. See note 5 for exceptions. DOL may impose more.

*** Mandatory Minimum fines may be reduced, waived, or suspended if defendant is indigent, as provided by law.

'Prior Offenses: Count all prior offenses where the arrest date of the prior offense occurred within seven years before or after the arrest date on the current offense. RCW 46.61.5055 (14)(b). "Prior offense" is defined by RCW 46.61.5055 (14)(a) to include-

- **Original Convictions for the following** (including equivalent local ordinances): (1) DUI (RCW 46.61.502); (2) Phys. Cont. (RCW 46.61.504); (3) Commercial Vehicle DUI/Phys. Cont., RCW 46.25.110; (4) Watercraft DUI, RCW 79A.60.040(2); (5) Aircraft DUI, RCW 47.68.220, committed under the influence of intoxicating liquor or any drug; (6) Nonhighway vehicle DUI, RCW 46.09.470(2); (7) Snowmobile DUI, RCW 46.10.490(2); (8) Veh. Homicide (RCW 46.61.520) or Veh. Assault (RCW 46.61.522) if either committed while

under the influence; (9) Equiv. out-of-state statute for any of the above offenses.

- **Deferred Prosecution Granted for the following:** (1) DUI (RCW 46.61.502) (or equivalent local ordinance); (2) Phys. Cont. (RCW 46.61.504) (or equiv. local ordinance); (3) Neg. Driving 1st (RCW 46.61.5249, or equiv. local ord.), *if the person was originally charged with DUI or Phys. Cont. (or an equiv. local ord.), or Veh. Hom. (RCW 46.61.520) or Veh. Assault (RCW 46.61.522).* An equivalent out-of-state deferred prosecution for DUI or Phys. Cont., including a chemical dependency treatment program. If a deferred prosecution is revoked based on a subsequent conviction for an offense listed in RCW 46.61.5055 (14)(a), the subsequent conviction shall not be treated as a prior offense of the revoked deferred prosecution for the purposes of sentencing.

- **Amended Convictions for the following:** *If originally charged with DUI or Phys. Cont. or an equivalent local ordinance, or Veh. Hom. (RCW 46.61.520) or Veh. Assault (RCW 46.61.522); but convicted of (1) Neg. Driving 1st (RCW 46.61.5249), (2) Reckless Driving (RCW 46.61.500), (3) Reckless Endangerment (RCW 9A.36.050), (4) Equiv. out-of-state or local ordinance for the above offenses. If originally charged with Veh. Hom. (RCW 46.61.520) or Veh. Assault (RCW 46.61.522) committed while under the influence of intoxicating liquor or any drug; but convicted of Veh. Hom. or Veh. Assault committed in a reckless manner or with the disregard for the safety of others. If originally charged with Watercraft DUI (RCW 79A.60.040(2); but convicted of Operating a Watercraft in a reckless manner, RCW 79A.60.040(1), or an equivalent local ordinance. If originally charged with Aircraft DUI (RCW 47.68.220), but convicted of Operating an Aircraft in a careless or reckless manner, RCW 47.68.220, or an equivalent local ordinance.*
- **Deferred Sentences for the following:** *If originally charged with DUI or Phys. Cont. or an equivalent local ordinance, or Veh. Hom. (RCW 46.61.520) or Veh. Assault (RCW 46.61.522); but deferred sentence was imposed for (1) Neg. Driving 1st (RCW 46.61.5249), (2) Reckless Driving (RCW 46.61.500), (3) Reckless Endangerment (RCW 9A.36.050), (4) Equiv. out-of-state or local ordinance for the above offenses.*

2Mandatory Jail, Electronic Home Monitoring (EHM), and 24/7 Sobriety Program:

No prior offenses: Where there are no prior offenses with an arrest date within seven years before or after the arrest date of the current offense, the mandatory imprisonment may not be suspended unless the court finds that imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. The court may grant EHM instead of mandatory minimum jail. Instead of jail time or EHM in lieu of jail time, and when the alcohol concentration is (1) less than 0.15, the court may order a 90-day period of 24/7 sobriety program monitoring (2) at least 0.15, the court may order a 120-day period of 24/7 sobriety program monitoring.

One prior offense: Where there is one prior offense with an arrest date within seven years before or after the arrest date of the current offense, the mandatory imprisonment and EHM may not be suspended unless the court finds that imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. In lieu of the mandatory term of imprisonment and EHM, when alcohol concentration is (1) less than 0.15, the court may order a minimum of 4 days in jail, and either 180 days of EHM or a 120-day period of 24/7 sobriety program monitoring (2) at least 0.15, the court may order a minimum of 6 days in jail and either 6 months of EHM or a 120-day period of 24/7 sobriety program monitoring, or a 120-day ignition interlock device requirement, or both

Two prior offenses: If there are two prior offenses with an arrest date within seven years before or after the arrest date

of the current offense, the mandatory jail shall be served by imprisonment for the minimum statutory term and may not be suspended unless the court finds that imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. The mandatory statutory term may not be converted to EHM. If the 24/7 sobriety program is available, the court shall order 6-month 24/7 sobriety program monitoring, or a 6-month ignition interlock device requirement, or both.

The 24/7 sobriety program is a program which requires tests of the defendant's blood, breath, urine, or other bodily substances to find out if there is alcohol, marijuana, or any controlled substance in his/her body. Testing must take place at designated location(s). The defendant may be required to pay the fees and costs for the program. RCW 46.61.5055 (1), (2), (3), (5); RCW 36.28A.330.

Mandatory Conditions of Probation for any Suspended Jail Time: The individual is not to: (i) drive a motor vehicle without a valid license to drive, (ii) drive a motor vehicle without proof of liability insurance or other financial responsibility (SR 22), (iii) drive or be in physical control of a vehicle while having an alcohol concentration of .08 or more or a THC concentration of 5.00 nanograms per milliliter of whole blood or higher within two hours after driving, (iv) refuse to submit to a test of his or her breath or blood to determine alcohol or drug concentration upon request of a law enforcement officer who has reasonable grounds to believe the person was driving or was in actual physical control of a motor vehicle while under the influence of intoxicating liquor or drug, (v) drive a motor vehicle without a functioning ignition interlock device as required by DOL. For each violation of the above mandatory conditions the court shall order a minimum of 30 days confinement, which may not be suspended or deferred. For each incident involving a violation, the court shall suspend the license for 30 days. RCW 46.61.5055(11). Courts are required to report violations of mandatory conditions requiring confinement or license suspension to DOL. RCW 46.61.5055.

3Mandatory Monetary Penalty: Criminal Conviction Fee, RCW 3.62.085, shall not be imposed if defendant is indigent as defined in RCW 10.101.010 (3)(a)-(c). Fine, RCW 46.61.5055 (1) - (3), mandatory minimum may not be suspended unless defendant is indigent. PSEA 1, RCW 3.62.090(1) if applicable, shall not be suspended or waived; Alcohol Violators Fee, RCW 46.61.5054, may suspend all or part of fee if defendant does not have ability to pay; Criminal Justice Funding (CJF) Penalty, RCW 46.64.055, may not be reduced, waived, or suspended unless the defendant is indigent (Note: RCW 3.62.090 (1) and (2) apply to CJF penalty. If applicable, shall not be suspended or waived.)

4If Passenger Under 16: The interpretation of RCW 46.61.5055(6), regarding the fines, is unsettled. Some interpret it as setting a new mandatory minimum and maximum fine, replacing a fine in RCW 46.61.5055 (1) - (3). Some interpret it as setting a fine that is in addition to one of those fines. Apply applicable assessments. The court may not suspend the minimum fine unless defendant is indigent.

5Driver's License and 24/7 Sobriety Program: *If there are no prior offenses, and the person's alcohol concentration is:*

1) less than 0.15, the person's driving privilege is suspended for 90 days or until the person is evaluated by an alcoholism agency or probation department and completes or is enrolled in a 90-day period of 24/7 sobriety program monitoring. The license suspension must not be fewer than 2 days.

2) at least 0.15, the person's driving privilege is revoked for one year or until the person is evaluated by an alcoholism agency or probation department and completes or is enrolled in a 120-day period of 24/7 sobriety program monitoring. The license revocation must not be fewer than 4 days.

If there is one prior offense and the person's alcohol concentration is less than 0.15, the person's driving privilege is **revoked** for 2 years or until the person is evaluated by an alcoholism agency or probation department **and** the person completes or is enrolled in a 6-month period of 24/7 sobriety program monitoring. In no circumstances shall the license **suspension** be for less than one year.

Felony DUI and Felony Physical Control: A current offense is a Class B felony punished under ch. 9.94A RCW if the defendant has (a) four prior convictions within ten years, or (b) one prior conviction of Veh. Homicide or Veh. Assault, or (c) a prior felony resulting from (a) or (b). "Within ten years" means that the arrest for the prior offense occurred within ten years before or after the arrest for the current offense. RCW 46.61.5055 (14)(c).

Jurisdiction: Court has five years jurisdiction.

Court and Department of Licensing (DOL) Ignition Interlock Requirements, RCW 46.20.720

Court Order to Comply with Rules and Requirements of DOL: The court orders the person to comply with the rules and requirements of DOL regarding the installation and use of a functioning Ignition Interlock device on all motor vehicles operated by the person. If the court orders the person to refrain from consuming any alcohol, the court may order the person to submit to alcohol monitoring and to pay for the monitoring unless the court specifies the cost will be paid with funds available from an alternative source identified by the court. RCW 46.61.5055(5).

DOL Ignition Interlock Device (IID) Requirements RCW 46.20.720:

Restriction and duration:

Postconviction: After any applicable period of suspension, revocation, or denial of driving privilege due to conviction for DUI, Phys. Control, or an equivalent local or out-of-state statute or ordinance.

No Previous Restriction:	Previous 1-Year Restriction:	Previous 5-Year Restriction:
1 Year	5 Years	10 Years

Passenger Under Age 16: DOL shall extend the ignition interlock restriction an additional six months as required by RCW 46.61.5055 (6)(a).

Tolling: For incidents occurring on or after June 9, 2016, the restriction is tolled for any period in which the person does not have an IID installed on a vehicle owned or operated by the person unless DOL determines the person is unable to operate an IID due to a physical disability.

Court Order: If the court orders that a person may drive only a motor vehicle equipped with a functioning IID, the court sets the duration of the restriction, up to the five years' jurisdictional limit of the court, and the calibration level. RCW 46.20.720 (1)(e).

Calibration: Unless otherwise ordered, the calibration level for any IID shall be .025%.

IID Costs: \$20 fee per month and any other costs associated with the use of an IID. DOL may waive the monthly fee if the person is indigent under RCW 10.101.010.

Requirements for removal: Restriction effective until IID vendor certifies to DOL that none of the following occurred within 180 days prior to date of release: any attempt to start the vehicle with a BAC of .04 or more unless another test performed within 10 minutes registers a breath alcohol concentration lower than .04 and the digital image confirms the same person provided both samples; failure to take any random test unless a review of the digital image confirms that the vehicle was not occupied by the driver at the time of the missed test; failure to pass any random retest with a breath alcohol concentration of 0.025 or lower unless another test performed within 10 minutes registers a breath alcohol concentration lower than 0.025, and the digital image confirms the same person provided both samples; failure of the person to appear at the IID vendor when required.

Day-for-Day credit: All time during which a required IID is installed applies on a day-for-day basis toward a post-conviction IID requirement for the same incident. If day-for-day credit exceeds the post-conviction requirement, DOL may waive requirements.

Employer Exemption: The installation of an IID is not necessary on vehicles owned, leased, or rented by a person's employer and on those vehicles whose care and/or maintenance is the temporary responsibility of the employer and driven at the direction of a person's employer as a requirement of employment during business hours upon providing an Employer Exemption declaration to DOL. However, the employer exemption does not apply when the employer's vehicle is assigned exclusively to the restricted driver and used solely for commuting to and from employment.

Court - Reckless Driving/Negligent Driving - 1st Degree Sentencing Grid (RCW 46.61.500, RCW 46.61.5249, RCW 46.20.720 as amended through June 7, 2018)

Reckless Driving	
Conviction	Qualifications
Reckless Driving (RCW 46.61.500 (3)(a))	<ul style="list-style-type: none"> • Original charge: Violation of DUI (RCW 46.61.502) or Phys. Control (RCW 46.61.504) or equivalent local ordinance. • One or More Prior Offenses within 7 years as defined above.

