

**WSR 19-11-001**  
**NOTICE OF PUBLIC MEETINGS**  
**RECREATION AND CONSERVATION**  
**OFFICE**  
(Invasive Species Council)  
[Filed May 1, 2019, 2:46 p.m.]

Notice of Change to Regular Meeting

The Washington invasive species council (WISC) is changing the **location** of the regular quarterly meeting scheduled for September 26, 2019:

**FROM:** September 26, 2019, from 9:00 a.m. to 3:00 p.m. at the Natural Resources Building, 1111 Washington Street S.E., Room 172, Olympia, WA 98501.

**TO:** September 26, 2019, from 9:00 a.m. to 3:00 p.m. (optional field tour from 1:00 to 3:00 p.m.) at the Washington State Department of Transportation, North Central Region, Area 3 Maintenance Office, 28862 Highway 97, Okanogan, WA 98840.

For further information, please contact Justin Bush, WISC, at 360-902-3088 or [justin.bush@rco.wa.gov](mailto:justin.bush@rco.wa.gov), or at the WISC web site [www.InvasiveSpecies.wa.gov](http://www.InvasiveSpecies.wa.gov).

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

**WSR 19-11-002**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF LICENSING**  
(Real Estate Commission)  
[Filed May 1, 2019, 3:06 p.m.]

The June 19, 2019, meeting will be held at 9:00 a.m. to 3:00 p.m. (or until completion of business) located at the Best Western Plus, Oak Harbor Hotel and Conference Center, 33175 State Route 20, Oak Harbor, WA 98277.

**WSR 19-11-005**  
**NOTICE OF PUBLIC MEETINGS**  
**COUNTY ROAD**  
**ADMINISTRATION BOARD**  
[Filed May 2, 2019, 8:49 a.m.]

MEETING NOTICE: July 25, 2019  
County Road Administration Board  
2404 Chandler Court S.W.  
Suite 240  
Olympia, WA 98502  
1:00 to 5:00 p.m.  
Possible executive session

MEETING NOTICE: July 26, 2019  
County Road Administration Board  
2404 Chandler Court S.W.  
Suite 240  
Olympia, WA 98502  
8:30 a.m. - noon  
Possible executive session

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

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

For questions, please call 360-753-5989.

**WSR 19-11-006**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON STATE LOTTERY**  
(Lottery Commission)  
[Filed May 2, 2019, 10:21 a.m.]

Washington's lottery commission has changed the following regular meeting:

From: August 21 and 22, 2019, location TBD.

To: August 22, 2019, Courtyard Spokane Downtown at the Convention Center, Spokane, Washington.

If you require additional information please contact Stephanie Porter at 360-810-2887 or [SPorter@walottery.com](mailto:SPorter@walottery.com), or visit our web site at [www.walottery.com](http://www.walottery.com).

**WSR 19-11-008**  
**POLICY STATEMENT**  
**DEPARTMENT OF AGRICULTURE**  
[Filed May 2, 2019, 2:30 p.m.]

Policy Statement CI-19-0001: Changes to industrial hemp research pilot program (IHRP).

On May 1, 2019, a policy statement on the transition from IHRP to implementation of a commercial "hemp" program under both the Agriculture Improvement Act of 2018 (2018 Farm Bill) and E2SSB 5276 was signed. E2SSB 5276 was signed by Governor Inslee on April 26, 2019, and took effect immediately on that date. Most sections of E2SSB 5276 authorize the Washington state department of agriculture (WSDA) to develop a new "hemp plan" to replace the current IHRP upon approval of the new hemp plan by the United States Department of Agriculture and its adoption by WSDA using expedited rule making.

E2SSB 5276 at section 3(4) provides that "immediately ... and before the adoption of rules implementing this chapter, persons licensed to grow hemp under chapter 15.120 RCW may produce hemp in a manner otherwise consistent with the provisions of this chapter and the Agriculture

Improvement Act of 2018." This policy statement interprets how WSDA intends to implement those sections of E2SSB 5276 that make immediate changes to IHRP.