Reckless Driving (RCW 46.61.500 (3)(b))	<ul style="list-style-type: none"> • Original charge; Violation of Veh. Homicide (RCW 46.61.520) or Veh. Assault (RCW 46.61.522) committed while under the influence of intoxicating liquor or any drug.
Consequences	
II Device	<ul style="list-style-type: none"> • 6 Months. • Restriction remains in effect, until IID vendor certifies to DOL that none of the following incidents occurred within four months before date of release: any attempt to start the vehicle with a BAC of .04 or more unless another test performed within 10 minutes registers a breath alcohol concentration lower than .04 and the digital image confirms the same person provided both samples; failure to take any random test unless a review of the digital image confirms that the vehicle was not occupied by the driver at the time of the missed test; failure to pass any random retest with a breath alcohol concentration of 0.025 or lower unless another test performed within 10 minutes registers a breath alcohol concentration lower than 0.025, and the digital image confirms the same person provided both samples; failure of the person to appear at the IID vendor when required. • For incidents occurring on or after June 9, 2016, the restriction is tolled for any period in which the person does not have an IID installed on a vehicle owned or operated by the person. • DOL will give day-for-day credit as allowed by law. • Costs associated with the use of the ignition interlock device, and \$20 fee per month.
Maximum Jail Time	<ul style="list-style-type: none"> • 364 Days if convicted of reckless driving.
Maximum Fine	<ul style="list-style-type: none"> • \$5,000 if convicted of reckless driving.
EHM	<ul style="list-style-type: none"> • As ordered.
Driver's License	<ul style="list-style-type: none"> • 30-day suspension. • DOL will give day-for-day credit as allowed by law.
II Driver's License	<ul style="list-style-type: none"> • As imposed by DOL. May apply for II driver's license if original charge was violation of DUI (RCW 46.61.502) or Phys. Control (RCW 46.61.504) or equivalent local ordinance. If the Defendant is eligible to apply, but does not have a Washington driver's license, the defendant may apply for an II license. DOL may require the defendant to take a licensing examination and apply and qualify for a temporary restricted driver's license. • During any period of suspension, revocation or denial, a person who has obtained an II driver's license under RCW 46.20.385 may continue to drive without getting a separate temporary restricted driver's license.
Alcohol/Drug Ed./Victim Impact or Treatment	<ul style="list-style-type: none"> • As ordered.
24/7 Sobriety Program	<ul style="list-style-type: none"> • As ordered by the court, if use of alcohol or drugs was a contributing factor in the commission of the crime.

Negligent Driving - 1st Degree	
Conviction	Qualifications
Negligent Driving - 1st Degree (RCW 46.61.5249)	<ul style="list-style-type: none"> • One or More Prior Offenses within 7 years as defined above.
Consequences	
II Device	<ul style="list-style-type: none"> • 6 Months. • Restriction remains in effect, until IID vendor certifies to DOL that none of the following incidents occurred within four months before date of release: any attempt to start the vehicle with a BAC of .04 or more unless another test performed within 10 minutes registers a breath alcohol concentration lower than .04 and the digital image confirms the same person provided both samples; failure to take any random test unless a review of the digital image confirms that the vehicle was not occupied by the driver at the time of the missed test; failure to pass any random retest with a breath alcohol concentration of 0.025 or lower unless another test performed within 10

	minutes registers a breath alcohol concentration lower than 0.025, and the digital image confirms the same person provided both samples; failure of the person to appear at the IID vendor when required. <ul style="list-style-type: none"> • For incidents occurring on or after June 9, 2016, the restriction is tolled for any period in which the person does not have an IID installed on a vehicle owned or operated by the person.
Maximum Jail Time	• 90 Days if convicted of negligent driving in the 1st degree.
Maximum Fine	• \$1,000 if convicted of negligent driving in the 1st degree.
EHM	• As ordered.
Driver's License	• As imposed by DOL.
Alcohol/Drug Ed./Victim Impact or Treatment	• As ordered.
24/7 Sobriety Program	• As ordered by the court, if use of alcohol or drugs was a contributing factor in the commission of the crime.

The 'Washington State Misdemeanor DUI Sentencing Attachment' may be used as an alternative to the "DUI" Attachment. This is a **sample page** of the automated Washington State Misdemeanor DUI Sentencing Attachment available on the Washington Courts' web page: <http://www.courts.wa.gov/>, under the links "Resources, Publications, and Reports" and "DUI Sentencing Grids."

WASHINGTON STATE MISDEMEANOR DUI SENTENCING ATTACHMENT
 Attach to Judgment and Sentence or Statement of Defendant on Plea of Guilty

IN THE _____ (court) FOR _____ (County)

Defendant: _____ Cause No. _____

RELEVANT FINDINGS

FOR OFFENSES OCCURRING SEPTEMBER 26, 2015 OR LATER

Conviction: _____

~~GV Passenger Under 16 Yrs~~ ~~Neg 1 or Reckless Driving with prior alcohol related conviction~~

STATUTORY MANDATORY MINIMUMS

FINES & FEES	SENTENCE
Mand Min Fine (RCW 46.61.5055 (1)-(3))	Mand Min Jail _____
Passenger under 16 (RCW 46.61.5055(6))	Mand Min EHM _____
PSEA (70 of Base) (RCW 3.62.090(1))	Mand Min TOTAL _____
Alcohol Violators Fee (RCW 46.61.5054) DUC	
CJF Penalty Assessment (RCW 46.64.055) TPD	
PSEA on Penalty (105%) (RCW 3.62.090 (1), (2))	
Criminal Conviction Fee (RCW 3.62.085) CFD	The Court may impose
TOTAL FINES, PENALTIES, & FEES	_____ days of EHM in lieu of
	_____ in jail.

DRIVER'S LICENSING CONSEQUENCES

Min Driver's Lic Susp as a result of conviction: _____

Ignition Interlock License: _____

Ignition Interlock Device: _____

MANDATORY CONDITIONS OF PROBATION (DUI/Phys. Control Convictions only)

The individual is not to (i) drive a motor vehicle without a valid license; (ii) drive a motor vehicle without proof of liability insurance or other financial responsibility (SR 22); (iii) drive or be in physical control of a vehicle while having an alcohol concentration of .08 or more or a THC concentration of 5.00 nanograms per milliliter of whole blood or higher within two hours after driving; (iv) refuse to submit to a test of his or her breath or blood to determine alcohol or drug concentration upon request of law enforcement who has reasonable grounds to believe the person was driving or in actual physical control of a motor vehicle while under the influence of intoxicating liquor or drug; (v) drive a motor vehicle without a functioning ignition interlock device as required by DOL. Except for ignition interlock device or alcohol monitoring requirements under RCW 46.61.5055(5), violation of any mandatory condition requires a minimum penalty of 30 days' confinement, which may not be suspended or deferred, and an additional 30-day license suspension. RCW 46.61.5055(11). Courts are required to report violations of mandatory conditions requiring confinement or license suspension to DOL. RCW 46.61.5055.

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

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

**WSR 18-16-001
AGENDA
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed July 19, 2018, 10:24 a.m.]

Following is the department of social and health services (DSHS) semi-annual rule-making agenda for July 1 through December 31, 2018. This agenda will be published in the Washington State Register as required in RCW 34.05.314 and distributed to interested parties. It is also available online at <https://www.dshs.wa.gov/sesa/rules-and-policies-assistance-unit/dshs-semi-annual-rule-making-agenda>.

This report represents DSHS rules under development at this time. There may be additional rule-making activity as DSHS responds to legislative actions, to comply with federal mandates, or to meet unforeseen circumstances.

Semi-Annual Rule-Making Agenda
July 1 through December 31, 2018

Administration/Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR 105 Filings	CR-103E Filings
Aging and Long-Term Support Administration					
Home and Community Services Division					
	Chapters 388-71 and 388-113 WAC	The department is considering adding new sections, repealing sections, and amending existing sections to clarify and consolidate rules related to background checks, disqualifying convictions and negative actions, and character, competence, and suitability (CC&S) determinations for home and community services, residential care services, and the developmental disabilities administration (DDA).	WSR 17-17-072 Filed 8/15/2017		
	Chapter 388-71 WAC	The department is considering adding a new section related to overpayment for individual providers, and creating, repealing, or amending other related rules as may be required.	WSR 17-17-074 Filed 8/15/2017	WSR 18-08-072 Filed 4/3/2018	
	388-106-0010	The department is planning to amend "What definitions apply to this chapter?" and other related rules as may be required to clarify the definition of "informal support."	WSR 18-01-105 Filed 12/19/2017	WSR 18-11-035 Filed 5/8/2018	

Administration/Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR 105 Filings	CR-103E Filings
	Chapter 388-112A WAC	The department is planning to amend "residential long-term care services training" and other related rules as may be required.	WSR 18-05-022 Filed 2/9/2018		
	Chapter 388-71 WAC	The department is planning to amend "home and community services and programs" and other related rules as may be required specifically related to adult day health and adult day care.	WSR 18-05-079 Filed 2/20/2018	WSR 18-11-136 Filed 5/23/2018	
	388-106-0045 and 388-106-0047	The department is planning to amend "When will the department authorize my long-term care services?" and "When will the department terminate or deny long-term care services to me?" to clarify that client services may be authorized prior to the client's signature on the service summary and that services are not required to be terminated when the department is unable to obtain the client's signature on the service summary.	WSR 18-11-040 Filed 5/8/2018		
	388-106-1920	The department is proposing to amend "What is the maximum amount of step three services I may receive a month?"			
	388-106-0905	The department is amending to correct an eligibility error for medical care services (MCS) that occurred during the implementation of the community first choice program.			WSR 18-14-009 Filed 6/22/2018
	388-105-0005	The department is planning to amend to update rates in the table for all settings to reflect new rates that will be paid effective July 1, 2018.	WSR 18-08-076 Filed 4/3/2018		WSR 18-14-060 Filed 6/29/2018
	388-106-0905(3)	The department is amending to correct an eligibility error for MCS that occurred during the implementation of the community first choice program.	WSR 18-15-093 Filed 7/18/2018		
Management Services Division					
	388-105-0005	The department is planning to amend to update rates in the table for all settings to reflect new rates that will be paid effective July 1, 2018.	WSR 18-08-076 Filed 4/3/2018		WSR 18-14-060 Filed 6/29/2018
Residential Care Services Division					
	Chapter 388-76 WAC	The department is considering amending the following sections in "adult family home minimum licensing requirements" and other related rules as may be required. The department may also develop new rule sections related to discharge and transfer notice and compliance with 42 C.F.R. 441.302.	WSR 17-07-119 Filed 3/21/2017	WSR 17-23-030 Filed 11/7/2017	

Administration/Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR 105 Filings	CR-103E Filings
	Chapter 388-78A WAC	The department is proposing to amend sections in "assisted living facility licensing rules" including WAC 388-78A-2190 and other related rules as may be required to assure compliance with requirements from 2016-2017 legislation, SHB 1671, which requires "medication assistance" to be added to the "activities of daily living" which currently includes bathing, dressing, eating, personal hygiene, transferring, toileting, and mobility.	WSR 17-18-085 Filed 9/5/2017		
	Chapter 388-97 WAC	The department is planning to amend "nursing homes," including WAC 388-97-1090 Direct care hours, and other related rules as may be required.	WSR 17-21-086 Filed 10/17/2017		
	Chapter 388-76 WAC	The department is proposing to amend "adult family home minimum licensing requirements."	WSR 17-23-043 Filed 11/8/2017		
	388-97-4425	The department is planning to amend "Notice—Service complete," WAC 388-97-4430 Notice—Proof of service, 388-97-4440 Appeal rights, and other related rules as may be required.	WSR 18-07-079 Filed 3/19/2018		
	Chapter 388-78A WAC	The department is planning to add new sections and amend existing sections, including WAC 388-78A-3140, 388-78A-3150, 388-78A-3152, 388-78A-3160, 388-78A-3170, 388-78A-3180, 388-78A-3190, 388-78A-3200, and other related rules as may be required to assure compliance with requirements of HB 2750 passed by the 2018 legislature.	WSR 18-11-069 Filed 5/15/2018		
	388-78A-2020	The department is amending WAC 388-78A-2020 Definitions, to remove an erroneous second occurrence of the definition of the term "Personal exploitation" that contains a typographical error.		WSR 18-11-135 Filed 5/23/2018	
	388-101-3170	The department is planning to amend "Group training home" and other related rules as may be required in order to meet the statutory requirements of RCW 70.128.030.	WSR 18-13-048 Filed 6/12/2018		
	Chapter 388-107 WAC	The department is proposing to amend sections to update references from chapter 388-112 WAC to chapter 388-112A WAC.		WSR 18-14-064 Filed 6/29/2018	
	Chapter 388-78A WAC	The department is proposing to amend sections to update references from chapter 388-112 WAC to chapter 388-112A WAC.		WSR 18-14-063 Filed 6/29/2018	
	Chapter 388-76 WAC	The department is proposing to amend sections to update references from chapter 388-112 WAC to chapter 388-112A WAC.		WSR 18-14-2018 [18-14-097] Filed 7/3/2018	

Administration/Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR 105 Filings	CR-103E Filings
Behavioral Health Administration					
	Chapter 388-875 WAC	The department is planning to amend "Criminally insane person committed to the care of the department of social and health services - evaluation, placement, care and discharge" and other related rules as may be required.	WSR 18-06-102 Filed 3/7/2018		
Developmental Disabilities Administration					
	Chapter 388-825 WAC	The department is proposing to amend sections within "Developmental Disabilities Administration Service Rules" to align these rules with amendments being made to chapters 388-71 and 388-113 WAC.	WSR 17-13-114 Filed 6/20/2017		
	Chapter 388-825 WAC	The department is proposing to amend sections within "Developmental Disabilities Administration Service Rules," chapter 388-101D WAC, Requirements for providers of residential services and supports," and other related rules as may be required.	WSR 17-13-127 Filed 6/21/2017		
	Chapter 388-829C WAC	The department is considering amending "Companion Homes" and other related rules as may be required to clarify and update the monitoring process for companion home providers.	WSR 17-16-149 Filed 8/1/2017		
	Chapter 388-829A WAC	The department is considering amending "Alternative Living" and other related rules as may be required to clarify and update the monitoring process for alternative living providers.	WSR 17-16-150 Filed 8/1/2017		
	Chapters 388-825 and 388-101D WAC	The department is proposing to amend to correct cross-references and align with chapter 388-825 WAC, and other related rules as may be required.	WSR 17-17-172 Filed 8/23/2017		
	Chapter 388-826 WAC	The department is proposing to amend "Voluntary Placement Program" and other related rules as may be required.	WSR 17-21-101 Filed 10/18/2017	WSR 18-12-108 Filed 6/6/2018	
	388-823-0025, 388-823-0050	The department is planning to amend "Who can apply for DDA eligibility determination?," "For DDA eligibility, who is considered to be a resident of the state of Washington?," and other related rules as may be required.	WSR 17-23-160 Filed 11/21/2017	WSR 18-12-110 Filed 6/6/2018 WSR 18-03-138 Filed 1/22/2018	
	388-829-0005	The department is planning to amend "Who do the training requirements in this chapter apply to?" and other related rules as may be required to add CCandS providers and children's state-operated living alternative providers to the scope of chapter 388-829 WAC.	WSR 18-05-082 Filed 2/20/2018	WSR 18-13-070 Filed 6/15/2018	

Administration/Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR 105 Filings	CR-103E Filings
	Chapter 388-828 WAC	The department is considering amending WAC 388-828-4200, 388-828-4220, 388-828-4240, 388-828-4260, 388-828-4280, 388-828-4300, 388-828-4320, 388-828-4360, 388-828-4380, 388-828-4400, 388-828-5700, 388-828-5800, 388-828-5900, and other related rules as may be required to align DDA's current supports intensity scale (SIS) with the American Association on Intellectual and Developmental Disabilities' (AAIDD) latest version of the Supports Intensity Scale - Adult Version (SIS-A).	WSR 18-09-027 Filed 4/11/2018	WSR 18-12-065 Filed 6/1/2018	
	Chapter 388-101D WAC	The department is planning to amend "Requirements for providers of residential services and support" and other related rules as may be required to create new sections regarding group training homes.	WSR 18-09-084 Filed 4/17/2018		
	Chapter 388-828 WAC	The department is planning to amend WAC 388-828-9310, 388-828-9330, 388-828-9335, 388-828-9350, 388-845-2100, and other related rules as may be required to align with waiver requirements, initiate a petition for rule making, and align with improvements to the CARE system.	WSR 18-11-117 Filed 5/22/2018		
Economic Services Administration					
Community Services Division					
	388-442-0010	The department is proposing to amend "Am I eligible for benefits if I am fleeing from the law or breaking a condition for parole or probation?" and other related rules as may be required to conform to a recent amendment to the federal regulation regarding who is considered a fleeing felon.	WSR 17-14-109 Filed 7/5/2017		
	388-492-0070	The department may propose to amend "How are my WASHCAP food benefits calculated?" and other related rules as may be required to ensure that the Washington Combined Application Project (WASHCAP) remains cost neutral with Supplemental Nutrition Assistance Program (SNAP) benefits provided under the Washington basic food program.	WSR 18-05-077 Filed 2/20/2018		
	388-412-0015, 388-450-0185, 388-450-0190, 388-450-0195, 388-478-0060	The department is planning to amend WAC 388-412-0015, 388-450-0185, 388-450-0190, 388-450-0195, 388-478-0060, and other related rules as may be required in order to implement annual adjustments to standards for the Washington basic food program and WASHCAP.	WSR 18-05-078 Filed 2/20/2018		

Administration/Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR 105 Filings	CR-103E Filings
	388-412-0040	The department is planning to amend "Can I get my benefits replaced?" and other related rules as may be required to describe the department's adoption of federal optional regulations requiring the withholding of replacement electronic benefit transfer cards when a recipient requests an excessive number of replacement cards.	WSR 18-06-103 Filed 3/7/2018		
	388-400-0060, 388-400-0070, 388-447-0001, 388-447-0060, 388-447-0070	The department is amending WAC 388-400-0060, 388-400-0070, 388-447-0001, 388-447-0040, and 388-447-0060 to comply with changes mandated by ESHB 2667 (2018 legislative session). These amendments expand eligibility criteria for a referral to the housing and essential needs (HEN) program and clarify the eligibility process to support this change.	WSR 18-07-056 Filed 3/15/2018	WSR 18-13-080 Filed 6/15/2018	WSR 18-15-029 Filed 7/11/2018 WSR 18-07-048 Filed 3/14/2018
	388-446-0015	The department is planning to amend "What is an intentional program violation (IPV) and administrative disqualification hearings (ADH) for food assistance," and other related rules as may be required.	WSR 18-08-004 Filed 3/22/2018	WSR 18-13-079 Filed 6/15/2018	
	388-482-0005	The department is planning to amend "How does being a student of higher education impact my eligibility for the Washington basic food program?" and other related rules as may be required to align with federal regulations allowing the department to average monthly employment hours for students of higher education for basic food eligibility.	WSR 18-11-067 Filed 5/15/2018		
	388-478-0015	The department is proposing to amend "need standards for cash assistance" and other related rules as may be required.	WSR 18-15-020 Filed 7/10/2018		
	388-478-0055	The department is planning to amend "How much do I get from my state supplemental payments (SSP)?" and other related rules as may be required.	WSR 18-15-045 Filed 7/13/2018		
	388-418-0005, 388-470-0005, 388-470-0070	The department is planning to amend "How will I know what changes to report?," "How do resources affect my eligibility for cash assistance and basic food?," "How vehicles are counted toward the resource limit for cash assistance," and other related rules as may be required to comply with chapter 40, Laws of 2018 to increase resource limits used to determine cash assistance eligibility to \$6,000 and the vehicle equity limit to \$10,000.	WSR 18-15-096 Filed 7/18/2018		

Administration/Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR 105 Filings	CR-103E Filings
Division of Child Support					
	Chapter 388-14A WAC	The department is planning to amend sections dealing with the establishment of administrative child support orders including WAC 388-14A-3115 The notice and finding of financial responsibility is used to set child support when paternity is not at issue, 388-14A-3140 What can happen at a hearing on a support establishment notice?, and other related rules as may be required.	WSR 18-07-077 Filed 3/19/2018		
	Chapter 388-14A WAC	The department is planning to amend several existing sections and possibly to adopt new sections as may be required to implement Part I (SSB 6334, chapter 150, Laws of 2018).	WSR 18-12-098 Filed 6/5/2018		WSR 18-13-011 Filed 6/7/2018
Executive					
Division of Vocational Rehabilitation					
No rule making at this time					
Services and Enterprise Support Administration					
No rule making at this time					

Katherine Vasquez
Rules Coordinator

WSR 18-16-008
AGENDA
UTILITIES AND TRANSPORTATION
COMMISSION
ENERGY FACILITY SITE EVALUATION COUNCIL

[Filed July 20, 2018, 10:03 a.m.]

The Washington utilities and transportation commission (UTC) submits its semi-annual rule development agenda report for publication in the Washington State Register pursuant to RCW 34.05.314. This report also includes the rule-development agenda for the energy facility site evaluation council.

Please direct any questions to Paige Doyle at 360-664-1140 or paige.doyle@utc.wa.gov.

Semi-Annual Rules Development Agenda
(July 1 - December 31, 2018)

This report is UTC's semi-annual report rule-development agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

Additional rule-making activity not on the agenda may be undertaken to meet conditions not now anticipated.

Dates that are in "bold" print, indicate that filing has occurred. All other dates are projected. The commission maintains a schedule of rule-making activity that is updated several times per month. See www.utc.wa.gov.

WAC CHAPTER	DOCKET	TITLE	AGENCY CONTACT	PROPOSED TIMELINE & STATUS			DESCRIPTION OF POSSIBLE CHANGES
				CR-101	CR-102 or CR-105	CR-103 HEARING	
CURRENT:							
480-07	A-130355	Procedural rules	Greg Kopta 360-664-1355	3/20/13	12/5/16 7/5/18	1/30/17 8/20/18	Examine the need to revise and clarify rules in chapter 480-07 WAC, Procedural rules. This is its second phase.

WAC CHAPTER	DOCKET	TITLE	AGENCY CONTACT	PROPOSED TIMELINE & STATUS			DESCRIPTION OF POSSIBLE CHANGES
				CR-101	CR-102 or CR-105	CR-103 HEARING	
480-70	TG-131255	Solid waste and/or refuse collection companies	Danny Kermode 360-664-1253	7/17/13	To be determined	To be determined	Consider whether to adopt rules governing the methodology for establishing the rate of return for solid waste collection companies (Lurito-Gallagher).
480-90-238 480-100-238 480-107	UE-161024	IRP Rule making	Brad Cebulko 360-664-1309 Kathi Scanlan 360-664-1267 Jennifer Snyder 360-664-1311	9/21/16	To be determined	To be determined	Consider modifying current electric IRP rules to reflect statutory changes adopted in 2013 in EHB 1826. Further consider modifying gas IRP rules to match electric IRP rules.
480-XX (to be determined)	UE-171033	Community solar rule making	Greg Kopta 360-664-1355	10/18/17	To be determined	To be determined	Consider a new chapter to implement ESSB 5939.
480-04	A-180513	Requests for public records	Greg Kopta 360-664-1355	6/8/18	8/1/18	9/10/18	Consider revising process of requests for public records.
480-XX (to be determined)	TP-180402	Board of pilotage	Jason Lewis 360-664-1206	To be determined	To be determined	To be determined	Consider a new rule to implement SSB 6519 which transferred pilotage tariff rate-setting authority for pilotage services provided under chapter 88.16 RCW to the commission.
480-90 480-100	U-180525	Advanced metering infrastructure	Amy Andrews 360-664-1304 Rayne Pearson 360-664-1136	7/2/18	3/26/19	5/23/19	Consider how investor-owned utility deployment of AMI technologies require modification of existing rules relating to consumer protection.
480-90-XXX 480-100-XXX	UE-170002 and UG-170003	Cost-of-service rule making	Jason Ball 360-664-1279	7/15/18	8/31/2019	To be determined	Consider new rules governing cost of service.

**Energy Facility Site Evaluation Council
Semi-Annual Rules Development Agenda
(January 1 - June 30, 2018)**

WAC CHAPTER	TITLE	AGENCY CONTACT	PROPOSED TIMELINE AND STATUS			DESCRIPTION OF POSSIBLE CHANGES
			CR-101	CR-102 or CR-105	CR-103 HEARING	
CURRENT:						
463-76	NPDES compliance	Jim La Spina (360) 664-1362	7/26/17	To be determined	To be determined	Adopt ecology water quality rules and additional revisions to ensure consistency with EFSEC statutory authorities, ecology rules, and federal regulations to support EPA's renewal of EFSEC's NPDES delegation.

WAC CHAPTER	TITLE	AGENCY CONTACT	PROPOSED TIMELINE AND STATUS			DESCRIPTION OF POSSIBLE CHANGES
			CR-101	CR-102 or CR-105	CR-103 HEARING	
PROPOSED:						
Title 463	Administrative updates	Stephen Posner 360-664-1903		(CR-105) To be determined	N/A	Amend multiple chapters of Title 463 WAC to reflect EFSEC's administrative incorporation into UTC, such as EFSEC's street address, and other changes specifically dictated by statutory revisions.
Title 463	Process updates	Stephen Posner 360-664-1903	To be determined	To be determined	To be determined	Inquiry to examine whether EFSEC should adopt new or modify existing rules to address process changes related to siting and compliance monitoring.
463-78	Air quality permitting	Jim La Spina 360-664-1362	To be determined	To be determined	To be determined	Amend existing rule: 1. In response to EPA rule revisions in 40 C.F.R. Parts 51, 52, including startup, shutdown and malfunction, as necessary. 2. To be consistent with department of ecology rule revisions addressing new source review and additional prevention of significant deterioration issues in chapters 173-400 and 173-401 WAC including applicable provisions of the governor's proposed clean air rule, as necessary. 3. To support submittal of EFSEC's state implementation plan (SIP) update to United States EPA.
463-76	Enforcement and appeals	Stephen Posner 360-664-1903	To be determined	To be determined	To be determined	Creates a new chapter of rules and amends multiple chapters of Title 463 WAC to incorporate statutory changes made in 2015 (SB 5310), and to clarify EFSEC's enforcement and appeals process.

Mark L. Johnson
Executive Director
and Secretary

WSR 18-16-013
RULES COORDINATOR
LIQUOR AND CANNABIS
BOARD

[Filed July 23, 2018, 10:55 a.m.]

Pursuant to RCW 34.05.312, the rules coordinator for the Washington state liquor and cannabis board is Joanna Eide, 3000 Pacific Avenue S.E., Olympia, WA 98504, phone 360-664-1622, fax 360-664-9689, email Joanna.Eide@lcb.wa.gov.

Jane Rushford
Chair

WSR 18-16-014

AGENDA

DEPARTMENT OF AGRICULTURE

[Filed July 23, 2018, 11:44 a.m.]