A copy of the policy statement may be obtained by accessing our web site or by contacting Gloriann Robinson, Agency Rules Coordinator, 1111 Washington Street S.E., P.O. Box 42560, Olympia, WA 98504-2560, phone 360-902-1802, email wsdarulescomments@agr.wa.gov.

**WSR 19-11-013**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF ECOLOGY**

[Filed May 3, 2019, 10:31 a.m.]

Under chapter 43.56 [42.56] RCW, ecology maintains an index that includes interpretive and policy statements issued by the agency. Under RCW 34.05.230, we are filing notice in the Washington State Register about these statements.

To obtain copies of these items, please:

- Click on [follow] the links below to download; or
- Submit a records request to ecology's public records officer at [PublicRecordsOfficer@ecy.wa.gov](mailto:PublicRecordsOfficer@ecy.wa.gov) following the instructions on the public records requests web page at <https://ecology.wa.gov/About-us/Accountability-transparency/Public-records-requests>.

Title and Brief Description	Issuance/Revision Date
Procedural Manual for the Environmental Laboratory Accreditation Program < <a href="https://fortress.wa.gov/ecy/publications/documents/1003048.pdf">https://fortress.wa.gov/ecy/publications/documents/1003048.pdf</a> >	Issued: September 2010

**WSR 19-11-014**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF COMMERCE**

(Interbay Public Development Advisory Committee)

[Filed May 3, 2019, 11:02 a.m.]

Following is the updated schedule of regular public meetings of the interbay public development advisory committee for 2019. In particular, the July 23, 2019, meeting now has determined a location. The previous entry in the State Register was "TBD."

Date	Time	Location
March 13, 2019	9:00 a.m.-12:30 p.m.	1601 West Armory Way Seattle, WA 98119
May 8, 2019	9:00 a.m.-12:30 p.m.	1601 West Armory Way Seattle, WA 98119
July 23, 2019	9:00 a.m.-12:30 p.m.	1601 West Armory Way Seattle, WA 98119
August 27, 2019	9:00 a.m.-12:30 p.m.	1601 West Armory Way Seattle, WA 98119
September 25, 2019	9:00 a.m.-12:30 p.m.	1601 West Armory Way Seattle, WA 98119

If you need further information contact Sean Ardussi, P.O. Box 42525, Olympia, WA 98504-2525, 360-725-5039, 360-586-8440, [sean.ardussi@commerce.wa.gov](mailto:sean.ardussi@commerce.wa.gov), <http://www.commerce.wa.gov/interbay>.

**WSR 19-11-015**  
**NOTICE OF PUBLIC MEETINGS**  
**BELLINGHAM TECHNICAL COLLEGE**

[Filed May 3, 2019, 11:37 a.m.]

**Notice**  
**Associated Students of Bellingham Technical College (ASBTC)**  
**Services and Activities (S&A) Fee**  
**Budget Committee**  
**Regular Meeting Schedule**  
**2019**

Pursuant to RCW 42.30.075, the Bellingham Technical College ASBTC S&A fee budget committee's regular meetings during 2019 will be held on the first and third Tuesdays of each month, except where indicated, beginning January 8. All meetings will begin at 3:30 p.m. in the College Services Building Board Room, Bellingham Technical College, 3028 Lindbergh Avenue, Bellingham, WA 98225.

May 7, 21, and 28, 2019

November 5 and 19, 2019

December 3, 2019

If you have questions, please contact Linda Ruthrauff at 360-752-8409 or email [lruthrauff@btc.edu](mailto:lruthrauff@btc.edu).

**WSR 19-11-017**  
**INTERPRETIVE STATEMENT**  
**DEPARTMENT OF REVENUE**

[Filed May 6, 2019, 7:17 a.m.]

**INTERPRETIVE STATEMENT ISSUED**

The department of revenue has issued the following excise tax advisory (ETA):

**ETA 3149.2019 - Taxability of Gross Income Received by Freight Forwarders**

This ETA has been updated to clarify the taxability of gross income received by freight forwarders and the deductions and exclusions that may apply to that gross income.