Following is the department of agriculture's semi-annual rules development agenda for the period of July 1 through December 31, 2018. This document is in compliance with RCW 34.05.314.

The department may undertake additional rule-making activity as conditions warrant. If you have questions regarding the department's rule-making agenda, please contact Henri Gonzales at 360-902-1802 or hgonzales@agr.wa.gov.

SEMI-ANNUAL RULES DEVELOPMENT AGENDA

July 1 - December 31, 2018

WAC Chapter	Rule Title or Subject	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101 CR-105	CR-102	CR-103	
NEW	Standards for the production of marijuana	Brenda Book Organic Program Phone 360-902-2090 bbook@agr.wa.gov	October 2017	September 2018	November 2018	Establishes in rule standards for the production of marijuana that would be consistent with the requirements of the United States Department of Agriculture's National Organic Program as provided for in chapter 317, Laws of 2017.
16-06	Public records	Henri Gonzales Administrative Regulations Program Phone 360-902-1809 hgonzales@agr.wa.gov	August 2018	Expedited	October 2018	Adds exemptions to the list of records exempt from public disclosure as a result of recently passed legislation.
16-30	Restricted feedlots and restricted holding facilities	Jodi Jones Animal Services Division Phone 360-902-1889 jjones@agr.wa.gov	August 2018	September 2018	November 2018	For category two restricted holding facilities: Removes the certificate of veterinary inspection exemption, allows for cattle to feed on grass, and removes the "no provision for grazing" statement. Includes additional audit and notification requirements for category one and category three facilities.
16-54	Animal importation	Jodi Jones Animal Services Division Phone 360-902-1889 jjones@agr.wa.gov	August 2018	September 2018	November 2018	Removes the certificate of veterinary inspection exemption for category two restricted holding facilities.
16-86	Cattle and bison diseases in Washington state	Dr. Brian Joseph Animal Services Division Phone 360-902-1881 bjoseph@agr.wa.gov	December 2017	TBD	TBD	Requires cattle to be individually identified with an official USDA radio-frequency identification (RFID) device when female cattle receive brucellosis vaccination and when bulls are sampled for trichomoniasis.
16-101	Washington state milk and milk products standards	Claudia Coles Food Safety and Consumer Services Division Phone 206-321-1124 ccoles@agr.wa.gov	August 2018	September 2018	November 2018	Adopts the newly released 2017 pasteurized milk ordinance (PMO), 2017 procedures for certification of interstate milk shippers, 2017 methods for making sanitation ratings of milk shippers, and 2017 standard for the accrediting of milk laboratories.
16-157	Organic food standards and certification	Brenda Book Organic Program Phone 360-902-2090 bbook@agr.wa.gov	July 2018	October 2018	November 2018	Amends the certification fee schedules and the organic and transitional logos.

WAC Chapter	Rule Title or Subject	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101 CR-105	CR-102	CR-103	
16-228	General pesticide rules	Kelle Davis Registration and Licensing Services Phone 360-902-1851 kmdavis@agr.wa.gov	December 2017	August 2018	September 2018	Adds garlic grown for seed to the list of seed crops under WAC 16-228-1270 in order to allow the issuance of special local need registrations without residue data. <i>Proposed in response to petition for rule making.</i>
16-228	General pesticide rules	Kelle Davis Registration and Licensing Services Phone 360-902-1851 kmdavis@agr.wa.gov	TBD	TBD	TBD	Amends provisions regarding pesticide exams in order to have the option to contract out for third party administration of testing.
16-230	Use of chemicals and chemically treated materials in certain counties	Joel Kangiser Pesticide Compliance Program Phone 360-902-2013 jkangiser@agr.wa.gov	March 2017	September 2018	November 2018	Updates and simplifies rules regarding use-restricted herbicides.
16-231	Use restricted herbicides	Joel Kangiser Pesticide Compliance Program Phone 360-902-2013 jkangiser@agr.wa.gov	March 2017	September 2018	November 2018	Updates and simplifies rules regarding use-restricted herbicides.
16-232	Use restricted herbicides in certain counties	Joel Kangiser Pesticide Compliance Program Phone 360-902-2013 jkangiser@agr.wa.gov	March 2017 and October 2017	September 2018	November 2018	Updates and simplifies rules regarding use-restricted herbicides; expands Area 1 in Kittitas County. <i>Area 1 expansion proposed in response to petition for rule making.</i>
16-250	Commercial feed rules	Claudia Coles Food Safety and Consumer Services Division Phone 206-321-1124 ccoles@agr.wa.gov	April 2017	August 2018	September 2018	Adopts recent changes to federal regulations and the 2018 Association of American Feed Control Officials (AAFCO) Official Publication regarding feed safety.
16-252	Commercial feed rules—Pet food and specialty pet food	Claudia Coles Food Safety and Consumer Services Division Phone 206-321-1124 ccoles@agr.wa.gov	April 2017	August 2018	September 2018	Adopts recent changes to federal regulations and the 2018 AAFCO Official Publication regarding feed safety.
16-301 and 16-302	General seed regulations	Victor Shaul Seed Inspection Program Phone 509-249-6950 vshaul@agr.wa.gov	April 2018	July 2018	September 2018	Adds Palmers amaranth to the prohibited noxious weed seed list, modifies application due dates, and corrects certain seed standards.
16-303	Seed assessment, fees for seed services and seed certification	Victor Shaul Seed Inspection Program Phone 509-249-6950 vshaul@agr.wa.gov	August 2018	September 2018	November 2018	Amends the fee schedule in order to recover the costs of providing service.
16-305	Industrial hemp research program	Victor Shaul Seed Inspection Program Phone 509-249-6950 vshaul@agr.wa.gov	August 2018	June 2019	August 2019	Increases application and licensing fees in order to recover the costs of providing service.
16-470	Quarantine—Agricultural pests	Dr. Jim Marra Pest Program Phone 360-902-2071 jmarra@agr.wa.gov	November 2017	December 2018	February 2019	Amends the apple maggot quarantine by restricting potted apple maggot host plants with fruit from moving into a pest-free area from an apple maggot quarantine area. <i>Proposed in response to petition for rule making.</i>

WAC Chapter	Rule Title or Subject	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101 CR-105	CR-102	CR-103	
16-470	Quarantine—Agricultural pests	Dr. Jim Marra Pest Program Phone 360-902-2071 jmarra@agr.wa.gov	March 2018	June 2018	August 2018	Adds part of Okanogan County to the area under quarantine for apple maggot.
16-501	Commodity boards or commission, WSDA procedural rules	Teresa Norman Administrative Regulations Program Phone 360-902-2043 tnorman@agr.wa.gov	May 2018	July 2018	September 2018	Removes the extra time allowed to address unsigned ballots in order to streamline and expedite the referendum process.
16-561	Washington red raspberry commission	Teresa Norman Administrative Regulations Program Phone 360-902-2043 tnorman@agr.wa.gov	N/A	April 2018	TBD	Amends the public records disclosure procedures; allows the board to set the assessment rate up to a maximum of \$0.02 per affected pound; and clarifies when assessments are due and payable to the commission.
16-604	Public livestock markets—Health, facilities, and sanitation	Dr. Brian Joseph Animal Services Division Phone 360-902-1881 bjoseph@agr.wa.gov	December 2017	TBD	TBD	Requires individual official USDA RFID devices on all sexually intact cattle and bison over eighteen months of age and also requires public livestock markets to maintain records for an additional four years to align with federal requirements.
16-700	State fair fund—Proration	Teresa Norman Administrative Regulations Program Phone 360-902-2043 tnorman@agr.wa.gov	May 2017	August 2018	September 2018	Amends chapter to clarify qualifications and requirements for all categories of agricultural fairs.

Henri Gonzales
Rules Coordinator

WSR 18-16-015
AGENDA
NOXIOUS WEED
CONTROL BOARD

[Filed July 23, 2018, 1:41 p.m.]

Following is the state noxious weed control board's semi-annual rules development agenda for the period of July 1 through December 31, 2018. This document is in compliance with RCW 34.05.314.

The board may undertake additional rule-making activity as conditions warrant. If you have any questions, please contact Brad White, plant protection division assistant director, Washington state department of agriculture (WSDA), 360-902-1907 or bwhite@agr.wa.gov.

SEMI-ANNUAL RULES DEVELOPMENT AGENDA
July 1 - December 31, 2018

WAC Number	Rule Title	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101	CR-102	CR-103	
16-750	State noxious weed list and schedule of monetary penalties	Brad White Assistant Director, WSDA Phone 360-902-1907	July	September	November	Possible changes to the noxious weed lists and state weed board by-laws.

Brad White
Assistant Director
Plant Protection Division

WSR 18-16-018

DEPARTMENT OF AGRICULTURE

[Filed July 23, 2018, 3:54 p.m.]

2018 QUARTERLY REPORT ON RULE-MAKING ACTIVITIES

Petitions Received

The following information is being sent in order to implement RCW 1.08.112 (1)(g) and WAC 1-21-180. The Washington state department of agriculture received three petitions for rule making during the first and second quarter of 2018.

Date	Requestor	Subject
1ST QUARTER (JANUARY THROUGH MARCH)		
2/20/2018	Washington red raspberry commission	Amend chapter 16-561 WAC by modifying provisions regarding assessments.
3/17/2018	Washington turf-grass seed commission	Amend chapter 16-545 WAC by removing term limits from marketing order.
2ND QUARTER (APRIL THROUGH JUNE)		
6/13/2018	Meadowood organics	Amend chapter 16-170 WAC to allow special poultry permit holders to freeze and sell frozen poultry.

Henri Gonzales
Agency Rules Coordinator

WSR 18-16-022

NOTICE OF PUBLIC MEETINGS

OFFICE OF

CIVIL LEGAL AID

[Filed July 24, 2018, 9:02 a.m.]

The civil legal aid oversight committee established by RCW 2.53.010 will meet and conduct business on the following dates during calendar year 2016 [2019]:

- Friday, March 15, 2019 Olympia
- Friday, June 14, 2019 Spokane in conjunction with the ATJ Conference
- Friday, September 20, 2019 Seattle area
- Friday, December 6, 2019 Seattle area or by conference call

Meetings generally run from 10:30 a.m. to 2:00 p.m. Specific meeting times, locations and agendas will be published prior to the meetings and materials will be available on the office of civil legal aid's web site at <http://ocla.wa.gov/oversight-committee>.

Open Meeting and Accommodations: All meetings are open to the public. The civil legal aid oversight committee fully complies with applicable laws ensuring access for persons with disabilities. Upon request, the civil legal aid oversight committee will make reasonable accommodation to ensure full accessibility and meaningful opportunity for interested individuals to participate in the meeting, regardless of physical, mental, cognitive or other disabilities. Requests for interpreter services or assistive technology should be submitted at least forty-eight hours prior to the meeting in order to allow the oversight committee to accommodate.

Contact: For further information about these meetings and/or to request reasonable accommodation, please contact James A. Bamberger, Director, Office of Civil Legal Aid, 1112 Quince Street S.E., Mailstop 41183, Olympia, WA 98504, 360-704-4135, jim.bamberger@ocla.wa.gov.

WSR 18-16-029

AGENDA

DEPARTMENT OF ECOLOGY

[Filed July 24, 2018, 1:27 p.m.]

Pursuant to RCW 34.05.314, the following is the department of ecology's rule[s] agenda for July - December 2018. If you have any questions please contact Bari Schreiner by phone 360-407-6998 or email Bari.Schreiner@ecy.wa.gov.