A copy of this document is available via the internet at Rule and Tax Advisory Adoptions and Repeals.

Kevin Dixon  
Program Manager

**WSR 19-11-030**  
**HEALTH CARE AUTHORITY**

[Filed May 7, 2019, 12:41 p.m.]

**NOTICE**

Subject: Medicaid State Plan Amendment (SPA) 19-0019 Hospital Psychiatric Services Per Diem Rates.

Effective Date: April 24, 2019, through June 30, 2019.

Description: The health care authority (HCA) intends to submit medicaid SPA 19-0019 in order to comply with HB 1534, section 1, to increase rates for both medicaid and non-medicaid (state-funded only) psychiatric per diem rates. The medicaid state plan addresses only medicaid-related services; therefore SPA 19-0019 applies only to medicaid psychiatric per diem rates.

Under HB 1534, psychiatric per diem payments for recipients eligible for medical assistance programs under chapter 74.09 RCW for services provided by a hospital, regardless of the beneficiary's managed care enrollment status, must be increased sufficiently to ensure services are provided by a hospital that:

- Is designated as a rural hospital by the department of health (DOH);
- Has less than fifty staffed acute care beds, as reported in the hospital's 2017 DOH year-end report;
- Is not participating in the certified public expenditure full cost reimbursement program; and
- Has combined medicare and medicaid inpatient days greater than fifty percent of total days as reported in the hospital's 2017 cost report.

SPA 19-0019 is expected to increase the annual aggregate payment for inpatient psychiatric services for qualifying hospitals by \$181,000, assuming a blended federal match rate of 58.15 percent.

SPA 19-0019 is in the development process; therefore a copy is not yet available for review. HCA would appreciate any input or concerns regarding this SPA. To request a copy when it becomes available, you may contact 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).

The proposed rates, methodologies, and justifications are as follows:

Proposed Rate	Proposed Methodology	Justification
\$1,050.00	Per Diem	HB 1534

Interested parties may submit comments and concerns about the rates or the effects the changes may have on beneficiary access to care or continued service access. Please submit comments and concerns to Abigail Cole by May 20, 2019. Please note that all comments are subject to public review and disclosure, as are the names of those who comment.

Contact Abigail Cole, Section Manager, Hospital Finance and Drug Rebate Section, P.O. Box 45510, Olympia, WA 98504, phone 360-725-1835, TRS (TDD/TTY) 711, email Abigail.Cole@hca.wa.gov, web site <https://www.hca.wa.gov>

[wa.gov/billers-providers-partners/prior-authorization-claims-and-billing/hospital-reimbursement](http://wa.gov/billers-providers-partners/prior-authorization-claims-and-billing/hospital-reimbursement).

**WSR 19-11-033**  
**NOTICE OF APPEAL**  
**OFFICE OF THE GOVERNOR**

[Filed May 8, 2019, 8:11 a.m.]

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

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

On April 19, 2019, the Governor's Office received an appeal from Kark Kanthak relating to the Washington State Board of Health's denial of a petition to repeal or amend WAC 246-105. The Governor's Office denied the appeal on May 7, 2019.

DATE: May 7, 2019

Taylor Wonhoff  
 Deputy General Counsel  
 to the Governor

**WSR 19-11-034**  
**NOTICE OF APPEAL**  
**OFFICE OF THE GOVERNOR**

[Filed May 8, 2019, 8:11 a.m.]

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

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

On April 17, 2019, the Governor's Office received an appeal from Bernadette Pajer of Informed Choice WA relating to the Washington State Board of Health's denial of a petition to repeal or amend WAC 246-105-030. The Governor's Office denied the appeal on May 7, 2019.

DATE: May 7, 2019

Taylor Wonhoff  
 Deputy General Counsel  
 to the Governor

**WSR 19-11-035**  
**NOTICE OF PUBLIC MEETINGS**  
**BELLINGHAM TECHNICAL COLLEGE**

[Filed May 8, 2019, 12:04 p.m.]

On Thursday, May 9, 2019, from 4:30 - 6:00 p.m., the board of trustees of Bellingham Technical College will meet in a special meeting with Whatcom Community College trustees to discuss legislative advocacy; trustee participation in state and national organizations; and opportunities for collaboration. The meeting will be held at 21 Bellwether Way, Suite 112, Bellingham, WA. No action will be taken. Call 360-752-8334 for information.

WSR 19-11-039
CLEMENCY AND PARDONS BOARD

[Filed May 9, 2019, 2:35 p.m.]

Notice of Quarterly Hearing

The Washington state clemency and pardons board hereby gives notice of its quarterly hearings scheduled for June 13 and 14, 2019, at House Hearing Room A, John L. O'Brien Building, 504 15th Avenue S.W., Olympia, WA 98504, starting at 9:00 a.m. The following petitions will be considered by the board:

- 1 Please note that all board hearings are recorded by a court reporter, open to the public, and broadcast on the state public affairs network, TVW.
2 At the board's discretion, the order of the petitions to be called for hearing is subject to change.

June 13, 2019:

Table with 2 columns: Petitioner, Relief Requested. Rows include Krouch, Sok (Pardon), Phillips, Kimberly Ann (Commutation), Abernathy, Jr., Mandel (Pardon), Knight, Alyssa C. (Commutation), Puentes Romero, Luis A. (Pardon).

June 14, 2019:

Table with 2 columns: Petitioner, Relief Requested. Rows include Gallagher, Douglas E. (Commutation), Hampton, Freddie (Commutation), Youngblood, Eugene (Commutation), DeJohn, Charles (Pardon), Ham, Van (Pardon), Ormsbee, Michael D. (Pardon).

WSR 19-11-040
PUBLIC RECORDS OFFICER
SHORELINE COMMUNITY COLLEGE

[Filed May 9, 2019, 3:56 p.m.]

Pursuant to RCW 42.56.580, the public records officer for Shoreline Community College is Catherine Bourdeau, 16101 Greenwood Avenue North, Shoreline, WA 98133, email cbourdeau@shoreline.edu, fax 206-546-7857.

Cheryl Roberts, Ed.D.
President

WSR 19-11-041
RULES OF COURT
STATE SUPREME COURT

[May 1, 2019]

IN THE MATTER OF PROPOSED AMENDMENTS TO APR 28—LIMITED PRACTICE RULE FOR LIMITED LICENSE LEGAL TECHNICIANS; APR 28 APPENDIX—REGULATION 2 PRACTICE AREAS—SCOPE OF PRACTICE AUTHORIZED BY LIMITED LICENSE LEGAL TECHNICIAN RULE; APR 28 APPENDIX REGULATION 3—EDUCATION REQUIREMENTS FOR LLLT APPLICANTS AND APPROVAL OF EDUCATIONAL PROGRAMS; RULES OF PROFESSIONAL CONDUCT (RPC) 1.0B—ADDITIONAL WASHINGTON TERMINOLOGY; RPC 1.17—SALE OF LAW PRACTICE; RPC 4.3—DEALING WITH A PERSON NOT REPRESENTED BY A LAWYER; RPC 5.8—MISCONDUCT INVOLVING LAWYERS AND LLLTs NOT ACTIVELY LICENSED TO PRACTICE LAW; RPC 8.1—BAR ADMISSION AND DISCIPLINARY MATTERS; AND LLLT RULES OF PROFESSIONAL CONDUCT (LLLTPRPC) LLLTPRPC 1.0B—ADDITIONAL TERMINOLOGY; LLLTPRPC 1.2—SCOPE OF REPRESENTATION AND ALLOCATION OF AUTHORITY BETWEEN CLIENT AND LLLT; LLLTPRPC 1.5—FEES; LLLTPRPC 1.17; LLLTPRPC 1.8 CONFLICT OF INTEREST: CURRENT CLIENTS: SPECIFIC RULES; LLLTPRPC 1.15A—SAFEGUARDING POLICY; LLLTPRPC 1.16—DECLINING OR TERMINATING REPRESENTATION; LLLTPRPC 1.7 SALE OF A LAW PRACTICE; LLLTPRPC 2.1; LLLTPRPC 2.3 [RESERVED]; LLLTPRPC 3.1—ADVISING AND ASSISTING CLIENTS IN PROCEEDINGS BEFORE A TRIBUNAL; LLLTPRPC 3.6-3.9 [RESERVED]; LLLTPRPC 4.1—TRUTHFULNESS IN STATEMENTS TO OTHERS; LLLTPRPC 4.2—COMMUNICATION WITH PERSON REPRESENTED BY LAWYER; LLLTPRPC 4.3—DEALING WITH PERSON NOT REPRESENTED BY LAWYER; LLLTPRPC 5.4—PROFESSIONAL INDEPENDENCE OF A LLLT; LLLTPRPC 5.5 UNAUTHORIZED PRACTICE OF LAW; LLLTPRPC 8.1—LICENSING, ADMISSION, AND DISCIPLINARY MATTERS; LLLTPRPC 8.4—MISCONDUCT