Rule-Making Agenda

July - December 2018

Dates with "est." are estimated filing dates

AO Number	Program	Chapter and Title	Date of Filing CR-101	Date of Filing CR-102	Date of Filing CR-103	Rule-Making Lead
Open						
16-09	Air Quality	Chapter 173-455 WAC, Air quality fee rule and chapter 173-400 WAC, General regulations for air pollution sources.	April 18, 2018 (revised and withdrawal of previous CR-101); February 6, 2017	June 20, 2018	est. October 2018	Jean-Paul Huys

AO Number	Program	Chapter and Title	Date of Filing CR-101	Date of Filing CR-102	Date of Filing CR-103	Rule-Making Lead
15-07	Air Quality	Chapter 173-400 WAC, General regulations for air pollution sources and chapter 173-401 WAC, Operating permit regulations.	December 16, 2016 (revised and withdrawal of previous CR-101); July 21, 2015	February 5, 2018	est. July 2018	Elena Guilfoil
18-03	Air Quality	Chapter 173-405 WAC, Kraft pulping mills; chapter 173-410 WAC, Sulfite pulping mills; and chapter 173-415 WAC, Primary aluminum plants.	June 20, 2018	est. November 2018	est. April 2019	Caroline Sun
18-08	Air Quality	Chapter 173-430 WAC, Agricultural burning.	June 20, 2018	est. November 2018	est. April 2019	Caroline Sun
18-06	Air Quality	Chapter 173-400 WAC, General regulations for air pollution sources.	July 17, 2018	est. May 2019	est. October 2019	Colleen Stinson
18-07	Air Quality	Chapter 173-460 WAC, Controls for new sources of toxic air pollutants.	July 18, 2018	est. May 2019	est. October 2019	Elena Guilfoil
16-03	Hazardous Waste and Toxics Reduction	Chapter 173-303 WAC, Dangerous waste regulations.	February 21, 2017 (revised and withdrawal of previous CR-101); February 17, 2016	est. August 2018	est. January 2019	Rob Rieck
13-08	Solid Waste Management	Chapter 173-350 WAC, Solid waste handling standards.	November 5, 2013	January 23, 2018	est. July 2018	Kyle Dorsey
16-07	Water Quality	Chapter 173-201A WAC, Surface water quality standards for Washington state - recreational use criteria.	August 16, 2017	July 17, 2018	est. November 2018	Becca Conklin
18-01	Water Quality	Chapter 173-224 WAC, Water quality permit fees.	June 21, 2018	est. March 2019	est. June 2019	Charles Gilman
18-02	Water Quality	Chapter 173-230 WAC, Certification of operators of wastewater treatment plants.	June 22, 2018	est. March 2019	est. July 2019	Jocelyn Jones
On Hold						
13-04	Air Quality	Chapter 173-491 WAC, Emission standards and controls for sources emitting gasoline gas vapors; chapter 173-400 WAC, General regulations for air pollution sources; and chapter 173-455 WAC, Air quality fee rule.	July 2, 2013	On hold	On hold	Elena Guilfoil
15-12	Hazardous Waste and Toxics Reduction	Chapter 173-333 WAC, Chemical action plans (formerly PBT).	October 12, 2015	On hold	On hold	Anne Knapp
15-11	Solid Waste Management	Chapter 173-331 WAC, Vehicle battery recycling program.	December 2, 2015	On hold	On hold	Kyle Dorsey
05-03	Water Resources	Chapter 173-525 WAC, Grays-Elochoman instream resources protection and water management program WRIA 25.	March 2, 2005	April 19, 2010 continuance filed June 16, 2010 expired November 1, 2010 on hold	On hold	Dave Christensen
05-04	Water Resources	Chapter 173-526 WAC, Cowlitz instream resources protection and water management program WRIA 26.	March 2, 2005	April 19, 2010 continuance filed June 16, 2010 expired November 1, 2010 on hold	On hold	Dave Christensen

AO Number	Program	Chapter and Title	Date of Filing CR-101	Date of Filing CR-102	Date of Filing CR-103	Rule-Making Lead
05-02	Water Resources	Chapter 173-503A WAC, Samish River subbasin instream resources protection program, lower and upper Skagit water resources inventory area (WRIAs 3 and 4).	February 15, 2005	On hold indefinitely	On hold indefinitely	Dave Christensen
Exploratory						
17-03	Toxics Cleanup	Chapter 173-340 WAC, Model Toxics Control Act—Cleanup.	January 2018 - Ongoing			Clint Stanovsky
N/A	Air Quality	Chapter 173-460 WAC, Controls for new sources of toxic air pollutants.	July 2018 - Ongoing			Elena Guilfoil

Bari Schreiner

WSR 18-16-038
AGENDA
PARKS AND RECREATION
COMMISSION

[Filed July 25, 2018, 9:36 a.m.]

In accordance with RCW 34.05.314, the state parks and recreation commission submits its semi-annual agenda for rules under development for publishing in the Washington State Register.

State Parks is conducting a thorough review and may have additional rules as conditions arise.

Any questions related to the specific rules identified in the agenda can be directed to the manager or Valeria Evans, Rules Coordinator, 1111 Israel Road, Olympia, WA 98504-2560, 360-902-8597 or valeria.evans@parks.wa.gov.

2018 Semi-Annual Rule-Making Agenda
July to December 31, 2018
Rules Under Development
Revised July 25, 2018

WAC Citation	Reason and/or Expected Outcome	Contact	Status of Rule Making	Anticipated Date of Adoption	Comments
WAC 352-32-056 Peace and quiet.	Modification of defined quiet hours to allow flexibility in management.	Ed Girard Operations Manager P.O. Box 42650 Olympia, WA 98504 360-902-8847 Ed.Girard@parks.wa.gov		January 24, 2019	
WAC 352-32-125 Fires and campfires.	Modification of defined quiet hours to allow flexibility in management.	Ed Girard Operations Manager P.O. Box 42650 Olympia, WA 98504 360-902-8847 Ed.Girard@parks.wa.gov		January 24, 2019	
WAC 352-37-010 Definitions.	Clarify that applicable provisions of chapter 352-32 WAC also apply to the Seashore Conservation Act.	Ed Girard Operations Manager P.O. Box 42650 Olympia, WA 98504 360-902-8847 Ed.Girard@parks.wa.gov	CR-101 filed 10/11/17 WSR 17-21-033	January 24, 2019	
WAC 352-37-105 Fires and campfires.	On the ocean beaches, the agency does not provide designated campfire pits, rings, or other campfire enclosures. A portion of this WAC section is superfluous, and staff recommends that it be eliminated.	Ed Girard Operations Manager P.O. Box 42650 Olympia, WA 98504 360-902-8847 Ed.Girard@parks.wa.gov		January 24, 2019	

WAC Citation	Reason and/or Expected Outcome	Contact	Status of Rule Making	Anticipated Date of Adoption	Comments
WAC 352-32-251 Limited income senior citizen, disability, and disabled veteran passes.	Editing for consistent language and some minor changes such as adding free day access. Update to allow agency an "in-house" appeals process.	Linda Burnett Customer Service Manager P.O. Box 426520 [42650] Olympia, WA 98504 360-902-8561 Linda.Burnett@parks.wa.gov		January 24, 2019	
WAC 352-32-252 Off-season senior citizen passes—Fee.	Editing for consistent language and some minor changes such as adding free day access. Update to allow agency an "in-house" appeals process.	Linda Burnett Customer Service Manager P.O. Box 426520 [42650] Olympia, WA 98504 360-902-8561 Linda.Burnett@parks.wa.gov		January 24, 2019	
WAC 352-32-253 Foster parent program.	Editing for consistent language and some minor changes such as adding free day access. Update to allow agency an "in-house" appeals process.	Linda Burnett Customer Service Manager P.O. Box 426520 [42650] Olympia, WA 98504 360-902-8561 Linda.Burnett@parks.wa.gov		January 24, 2019	
WAC 352-37-200 Special group recreation event permit.	Staff recommends the agency address in subsection (4) be changed to reflect current headquarters address.	Ed Girard Operations Manager P.O. Box 42650 Olympia, WA 98504 360-902-8847 Ed.Girard@parks.wa.gov		January 24, 2019	
WAC 352-37-250 Games or activities.	Staff propose changing rule from prohibiting "games or activities" that could cause risk or injury.	Ed Girard Operations Manager P.O. Box 42650 Olympia, WA 98504 360-902-8847 Ed.Girard@parks.wa.gov		January 24, 2019	
WAC 352-40-030 Where can I access state parks' public records?	This is a housekeeping item as there are offices and points of contact listed in the section that no longer exist/are active.	Brian Thrasher Records and Forms Manager P.O. Box 42650 Olympia, WA 98504 360-902-8514 Brian.Thrasher@parks.wa.gov	CR-101 filed 4/3/18 WSR 18-07-103	November 15, 2018	
WAC 352-40-040 How is the agency organized and how is it operated?	This is a housekeeping item as some of the contact information in the section is no longer in existence/outdated.	Brian Thrasher Records and Forms Manager P.O. Box 42650 Olympia, WA 98504 360-902-8514 Brian.Thrasher@parks.wa.gov	CR-101 filed 4/3/18 WSR 18-07-103	November 15, 2018	
WAC 352-40-060 Who do I contact to request state parks' public records?	This is a housekeeping item as some of the contact information in the section is no longer in existence/outdated.	Brian Thrasher Records and Forms Manager P.O. Box 42650 Olympia, WA 98504 360-902-8514 Brian.Thrasher@parks.wa.gov	CR-101 filed 4/3/18 WSR 18-07-103	November 15, 2018	
WAC 352-40-080 How do I request state parks' public records?	This is a housekeeping item as some of the contact information in the section is no longer in existence/outdated.	Brian Thrasher Records and Forms Manager P.O. Box 42650 Olympia, WA 98504 360-902-8514 Brian.Thrasher@parks.wa.gov	CR-101 filed 4/3/18 WSR 18-07-103	November 15, 2018	
WAC 352-44-060 Recreational conveyances—Standards.	Updating to add an effective date for adopting ANSI B77. Clarifies date to match USS and other codes effective dates.	Nata Jo Hurst, PS3 PO. Box 42650 Olympia, WA 98504 360-902-8638 Nata.hurst@parks.wa.gov	CR102 filed 5/7/18 WSR 18-11-027 In process of filing permanent rule	July 12, 2018	

WAC Citation	Reason and/or Expected Outcome	Contact	Status of Rule Making	Anticipated Date of Adoption	Comments
WAC 352-80-080 Evaluation criteria, no child left inside.	Eliminating redundancy with RCW and providing flexibility for the director to administer the program consistently with similar grant programs.	Steve Brand Partnership and Planning Manager P.O. Box 42650 Olympia, WA 98504 360-902-8651 Steve.Brand@parks.wa.gov	CR-101 filed 7/24/18 WSR 18-16-032	November 15, 2018	
Chapter 352-66 WAC, Uniform marketing water system.	Updating to reflect the change in federal aids to navigation laws from the old uniform waterway marking system to the new United States Aids to Navigation System. No impact to stakeholders.	Hoyle Hodges Boating Law Enforcement Program Specialist P.O. Box 42650 Olympia, WA 98504 360-902-8835 Hoyle.Hodges@parks.wa.gov		January 24, 2019	

Valeria Evans
Management Analyst

WSR 18-16-039
HEALTH CARE AUTHORITY

[Filed July 25, 2018, 10:30 a.m.]

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 18-0024 Treat & Refer Services.

Effective Date: January 1, 2019.

Description: The health care authority (HCA) and the department of health (DOH) intend to submit medicaid SPA 18-0024 to implement E2SHB 1358 which was signed by the governor on May 10, 2017, and is to be implemented on January 1, 2019.

SSB 5591 (2015) allowed emergency medical services providers to develop community assistance referral and education services (CARES) programs. CARES programs are able to hire or contract with health care professionals to provide community outreach and injury prevention services to residents of its jurisdiction to advance population health. E2SHB 1358 directs HCA to adopt standards for reimbursement of covered health care services provided to eligible medicaid clients by specified emergency medical services providers through their CARES programs, when those services are provided to clients whose medical needs do not require ambulance transport to an emergency department. These services are known as "Treat and Refer" services.

E2SHB 1358 also directs DOH to review the professional certification and training of health professionals participating in a CARES program and coordinate with HCA to link the certification requirements with the Treat and Refer services.

Treat and Refer services may be provided by the following emergency medical services providers:

- Fire departments (including city and town fire departments).
- Fire protection districts.
- Regional fire protection service authorities.

- Emergency medical service (EMS) providers eligible to levy a tax under state law.
- Federally recognized Indian tribes.

SPA 18-0024 is expected to increase the annual aggregate expenditures/payments to EMSs providers by \$3,511,450.

SPA 18-0024 is in the development process; therefore a copy is not yet available for review. HCA and DOH would appreciate any input or concerns regarding this SPA. To request a copy when it becomes available, 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).

Contact Abigail Cole, Hospital Finance, P.O. Box 45510, Olympia, WA 98501, phone 360-725-1835, TRS 711, email abigail.cole@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.altc.washington.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.altc.washington.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 18-16-050

**AGENDA
 DEPARTMENT OF
 NATURAL RESOURCES**
 [Filed July 26, 2018, 10:30 a.m.]

Rules Development Agenda
 July to December 2018

WAC CHAPTER OR SECTION	PURPOSE OF RULE BEING DEVELOPED OR AMENDED
332-08	The department of natural resources (DNR) has the discretion to consider rule-making changes related to insurance and security requirements. The program is currently evaluating whether or not this is necessary.
332-130-145	Creating a new section that provides requirements for the production of topographic maps prepared by a licensed land surveyor.
332-10	The 2017 legislative amended portions of RCW 42.56.120 pertaining to fee charges for public record copies. EHB 1595 requires that a rule be in place if an agency needs to use the statutory public records fee schedule, rather than charging for actual costs. DNR lacks sufficient data to use the actual cost method this time. This rule specifies that DNR will utilize the legislature's statutory default fee schedule. DNR has filed a proposed rule making under WSR 17-22-019 for these and other changes to chapter 332-10 WAC.
New WAC	RCW 39.04.155 directs state agencies awarding small works contract to have procedures in place to solicit bids and award contracts.
332-41-910	The addition of assistant division manager to the list of titles authorized to act as the State Environmental Policy Act responsible official.

WSR 18-16-052

ATTORNEY GENERAL'S OFFICE

[Filed July 26, 2018, 11:30 a.m.]

**NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
 WASHINGTON ATTORNEY GENERAL**

The Washington attorney general routinely publishes notice of an opportunity to comment for opinion requests that we receive from the heads of state agencies, state legislators, and county prosecuting attorneys if we anticipate publishing a formal opinion in response to the request. We do so in order

to provide members of the public with a chance to provide any legal analysis that they would like us to consider as we develop our opinion. In preparing any comments, please be aware that our opinion will provide our considered legal analysis of the question presented, and therefore comments that address the interpretation of the law are more helpful than comments that express an opinion as to what the law should be.