ORDER
NO. 25700-A-1258

The Washington State Supreme Court Limited License Legal Technician Board, having recommended the expeditious adoption of the proposed amendments to APR 28, APR 28 Appendix, RPCs and LLLT RPCs, and the Court having considered the amendments, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice:

Now, therefore, it is hereby

ORDERED:

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

(b) That pursuant to the emergency provisions of GR 9 (j)(1), the proposed amendments will be published expeditiously.

tiously in the Washington Reports and will become effective upon publication.

DATED at Olympia, Washington this 1st day of May, 2019.

Johnson, J.	Fairhurst, C.J.
Madsen, J.	Wiggins, J.
Stephens, J.	

GONZALEZ, J. (dissenting)—I cannot join the court's decision today. Any decision to expand the scope of the Limited License Legal Technician (LLLT) program requires careful evaluation of the program's sustainability, its potential benefits, and establishment of a methodology that will both ensure adherence to rules of professional conduct and ensure adequate client protection. We have the opportunity to do this as we are undertaking a comprehensive review of the structure of the Bar. Ironically, the majority fundamentally changes the LLLT program when, at the same time, we have required the Board of Governors to defer action on any proposed bylaw amendments concerning the role of LLLTs in the governance of the bar. Because the majority's ill-advised decision is a mistake and because it becomes effective on publication, I respectfully dissent.

The LLLT program was conceived as an effort to address the unmet civil legal needs of low-income Washingtonians. We ultimately determined that the area that needed most attention was family law and that assistance with preparing orders and assisting individuals with filling out forms would make a significant difference. It did not take long to realize that the business model adopted by the LLLT program was incompatible with meeting the needs of low-income individuals and so the program shifted to becoming a moderate means effort. Without any evidence of success, the program has begun expanding the scope of legal services that LLLTs are allowed to provide.

LLLTs were never meant to legally advocate on behalf of a client. The majority's hasty decision fundamentally alters the role of LLLTs, allowing LLLTs to immediately begin negotiating with opposing counsel, attending depositions, and appearing and responding to questions from the court without adequate legal training. Moreover, there is no training for judges or attorneys to accommodate this significant and immediate expansion of authority.

Further, even with this expansion, I have serious doubts that the LLLT program is financially sustainable for the Bar or provides a sustainable practice area for LLLTs themselves. It is entirely possible that we could tweak the program into financial sustainability, but we have been presented with no business plan or other meaningful evidence of how that might be done in a way that protects the public. Until the evidence supports a conclusion that the program can be sustainable without harm to the public, I am opposed to expanding its scope. The significant financial burden of the LLLT program on the Washington State Bar Association is not justified without a showing that there exists a sustainable business

plan allowing LLLTs to meet the population's unmet legal needs.

We must address the issue of unmet legal needs, but we must do it wisely and carefully. I respectfully dissent.

Gonzalez, J.  
Yu, J.  
Owens, J.  
Gordon McCloud, J.

**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 19-12 issue of the Register.

**Reviser's note:** The spelling 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.

**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.

**WSR 19-11-042**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF**  
**CHILDREN, YOUTH, AND FAMILIES**

[Filed May 10, 2019, 9:17 a.m.]

Oversight Board Meeting Dates

Date	Time	Location
July 18, 2019	10 a.m.-3 p.m.	Wenatchee
August 15, 2019	10 a.m.-3 p.m.	Olympia
September 19, 2019	10 a.m.-3 p.m.	Seattle
October 17, 2019	10 a.m.-3 p.m.	Tacoma
November 14, 2019	10 a.m.-3 p.m.	Webinar
January 16, 2020	5:30-8:30 p.m.	Olympia
February 20, 2020	5:30-8:30 p.m.	Olympia
March 19, 2020	5:30-8:30 p.m.	Olympia
April 16, 2020	10 a.m.-3 p.m.	Seattle
May 21, 2020	10 a.m.-3 p.m.	Spokane
June 18, 2020	10 a.m.-3 p.m.	Olympia

**WSR 19-11-054**  
**DEPARTMENT OF COMMERCE**

[Filed May 13, 2019, 1:53 p.m.]

Low-Income Home Energy Assistant Program (LIHEAP)  
Public Hearing

The Washington state department of commerce (commerce) plans to hold a public hearing on the proposed Washington state model state plan for the 2020 LIHEAP program year.

The hearing will be held on Thursday, July 18, 2019, at the Department of Commerce, 1011 Plum Street S.E., Olympia, WA 98504-2525. The LIHEAP hearing will begin at 10:00 a.m. and close at noon, unless taking testimony requires more time.

Written testimony will be accepted up until 5:00 p.m. on July 18, 2019. All written testimony for the LIHEAP hearing should be sent to the attention of Lisa Lipsey, Department of Commerce, P.O. Box 42525, Olympia, WA 98504-2525.

Meetings sponsored by commerce are accessible to persons with disabilities to arrange accommodations with at least one week notice, contact [lisa.lipsey@commerce.wa.gov](mailto:lisa.lipsey@commerce.wa.gov).

If you have any questions or need additional information, please contact Lisa Lipsey at 360-725-2681 or email [lisa.lipsey@commerce.wa.gov](mailto:lisa.lipsey@commerce.wa.gov).

**WSR 19-11-067**

**NOTICE OF PUBLIC MEETINGS  
UTILITIES AND TRANSPORTATION  
COMMISSION**

[Filed May 16, 2019, 9:27 a.m.]

**NOTICE OF LOCATION CHANGE FOR REGULARLY SCHEDULED OPEN MEETING**

**(Set for Thursday, July 11, 2019)**

Pursuant to RCW 42.30.0735, the Washington utilities and transportation commission (commission) hereby provides notice that the location for its regularly scheduled open meeting of July 11, 2019, at 9:30 a.m., has been changed to the **Lacey City Council Chambers, located on the first floor of Lacey City Hall, 420 College Street S.E., Lacey, WA.**

Telephonic participation in this meeting will not be available. Please make plans to attend this meeting in person if you wish to observe or provide comments.

This location change is necessary because the commission will be relocating its offices to Woodland Square Loop in Lacey, Washington, in late June.

Questions regarding the change in location may be addressed to Lisa Wyse, records center manager, 360-664-1259.

**WSR 19-11-071**

**NOTICE OF PUBLIC MEETINGS  
BUILDING CODE COUNCIL**

[Filed May 16, 2019, 1:00 p.m.]

In addition to the notice filed in WSR 19-03-118, the Washington state building code council has scheduled the following two additional meetings in 2019. Both meetings begin at 10 a.m.

If you have questions or need additional information, please contact council staff at 360-407-9255 or via email at [sbcc@des.wa.gov](mailto:sbcc@des.wa.gov).

<b>Friday July 12, 2019</b>	<b>Council Meeting Public Hearing for Group 1 Codes</b> Department of Enterprise Services First Floor Presentation Room 1500 Jefferson Street S.E. Olympia
<b>Friday July 26, 2019</b>	<b>Council Meeting</b> Department of Enterprise Services First Floor Presentation Room 1500 Jefferson Street S.E. Olympia

**WSR 19-11-084**

**PUBLIC RECORDS OFFICER  
THE EVERGREEN STATE COLLEGE**

[Filed May 17, 2019, 9:48 a.m.]