If you are interested in commenting on a request listed in this volume of the register, you should notify the attorney general's office of your interest by August 22, 2018. This is not the due date by which comments must be received, and we will consider any comments we receive before we complete our opinion. However, if you do not notify the attorney general's office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the attorney general's office of your intention to comment by email to OpinionComments@atg.wa.gov or by writing to the Office of the Attorney General, Solicitor General Division, Attention Jeff Even, Deputy Solicitor General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you may be provided with a copy of the opinion request in which you are interested, information about the attorney general's opinion process, information on how to submit your comments, and a due date by which your comments must be received to ensure that they are fully considered.

If you are interested in receiving notice of new formal opinion requests via email, you may visit the attorney general's web site at <http://www.atg.wa.gov/ago%E2%80%9090> opinions for more information on how to join our AGO opinions list.

The attorney general's office seeks public input on the following opinion request(s):

Opinion Docket No. 18-06-04

Request by Tim Rasmussen, Steven County Prosecuting Attorney

QUESTION(S):

(1) After Drummond, except when an individual expends private funds, is the prosecutor's consent necessary for an attorney to represent the county or a county official in a civil matter?

(2) Do attorneys appointed by the insurance company for the county need to be approved by the prosecutor's office pursuant to RCW 36.27.040?

(3) Can the insurance company provide legal advice for any county official without the prosecutor's knowledge and consent?

(4) Can a memorandum of coverage approved by the county commissioners give any county employee the right to be represented by counsel in a matter involving county interests, without the prosecutor's knowledge and consent?

Reviser's note: The typographical error in the above material occurred in the copy filed by the Attorney General's Office and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 18-16-053

ATTORNEY GENERAL'S OFFICE

[Filed July 26, 2018, 11:31 a.m.]

**NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
WASHINGTON ATTORNEY GENERAL**

The Washington attorney general routinely publishes notice of an opportunity to comment for opinion requests that we receive from the heads of state agencies, state legislators, and county prosecuting attorneys if we anticipate publishing a formal opinion in response to the request. We do so in order to provide members of the public with a chance to provide any legal analysis that they would like us to consider as we develop our opinion. In preparing any comments, please be aware that our opinion will provide our considered legal analysis of the question presented, and therefore comments that address the interpretation of the law are more helpful than comments that express an opinion as to what the law should be.

If you are interested in commenting on a request listed in this volume of the register, you should notify the attorney general's office of your interest by August 22, 2018. This is not the due date by which comments must be received, and we will consider any comments we receive before we complete our opinion. However, if you do not notify the attorney general's office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the attorney general's office of your intention to comment by email to OpinionComments@atg.wa.gov or by writing to the Office of the Attorney General, Solicitor General Division, Attention Jeff Even, Deputy Solicitor General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you may be provided with a copy of the opinion request in which you are interested, information about the attorney general's opinion process, information on how to submit your comments, and a due date by which your comments must be received to ensure that they are fully considered.

If you are interested in receiving notice of new formal opinion requests via email, you may visit the attorney general's web site at <http://www.atg.wa.gov/ago%E2%80%9090> opinions for more information on how to join our AGO opinions list.

The attorney general's office seeks public input on the following opinion request(s):

Opinion Docket No. 18-07-01

Request by Michelle Caldier, State Representative, District 26

QUESTION(S):

May a state school district contract directly with a state educational service district for construction management services, value engineering reviews, constructability reviews, commissioning procedures or other public works without first complying with the competitive procurement procedures as specified in RCW 28A.335.190 and RCW 39.26.120?

WSR 18-16-054

AGENDA

WALLA WALLA

COMMUNITY COLLEGE

[Filed July 26, 2018, 12:09 p.m.]

**Semi-Annual Rule-Making Agenda
July through December 2018**

Following is the semi-annual rule-making agenda for Walla Walla Community College, District No. 20, 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.

WAC Citation	Subject Matter/Title	Current Activity		
		Preproposal (CR-101)	Proposed (CR-102) or Expedited (CR-105)	Permanent (CR-103)
Chapter 132T-175 WAC, Public records	Rule-making amendments are necessary to replace outdated information.		Anticipate filing CR-105 by mid-August 2018	
Chapter 132T-18 WAC, Antidiscrimination policy	Rule making is necessary to meet compliance requirements of all applicable discrimination laws, including recent changes to Title IX and Violence Against Women Act.	Anticipate filing CR-101 by December 2018		
Chapter 132T-20, WAC, Discrimination grievance/complaint procedures	Rule making is necessary to codify the procedures for filing discrimination grievances/complaints.	Anticipate filing CR-101 by December 2018		
Chapter 132T-22 WAC, Student code of conduct	Rule making is necessary to articulate standards for student conduct and procedures for adjudicating allegations of student misconduct.	Anticipate filing CR-101 by December 2018		
Chapter 132T-24 WAC, Student conduct process	Rule making is necessary to articulate the process to be followed in the event a student is charged with a violation of the student code of conduct.	Anticipate filing CR-101 by December 2018		
Chapter 132T-26 WAC, Loss of athletic eligibility for use of steroids	State law requires institutions of higher education to promulgate rules regarding loss of eligibility to participate in school-sponsored athletic events for any student athlete found to have used steroids or legend drugs illegally.	Anticipate filing CR-101 by December 2018		
Chapter 132T-90 WAC, Implementation of the Family Rights and Privacy Act of 1974	Rule-making amendments are necessary to replace outdated information.	Anticipate filing CR-101 by December 2018		
Chapter 132T-28 WAC, Course materials	State law requires the boards of trustees of each community and technical college district, in collaboration with affiliated bookstores and student and faculty representatives, adopt certain rules for allied bookstores.	Anticipate filing CR-101 by December 2018		

WAC Citation	Subject Matter/Title	Current Activity		
		Preproposal (CR-101)	Proposed (CR-102) or Expedited (CR-105)	Permanent (CR-103)
Chapter 132T-06 WAC, Tenure regulations	Rule-making amendments are necessary to replace outdated information.	Anticipate filing CR-101 by December 2018		

If you have questions about this rule-making agenda, please contact Jerri Ramsey, Rules Coordinator, 500 Tausick Way, Walla Walla, WA 99362, phone 509-527-4274, fax 509-527-4249, email jerri.ramsey@wwcc.edu.

Jerri Ramsey
Rules Coordinator

WSR 18-16-063
NOTICE OF PUBLIC MEETINGS
HUMAN RIGHTS COMMISSION
 [Filed July 27, 2018, 12:04 p.m.]

REVISED: August 23, 2018, commission meeting - conference call.

The following date and time is for the August 23, 2018, commission meeting: Washington state human rights commission, commission meeting, on August 23, 2018, at 5:30 p.m., via conference call, phone 319-527-3510, Access Code 833014#.

WSR 18-16-064
AGENDA
DEPARTMENT OF
FISH AND WILDLIFE
 [Filed July 27, 2018, 12:45 p.m.]

Semi-Annual Rule-Making Agenda
July through December 2018

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 WDFW Rules Coordinator, 600 Capitol Way North, Olympia, WA 98501-1091, phone 360-902-2403, fax 360-902-2155, email Rules.Coordinator@dfw.wa.gov.

WAC Citation	Subject Matter	Preproposal (CR-101)	Proposed (CR-102) or Expedited (CR-105)	Permanent (CR-103P)
220-413-200	Reducing the spread of hoof disease	WSR 18-12-095 June 5, 2018	WSR 18-16-011 July 20, 2018	Expected August 2018
220-220-250	Disabled veteran donation program		WSR 18-5-085 [18-15-085] July 18, 2018 CR-105	Expected September 2018
220-351-080	Combined fish guide license		WSR 18-13-010 June 6, 2018	Expected August 2018
220-314-020, 220-314-030, 220-310-110	Coastal recreational bottomfish and halibut rules		WSR 18-14-116 July 5, 2018 CR-105	Expected September 2018

WAC Citation	Subject Matter	Preproposal (CR-101)	Proposed (CR-102) or Expedited (CR-105)	Permanent (CR-103P)
220-640-200	Adding rules to AIS chapter		WSR 18-15-048 July 13, 2018 CR-105	Expected September 2018
220-410-010, 220-415-040	Game management units (GMUs) boundary descriptions—Region one. Elk area descriptions		WSR 18-14-050 June 28, 2018 CR-105	Expected September 2018
220-450-030	Live wildlife—Taking from the wild, importation, possession, transfer, and holding in captivity		WSR 18-14-010 June 22, 2018 CR-105	Expected September 2018
220-330-040	Amending coastal recreational dungeness crab rules	WSR 18-12-038 May 29, 2018	WSR 18-16-011 July 23, 2018	Expected September 14, 2018
220-301-030 and 220-354-080	Puget Sound salmon management and catch reporting areas and closed areas		WSR 18-13-115 June 20, 2018 CR-105	Expected August 2018
220-354-290	Coastal commercial salmon fisheries: Grays Harbor	WSR 18-03-129 January 19, 2018	WSR 18-13-110 June 20, 2018	Expected August 2018
220-220-320	Recreational license dealer's fees		WSR 18-12-107 June 6, 2018 CR-105	Expected August 2018
220-660	Suction dredge mineral prospecting	WSR 18-11-037 May 8, 2018	Expected November 2018	
220-220-020, 220-220-200, 220-310-010, and 220-310-020	Amend and update regulations pertaining to catch record cards	WSR 18-11-006 May 6, 2018	Expected August 2018	Expected October 2018
220-200-100, 220-610-01 [220-610-010]	Periodic status reviews: Columbian sharp-tailed grouse and sea otter	WSR 16-13-044 June 8, 2016	WSR 18-10-109 May 2, 2018	Expected August 2018
220-370	Amend aquaculture rules	WSR 18-08-055 March 30, 2018	To be scheduled	To be scheduled
220-352-190, 220-340	Commercial shellfish and shellfish aquaculture rules	WSR 18-05-035 February 12, 2018	Expected August 2018	To be scheduled

Scott Bird
Rules Coordinator

WSR 18-16-066
NOTICE OF PUBLIC MEETINGS
OFFICE OF
PUBLIC DEFENSE

[Filed July 27, 2018, 3:06 p.m.]

The Washington state office of public defense (OPD) advisory committee has changed the following regular meeting:

From: Thursday, September 20, 2018.

To: Thursday, September 27, 2018.

The meeting will begin at 9:45 a.m. and a draft agenda will be posted at www.opd.wa.gov one business day prior to the meeting. The meeting will be held at the Administrative Office of the Courts, SeaTac Office Center, South Tower, 18000 International Boulevard, Suite 1106, SeaTac, WA 98188-4251.

Contact OPD at 360-586-3164, extension 101, if you have questions.

WSR 18-16-067

**NOTICE OF PUBLIC MEETINGS
SECRETARY OF STATE**

(Election Administration and Certification Board)
[Filed July 27, 2018, 4:14 p.m.]

The election administration and certification board has changed the following regular meeting:

From: December 11, 2018.

To: January 7, 2019, at 2:00 p.m., at 520 Union Avenue S.E., Olympia.

If you need further information contact Sheryl Moss, P.O. Box 40232, 360-902-4146, 360-664-4619, sheryl.moss@sos.wa.gov.

WSR 18-16-068

**NOTICE OF PUBLIC MEETINGS
SECRETARY OF STATE**

(Election Administration and Certification Board)
[Filed July 27, 2018, 4:15 p.m.]

The election administration and certification board has changed the following regular meeting:

From: September 10, 2018.

To: January 7, 2019, at 2:00 p.m., at 520 Union Avenue S.E., Olympia.

If you need further information contact Sheryl Moss, P.O. Box 40232, 360-902-4146, 360-664-4619, sheryl.moss@sos.wa.gov.

WSR 18-16-070

**NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF LICENSING**

(Real Estate Commission)
[Filed July 30, 2018, 9:21 a.m.]

The September 12, 2018, meeting will be held 9:00 a.m. to 3:00 p.m. (or until completion of business) at the Oxford Suites, 1701 East Yakima Avenue, Yakima, WA 98901.

The December 5, 2018, meeting will be held 9:00 a.m. to 3:00 p.m. (or until completion of business) at the DoubleTree Hotel Airport, 18740 International Boulevard, Seattle, WA 98188.

WSR 18-16-072

**NOTICE OF PUBLIC MEETINGS
UNIVERSITY OF WASHINGTON**

[Filed July 30, 2018, 9:40 a.m.]

The board of regents of the University of Washington has cancelled the following regular meeting of the full board: Wednesday, September 12, 2018, at 5:30 p.m.

The board's governance committee will hold a special meeting on Wednesday, September 12, 2018, at 5:30 p.m., in 142 Gerberding Hall.

The next regular meeting of the board will take place on Thursday, September 13, 2018, at 8:30 a.m., in the Petersen Room of the Allen Library, 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 18-16-076

AGENDA

DEPARTMENT OF LICENSING

[Filed July 30, 2018, 10:52 a.m.]

The following is the department of licensing's semi-annual rule-making agenda for publication in the Washington State Register. This agenda is filed as a requirement of RCW 34.05.314.