Pursuant to RCW 42.56.580, the public records officer for The Evergreen State College is Holly Joseph, 2700 Evergreen Parkway N.W., L3200, Olympia, WA 95805 [98505], phone 360-867-6652, fax 360-867-6577, email [josephh@evergreen.edu](mailto:josephh@evergreen.edu).

John Carmichael  
Vice President  
Finance and Operations

**WSR 19-11-085**

**NOTICE OF PUBLIC MEETINGS  
EASTERN WASHINGTON UNIVERSITY**

[Filed May 17, 2019, 9:49 a.m.]

Following is the schedule of regular meetings for the Eastern Washington University (EWU) board of trustees (BOT) for 2019:

Date	Location and Time	Meeting
Thursday February 21, 2019	EWU Cheney Campus Hargreaves Hall 223 1:00 - 5:00 p.m.	Board work session
	EWU Cheney Campus Hargreaves Hall 223 5:00 - 7:00 p.m.	Dinner
Friday February 22, 2019	EWU Cheney Campus Tawanka 215 B&C 8:30 a.m. - noon Tawanka 215 A Noon - 1:00 p.m. Tawanka 215 B&C 1:00 - 3:00 p.m.	Committee of the whole Executive session lunch Board meeting
Thursday May 9, 2019	EWU Cheney Campus Hargreaves Hall 223 1:00 - 5:00 p.m.	Board work session
	EWU Cheney Campus Hargreaves Hall 223 5:00 - 7:00 p.m.	Dinner

Date	Location and Time	Meeting
Friday May 10, 2019	EWU Cheney Campus Tawanka 215 B&C 8:30 a.m. - noon Tawanka 215 A Noon - 1:00 p.m. Tawanka 215 B&C 1:00 - 3:00 p.m.	Committee of the whole  Executive session lunch Board meeting
Thursday June 27, 2019	EWU Cheney Campus Showalter Hall Room 201 11:00 a.m. - 12:00 p.m.	Telephonic meeting
Thursday July 11, 2019	Northern Quest Casino Chief Victor Board Room 100 North Hayford Road Airway Heights, WA 99001 11:00 a.m. - 5:00 p.m.	BOT retreat
	Northern Quest Casino Masselow's Private Dining Room 100 North Hayford Road Airway Heights, WA 99001 5:30 - 7:00 p.m.	Dinner
Friday July 12, 2019	Northern Quest Casino Chief Victor Board Room 100 North Hayford Road Airway Heights, WA 99001 7:00 a.m. - 12:00 p.m.	BOT retreat
Thursday October 3, 2019	EWU Cheney Campus Hargreaves Hall 223 1:00 - 5:00 p.m.	Board work session
	EWU Cheney Campus Hargreaves Hall 223 5:00 - 7:00 p.m.	Dinner
Friday October 4, 2019	EWU Cheney Campus Tawanka 215 B&C 8:30 a.m. - noon Tawanka 215 A Noon - 1:00 p.m. Tawanka 215 B&C 1:00 - 3:00 p.m.	Committee of the whole  Executive session lunch Board meeting
Thursday December 5, 2019	EWU Cheney Campus Hargreaves Hall 223 1:00 - 5:00 p.m.	Board work session
	EWU Cheney Campus Hargreaves Hall 223 5:00 - 7:00 p.m.	Dinner
Friday December 6, 2019	EWU Cheney Campus Tawanka 215 B&C 8:30 a.m. - noon Tawanka 215 A Noon - 1:00 p.m. Tawanka 215 B&C 1:00 - 3:00 p.m.	Committee of the whole  Executive session lunch Board meeting

**WSR 19-11-088**  
**NOTICE OF PUBLIC MEETINGS**  
**THE EVERGREEN STATE COLLEGE**  
 (Institute for Public Policy)  
 [Filed May 17, 2019, 9:53 a.m.]