If you have questions about this rule-making agenda, please contact Damon Monroe, rules coordinator, dmonroe@dol.wa.gov or phone 360-902-3843.

**Semi-Annual Rule-Making Agenda
July through December 2018**

CR-101	CR-102	PROGRAM	SUBJECT
13-14-059		COR/Public disclosure program	WAC 308-93-087, 308-93-088, 308-93-089, disclosure of names and addresses of individual vessel owners. To incorporate recent legislative changes (SSB 5182 passed during the 2013 session).
13-23-085		BPD/Court reporters program	Chapter 308-14 WAC, amending chapter for effectiveness, clarity, intent and statutory authority.
14-17-039		PSD/Programs and services, field and licensing support program	WAC 308-104-050 Waiver of driver education requirement.
14-21-061		CRD/Vehicle and vessel licensing program	WAC 308-96A-026 Vehicle transit permit (HB [E2SHB] 1129 passed during the 2014 session) which requires a \$5 service fee be charged by all offices for registration transactions.
15-04-029		CRD/Vehicle and vessel licensing program	WAC 308-96A-099 Use class descriptions.

CR-101	CR-102	PROGRAM	SUBJECT
15-08-074 15-19-016		BPD/Dealer services program	WAC 308-63-040, 308-65-040, 308-65-090, 308-65-120(5), vehicle wreckers, hulk haulers and scrap processors. Correct authority for inspection approval as described [described] in RCW.
15-11-016		PSD/Driver and vehicle records program	WAC 308-96B-020 General provisions, regarding individuals with disabilities vehicle license privileges.
16-01-075		BPD/Real estate program	WAC 308-56A-525 Vehicle seller's report of sale, update the rule in response to recent legislation.
16-01-076		BPD/Real estate program	Chapter 308-96B WAC, Individual with disabilities vehicle license privileges, update rules pertaining to vehicle license and parking privileges for individuals with disabilities in response to recent legislation.
16-04-084		BPD/Tattoos, body piercing, and body art program	Chapter 308-22 WAC, Body art, body piercing, and tattooing rules.
16-13-125		PSD/Driver and vehicle records program	Amend WAC 308-96A-026 to remove the requirement for a licensing agent signature as we are making transit permits available online.
16-16-125		PSD/Motorcycle safety program	New chapter 308-109 WAC, Motorcycle training schools.
16-21-084		PSD/Contracts and initiatives program	WAC 308-107-050 Ignition interlock device revolving account.
16-24-085	18-15-097	PSD/Driver and vehicle records program	CR-101, chapters 308-56A, 308-96A, 308-57, 308-59, 308-93 and 308-96B WAC, the amendments are needed to align existing definitions, practices and resolve technical issues.
17-09-013		BPD/Geologist program	Chapter 308-15 WAC, Geologist licensing services, (1) identify alternative credentialed vocations out-

CR-101	CR-102	PROGRAM	SUBJECT
			side of geology to perform certain services currently performed only by licensed geologists; (2) broaden the methods for applicants to meet licensing educational requirements; and (3) codify in rule policies put into place by the board since rule development over the last twelve years.
17-14-004		PSD/Hearings and interviews program	Amending WAC 308-104-025 Effect of accumulation of traffic offenses and repealing WAC 308-104-035 Interest of safety.
17-23-077		ASD/Public disclosure program	Amending WAC 308-10-045, to update costs the department will charge for providing copies of public records to comply with (EHB 1595 passed in the 2017 regular legislative session).
17-21-102	18-14-045	BPD/Regulatory board program	Chapter 196-16 WAC, Registered professional engineers and land surveyors.
17-21-104		BPD/Regulatory board section—Board of engineers and land surveyors program	WAC 196-26A-040 Renewals [for] professional engineers and land surveyors license and 196-30-030 License renewals.
17-21-108		BPD/Transportation services program	WAC 308-108-150 Curriculum schedule (driver training school).
17-22-065		PSD/Field and licensing support	WAC 308-108-010 Vision test.
18-03-084		BPD/Transportation services program	WAC 308-108-020 Definitions.
18-04-027		Business and professions division	Title 308 WAC, Licensing, Department of, businesses—Professions—Occupations—General provisions.
18-04-029	18-10-046	BPD/Funeral and cemeteries	Title 98 WAC, Cemetery board, new chapter.
18-06-070		BPD/Transportation services driver training school	WAC 308-110-010 Definitions and 308-110-030 Administration of exams.

CR-101	CR-102	PROGRAM	SUBJECT
18-09-096	18-12-066	BPD/Regulatory board section— Board of engineers and land surveyors.	WAC 196-33-600 (new section) Signature (on-site wastewater), 196-33-400 Seals and stamps (on-site wastewater), and 196-23-070 Signature (engineers and land surveyors).
18-10-086		BPD/Cosmetology program	Chapter 308-20 WAC, Cosmetology, barber, manicurist, esthetician rules.
18-11-033		BPD/Real estate appraisers	WAC 308-125-030, 308-125-040, 308-125-045, and 308-125-070.
18-11-078		BPD/Real estate	WAC 308-124A-815 Prohibited firm and assumed names.
18-11-079		BPD/Real estate	WAC 308-124A-713 Application for managing broker license examination—Other qualification or related experience and 308-124A-715 Unsuccessful managing broker applicants—Alternate qualifications.

CR-101	CR-102	PROGRAM	SUBJECT
18-15-016 18-15-018		PSD/CDL program	Chapter 308-100 WAC, Drivers' licenses—Special provisions.

Damon Monroe
Rules Coordinator

WSR 18-16-080
NOTICE OF PUBLIC MEETINGS
LAW ENFORCEMENT OFFICERS' AND
FIREFIGHTERS' PLAN 2 RETIREMENT BOARD

[Filed July 30, 2018, 12:55 p.m.]

The law enforcement officers' and firefighters' plan 2 retirement board meeting scheduled for **Wednesday, August 22, 2018**, has been cancelled.

The next regularly scheduled meeting will be on **Wednesday, September 26, 2018**, at 9:30 a.m., located in the Washington state investment board's large conference room.

Please feel free to contact 360-586-2320 or email Jessie.jackson@leoff.wa.gov with any questions.

WSR 18-16-082
AGENDA
DEPARTMENT OF
CHILDREN, YOUTH, AND FAMILIES

[Filed July 30, 2018, 1:52 p.m.]

Following is the department of children, youth, and families (DCYF) semi-annual rule-making agenda for July 1 through December 31, 2018. This agenda will be published in the Washington State Register as required in RCW 34.05.314 and distributed to interested parties. It is also available on the DCYF internet page.

This report represents DCYF rules under development at this time. There may be additional rule-making activity as DCYF responds to legislative actions, to comply with federal mandates, or to meet unforeseen circumstances.

Semi-Annual Rule-Making Agenda
July 1 - December 31, 2018

WAC Sections	Subject Matter	CR-101 Filings	CR-102 or CR-105 Filings	CR-103E Filings
Chapter 110-03	Administrative hearings: Creating new rules regarding informal dispute resolution between DCYF and other person or entities. This chapter supplements chapter 43.216 RCW, the Administrative Procedure Act, chapter 34.05 RCW and the model rule of procedure adopted by the office of administrative hearings, chapter 10-08 WAC.			WSR 18-14-076 Filed 6/29/18

WAC Sections	Subject Matter	CR-101 Filings	CR-102 or CR-105 Filings	CR-103E Filings
Chapter 110-05	One hundred twenty day provisional hires: Creating rules that were previously in place at the department of social and health services (DSHS) to allow an employee in a group care facility to have unsupervised access to children in the care and custody of DCYF on a provisional basis pending results from the Federal Bureau of Investigation.			WSR 18-14-035 Filed 6/27/18
Chapters 110-06, 110-15 and proposed 110-16 WAC (170-06, 170-290)	Family, friends, and neighbors child care: Creating rules to provide guidance on the preapproval requirements for child care providers and child care health and safety requirements necessary to comply with federal child care development fund requirements.		WSR 18-15-095 Filed 7/18/15 [18]	
Chapter 110-15 (170-290)	Working connections child care: Amending rules to ensure the program complies with state and federal requirements, remove barriers to participation, and promote program integrity.	WSR 17-11-107 Filed 5/22/17		
Chapter 110-90 (388-25)	Extended foster care: Amending rules to align with recent changes in legislation regarding program eligibility requirements that went into effect on July 1, 2018.			WSR 18-13-017 Filed 6/7/18
Chapter 110-145	Licensing for group care facilities: Amending rules for group care facilities to align with recent changes in federal legislation regarding fingerprint requirements. Additional changes are being made based on recommendations from the fostering well-being program for the medically fragile facilities, and recommendations from state fire marshal for fire safety.			
Chapter 110-300 (170-300)	Foundational quality standards for early learning programs: Creating new aligned standards negotiated by impacted providers, families, and licensing staff that were adopted June 30, 2018, with an August 1, 2019, effective date.	WSR 17-13-058 Filed 6/8/17	WSR 18-11-042 Filed 5/19/18	WSR 18-14-079 Filed 6/30/18
Chapter 110-300 (170-300)	Foundational quality standards for early learning programs: Adopting negotiated amendments to safe sleep and other requirements.	WSR 17-13-058 Filed 6/18/17		
Chapter 110-400 (170-400)	Early support for infants and toddlers (ESIT) program: Amending rules to ensure the program complies with federal requirements and clearly articulate how the program is administered.	WSR 18-04-094 Filed 2/6/18		

WAC Sections	Subject Matter	CR-101 Filings	CR-102 or CR-105 Filings	CR-103E Filings
Chapter 110-425 (170-100)	Early childhood education and assistance program: Amending rules to implement chapter 178, Laws of 2017 (SSSB [2SSB] 5107), which expands ECEAP eligibility.	WSR 18-15-089 Filed 7/18/18		
Title 110 WAC	Outdoor, nature-based early learning and child care programs: Creating new rules to implement a pilot project directed in RCW 43.216.740.	WSR 18-09-120 Filed 4/18/18		
Title 110 WAC	All DCYF rules: Making necessary housekeeping changes after the decodification of DSHS children's administration and department of early learning rules recodified in Title 110 WAC.			

Brenda Villarreal
Rules Coordinator

WSR 18-16-083
HEALTH CARE AUTHORITY

[Filed July 30, 2018, 1:54 p.m.]

The health technology clinical committee reached a final coverage decision for the following health technology at their March 16, 2018, public meeting:

- Surgery for lumbar radiculopathy/sciatica Decision No: 20180518A
- Pharmacogenomic testing for patients being treated with oral anti-coagulants Decision No: 20180518B

All documents related to these evidence assessments, including the final coverage decisions, are available on the health technology assessment program web site www.hca.wa.gov/about-hca/health-technology-assessment.

For further information contact Christine Masters, Program Specialist, Washington Health Technology Assessment, P.O. Box [42712], 626 8th Ave S.E., Olympia, WA 98504-2712, desk 360-725-5126, fax 360-586-8827, christine.masters@hca.wa.gov.

1. Rule making is anticipated for chapter 478-116 WAC, Parking and traffic rules of the University of Washington, Seattle, during the second half of 2018.

2. Rule making will continue for chapter 478-117 WAC, Parking and traffic rules of the University of Washington, Bothell, during the second half of 2018.

3. Rule making will continue for chapter 478-118 WAC, Parking and traffic rules of the University of Washington, Tacoma, during the second half of 2018.

4. Rule making will continue for chapter 478-160 WAC, Admission and registration procedures for the University of Washington, during the second half of 2018 (a CR-101 was filed on August 5, 2015).

5. Separate rule making will continue for WAC 478-160-163 Waivers of tuition and fees, during the second half of 2018 (a CR-101 was filed on August 3, 2016).

For more information concerning the above rules, please contact Barbara Lechtanski, Director of Rules Coordination, University of Washington, Box 351210, Seattle, WA 98195-1210, phone 206-543-9219, email rules@uw.edu, web www.washington.edu/rules/.

WSR 18-16-090
AGENDA
UNIVERSITY OF WASHINGTON

[Filed July 31, 2018, 9:55 a.m.]

Semi-Annual Agenda for Rules Under Development
(Per RCW 34.05.314)
July 2018

Rule-making activity not now anticipated may also be added as conditions warrant between semi-annual agendas:

WSR 18-16-091
POLICY STATEMENT
UNIVERSITY OF WASHINGTON

[Filed July 31, 2018, 9:57 a.m.]

The University of Washington (UW) has recently created or revised the following bylaws, orders, policy statements, scholastic regulations, and faculty codes:

- "Scholarly and Professional Qualifications of Faculty Members," revised June 22, 2018 (FCG, chapter 24, Section 24-32).

- "Qualifications for Appointment at Specific Ranks and Titles," revised June 22, 2018 (FCG, chapter 24, Section 24-34).
- "Procedure for Promotions," revised June 22, 2018 (FCG, chapter 24, Section 24-54).
- "Institutional Gift Assessment," new June 14, 2018 (APS 36.2).
- "Time Off for Classified Non-Union Staff," revised June 14, 2018 (APS 43.15).
- "Time Off Use and Compensation for Classified and Professional Staff During Suspended Operations and During Inclement Weather," revised June 14, 2018 (APS 45.2).
- "Reasonable Accommodation of Employees With Disabilities," revised June 14, 2018 (APS 46.5).
- "Reasonable Accommodation of Pregnant Employees," new June 14, 2018 (APS 46.7).
- "Open Access," new June 1, 2018 (FCG, chapter 54).
- "Voting Membership in the Faculty," revised May 24, 2018 (FCG, chapter 21, Section 21-32).
- "Copying Fees," revised March 16, 2018 (WAC 478-276-100).

To view any item noted above, see the UW policy directory washington.edu/admin/rules/policies/. For more information regarding these materials contact Barbara Lechtanski, Director of Rules Coordination, UW, Box 351210, Seattle, WA 98195-1210, email rules@uw.edu.

WSR 18-16-092
AGENDA
DEPARTMENT OF
LABOR AND INDUSTRIES
 [Filed July 31, 2018, 10:30 a.m.]

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 18-17 issue of the Register.

WSR 18-16-095
NOTICE OF PUBLIC MEETINGS
WALLA WALLA
COMMUNITY COLLEGE
 [Filed July 31, 2018, 11:54 a.m.]

The board of trustees of Walla Walla Community College, District Number Twenty, has cancelled its regularly scheduled August 15, 2018, meeting.

Please direct any questions to Jerri Ramsey at jerri.ramsey@wwcc.edu or phone 509-527-4274.

WSR 18-16-099
AGENDA
EMPLOYMENT SECURITY DEPARTMENT

[Filed July 31, 2018, 1:28 p.m.]

Semi-Annual Rule-Making Agenda
(July 2018 - January 2019)

The employment security department (ESD) prepares a semi-annual rule-making agenda in January and July each year to inform the public of expected upcoming rule changes. Pursuant to RCW 34.05.314, the agenda is published in the Washington State Register.

ESD encourages the public to be involved in the rule-making processes by attending public hearings and submitting comments on rules. To stay informed of our progress and be notified of any changes, please sign up for email notifications <https://public.govdelivery.com/accounts/WAESD/subscriber/new>. Additional rule-making information is available on the agency web site at <https://esd.wa.gov/newsroom/rulemaking>.

Subject Matter or Division	WAC Chapter or Sections	Purpose and Scope of Rule Making	Preproposal Notice Filings (CR-101)	Proposed Rule and Public Hearing Filings (CR-102 or CR-105 Expedited)	Permanent Rule Filing (CR-103)
Unemployment insurance taxes	To be determined.	ESD may amend rules to adopt efficiencies consistent with RCW 50A.04.195(1) to allow, to the extent feasible, combined reporting and payment of unemployment insurance contributions and paid family and medical leave insurance premiums.	To be determined.	To be determined.	To be determined.
Unemployment insurance benefits—Reasonable assurance for certain school employees	WAC 192-210-001, 192-210-005, 192-210-020, 192-210-045, and 192-210-045.	Due to the issuance of new guidance from the United States Department of Labor, ESD is currently out of conformity with federal law in regards to determining reasonable assurance for certain school employees. Agency request legislation is being considered in the	Filed March 30, 2018.	First filed June 1, 2018; second filed July 26, 2018.	Expected to be filed September 2018.

Subject Matter or Division	WAC Chapter or Sections	Purpose and Scope of Rule Making	Preproposal Notice Filings (CR-101)	Proposed Rule and Public Hearing Filings (CR-102 or CR-105 Expedited)	Permanent Rule Filing (CR-103)
		2018 legislative session. If it passes, rule making will be completed to align WAC to RCW.			
Paid family and medical leave—Employer responsibilities, grants, and penalties	Amending WAC 192-530-060 and creating new sections.	Rule making to implement the new Paid Family and Medical Leave Act is taking place in several phases. This constitutes phase 2 and rule making on employer responsibilities, grants, and penalties.	Filed April 12, 2018 as WSR 18-09-037.	Expected early November 2018.	Expected early December 2018.
Paid family and medical leave—Benefit applications and eligibility	Creating new sections.	Rule making to implement the new Paid Family and Medical Leave Act is taking place in several phases. This constitutes phase 3 and rule making on benefit applications and eligibility.	Expected early August 2018.	To be determined.	To be determined.
Paid family and medical leave—Continuation of benefits and fraud	Creating new sections.	Rule making to implement the new Paid Family and Medical Leave Act is taking place in several phases. This constitutes phase 4 and rule making on continued benefits and fraud.	Expected early October 2018.	To be determined.	To be determined.

ESD is responsible for initiating rule making to implement new state laws, meet federal requirements, and to meet unforeseen circumstances. Because of this variability, this agenda is prepared for information purposes only and any dates noted herein are planning estimates that are subject to change. Additional rule making can occur in addition to what is listed on the agenda.

This agenda does not constitute a rule or rule-making action. Any errors or omissions in this agenda do not affect the actual rules or rule-making notices filed with the office of the code reviser and published in the Washington State Register.

The rule-making process can appear complex. ESD has outlined the process on its web site to help constituents understand and become involved <https://www.esd.wa.gov/newsroom/rulemaking-process>. If you have additional questions, please contact the agency rules coordinator, Christina Streuli, 360-791-6710, or email rules@esd.wa.gov.

WSR 18-16-100

AGENDA

**DEPARTMENT OF HEALTH
STATE BOARD OF HEALTH**

[Filed July 31, 2018, 2:35 p.m.]

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 18-17 issue of the Register.

WSR 18-16-103

NOTICE OF PUBLIC MEETINGS

EVERETT COMMUNITY COLLEGE

[Filed July 31, 2018, 2:55 p.m.]

The Everett Community College board of trustees will hold a special meeting - board listening session on Thursday, August 2, 2018, 12 - 1 p.m., at Everett Community College in Liberty Hall, Room 311. The purpose of the meeting is to hold a listening session on the campus master plan with community members. No action will be taken.

WSR 18-16-110

AGENDA

**DEPARTMENT OF
ENTERPRISE SERVICES**

[Filed July 31, 2018, 4:17 p.m.]

Following is the department of enterprise services' semi-annual rules development agenda for publication in the Washington State Register. This list identifies rules that we have under active development and rules that the agency anticipates starting some rule-making action on during the next six months.

This agenda also is available on our web site at www.des.wa.gov/about/LawsRules. The information on our web site is continually updated as rule making progresses. If we start rule-making activities that are not listed on this agenda or stop listed rule-making activities, that information also will be posted.

If you have questions about this agenda contact Jack Zeigler at jack.zeigler@des.wa.gov or phone 360-407-9209.

**Semi-Annual Rule-Making Agenda
July 1 through December 31, 2018**

WAC Citation	Subject Matter/Purpose of Rule	Current Activity/Approximate Filing Date
Chapter 200-200 WAC, State capitol grounds traffic and parking regulations; chapter 200-220 WAC, Use of the public areas of the capitol buildings and grounds; and chapter 200-210 WAC, Capitol Lake and adjoining lands and roadways	Amend rule in order to: <ul style="list-style-type: none"> • Provide clarity relative to enforcement of the rules; • Expand scope to include government use of the public areas of the capitol campus; • Provide rigor to the permitting process; • Address safety and health concerns; • Align content between WAC chapters governing different aspects of use of the campus. 	We anticipate starting rule making in August 2018 and adopting rules (CR-103) in January 2018.
Chapter 200-200 WAC, State capitol grounds traffic and parking regulations	Amend rule in order to: <ul style="list-style-type: none"> • Make sure the rules are in line with current parking practices, policies and statutory requirements; • Not present barriers when implementing improved processes and practices; • Make sure the rules are easily and quickly understood; • Not replicate/duplicate other parking requirements; • Move those sections that are more appropriate to chapter 200-220 WAC, Use of the public areas of the capitol buildings and grounds. Visitor services administers this chapter. 	We anticipate starting rule making in August 2018 and adopting rules (CR-103) in January 2018.

Jack Zeigler
Rules Manager

**WSR 18-16-112
DEPARTMENT OF ECOLOGY**

[Filed August 1, 2018, 8:42 a.m.]

PUBLIC NOTICE

Announcing the Public Comment Period and Hearings for the Draft Municipal Stormwater General Permits and Fact Sheet

The Washington state department of ecology (ecology) proposes to reissue the Phase I, Western Washington Phase II, and Eastern Washington Phase II municipal stormwater national pollution discharge elimination system general permits (permits). The draft permits and fact sheet, which explains the technical basis for the permits, are available for review and public comment from **August 15, 2018 through November 14, 2018, at 11:59 p.m.** Ecology will host informational workshops and public hearings on the draft permits.

Purpose of the Permit: Under federal and state water quality laws (Federal Clean Water Act and State Water Pollution Control Act), these permits require municipalities and secondary permittees to develop and implement a stormwater management program to control stormwater runoff into and from their municipal separate storm sewer system (MS4). The Phase I permit applies to all regulated large and medium

municipal MS4s. The Phase I permit covers the cities of Seattle and Tacoma, and unincorporated King, Pierce, Snohomish, and Clark counties. The Phase II permits apply to all regulated small MS4s and cover cities and portions of counties in urban areas of eastern and western Washington. All three permits also cover small MS4s in permitted cities and counties that are owned or operated by public entities such as ports, irrigation districts, colleges and universities, state institutions, school districts, drainage districts, and park districts.

Copies of the Formal Draft Permits: Beginning August 15, 2018, you may download the draft permits and fact sheet from the following web site <https://ecology.wa.gov/Regulations-Permits/Permits-certifications/Stormwater-general-permits/Municipal-stormwater-general-permits/Municipal-stormwater-permit-reissuance>. You may also request copies from Dena Jaskar, 360-407-6401, email dena.jaskar@ecy.wa.gov.

Ecology Contact: Abbey Stockwell, Washington State Department of Ecology, P.O. Box 47696, Olympia, WA 98504-7696, phone 360-407-7221, email abbey.stockwell@ecy.wa.gov.

Submitting Written and Oral Comments: Ecology will accept written and oral comments on the draft permit language and supporting documents. Comments should refer-

ence the specific permit(s) or manual(s) and specific text when possible.

Submit Comments Online (preferred method): <http://ws.ecology.commentinput.com/?id=JWY6h>.

Submit written, hard copy comments to Municipal Permit Comments, Washington State Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600.

You must submit comments online no later than **11:59 p.m., November 14, 2018**. Written comments must be post-marked by November 14, 2018. You may provide oral testimony at the public hearings.

Public Hearings and Workshops: Ecology will hold public hearings and workshops statewide, including online-only webinars. At each workshop ecology will explain the draft permits and answer questions. A hearing will immediately follow each workshop. The hearings will provide the opportunity to give formal oral testimony and comment on the draft permits and supporting documents.

Eastern Washington Phase II Permit, Thursday, September 27, 2018, 9:30 a.m., Moses Lake Civic Center, Council Chambers Room, 401 South Balsam, Moses Lake, WA 98837.

Phase I and Western Washington Phase II Permits, Tuesday, October 2, 2018, 10 a.m., Skagit Transit Station, 105 East Kincaid, Mt. Vernon, WA 98773.

Phase I and Western Washington Phase II Permits, Wednesday, October 10, 2018, 10 a.m., South Seattle College, Georgetown Campus, Gene J. Colin Education Hall, Building C, Room C122, 6737 Corson Avenue South, Seattle, WA 98108, *parking is \$3.00/vehicle at this facility.*

Phase I and Western Washington Phase II Permits, Tuesday, October 30, 2018, 10 a.m., DuPont City Hall, Council Chambers Room, 1700 Civic Drive, DuPont, WA 98327.

Thursday, November 1, 2018, 10 a.m., webinar, eastern Washington Phase II, register for the webinar at <https://bit.ly/2tX8Jc2>.

Tuesday, November 6, 2018, 1:30 p.m., webinar, Phase I and western Washington Phase II, register for the webinar at <https://bit.ly/2lHTpvh>.

Phase I and western Washington Phase II permits, Wednesday, November 7, 2018, 10 a.m., Washington State School for the Blind, Fries Auditorium, 2214 East 13th Street, Vancouver, WA 98661.

Issuing the Permit: After ecology receives and considers all public comments, it will issue the final permits. Ecology expects to issue the permits in July 2019. The permits will be effective thirty days later. Ecology will send a copy of the notice of issuance and ecology's responses to the comments to all persons who submitted written comment or gave oral testimony at the public hearings.

WSR 18-16-113

AGENDA

FOREST PRACTICES BOARD

[Filed August 1, 2018, 9:10 a.m.]

**Semi-Annual Rule-Making Agenda for
Publication in the Washington State Register Pursuant to
RCW 34.05.314
July-December 2018**

The forest practices board's (FPB) mandate is to adopt rules to protect the state's public resources while maintaining a viable forest products industry. The following rule proposals are under development or are anticipated during this time period. There may be additional rule-making activity not on the agenda as conditions warrant.

Water Typing System. The board has been engaged in rule development to establish a permanent water typing system. They may consider initiating rule making at their May 2019 meeting.

Contact Person: Patricia Anderson, FPB Rules Coordinator, Department of Natural Resources, Forest Practices Division, P.O. Box 47012, Olympia, WA 98504-7012, phone 360-902-1413, fax 360-902-1428, email patricia.anderson@dnr.wa.gov.