Following is the schedule of regular meetings for the Washington state institute for public policy board of directors for 2019:

Date	Time	Location
June 3, 2019	9:30 a.m.- 12:00 p.m.	Conference Center at SeaTac Airport Seoul Conference Room Seattle, WA 98158
September 4, 2019	9:30 a.m.- 12:00 p.m.	Conference Center at SeaTac Airport Seoul Conference Room Seattle, WA 98158
December 2, 2019	9:30 a.m.- 12:00 p.m.	Conference Center at SeaTac Airport Amsterdam Conference Room Seattle, WA 98158

If you need further information contact Catherine Nicolai, 110 Fifth Avenue S.E., Olympia, WA 98504, 360-664-9800, institute@wsipp.wa.gov, www.wsipp.wa.gov.

**WSR 19-11-094**  
**HEALTH CARE AUTHORITY**  
 [Filed May 20, 2019, 6:55 a.m.]

**NOTICE**

Subject: Medicaid State Plan Amendment (SPA) 19-0021 Rate enhancement for Sole Community Hospitals.  
 Effective Date: July 1, 2019.

Description: The health care authority (HCA) intends to submit medicaid SPA 19-0021 in order to extend the inpatient and outpatient rate enhancements for sole community hospitals effective through June 30, 2021, as directed in the state's supplemental operating budget ESHB 1109.

For the outpatient rate enhancement, HCA will multiply an in-state hospital's specific enhanced ambulatory payment group (EAPG) conversion factor by 1.50 if the hospital meets all of the following criteria:

- Be certified by the Centers for Medicare and Medicaid Services (CMS) as a sole community hospital as of January 1, 2013.
- Have a level III adult trauma service designation from the Washington state department of health as of January 1, 2014.
- Have less than one hundred fifty acute care licensed beds in fiscal year 2011.
- Be owned and operated by the state or a political subdivision.

Effective July 1, 2021, HCA will revert to using the previous EAPG conversion factor of 1.25.

For the inpatient rate enhancement, HCA will multiply an in-state hospital's specific conversion factor and per diem rates by 1.50 if the hospital meets all of the following criteria:

- Be certified by CMS as a sole community hospital as of January 1, 2013.
- Have a level III adult trauma service designation from the Washington state department of health as of January 1, 2014.
- Have less than one hundred fifty acute care licensed beds in fiscal year 2011.
- Be owned and operated by the state or a political subdivision.
- Not participate in the certified public expenditures payment program defined in WAC 182-550-4650.

Effective July 1, 2021, HCA will revert to using the previous conversion factor of 1.25.

A copy of SPA 19-0021 is available for review. HCA would appreciate any input or concerns regarding this SPA. To request a copy of the SPA or submit comments, you may 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.

The proposed rates, methodologies, and justifications are as follows:

Proposed Rate	Proposed Methodology	Justification
1.50	DRG Conversion Factor, Per Diem, EAPG Conversion Factor	ESHB 1109

Interested parties may submit comments and concerns about the rates or the effects the changes may have on beneficiary access to care or continued service access. Please submit comments and concerns to Abigail Cole by May 31, 2019. Please note that all comments are subject to public review and disclosure, as are the names of those who comment.

Contact Abigail Cole, Section Manager, Hospital Finance and Drug Rebate Section, P.O. Box 45510, Olympia, WA 98504, phone 360-725-1835, TRS 711, email Abigail.Cole@hca.wa.gov, web site <https://www.hca.wa.gov/billers-providers-partners/prior-authorization-claims-and-billing/hospital-reimbursement>.

**WSR 19-11-101**

**NOTICE OF PUBLIC MEETINGS  
GAMBLING COMMISSION**

[Filed May 20, 2019, 2:42 p.m.]

The Washington state gambling commission has changed the following regular meeting:

From: September 12 and 13, 2019, at the Davenport Grand Hotel, 333 West Spokane Falls Boulevard, Spokane, WA 99201.

To: September 12 and 13, 2019, at the Hampton Inn and Suites, 4301 Martin Way East, Olympia, WA 98516.

If you need further information contact Ashlie Laydon, P.O. Box 42400, Olympia, WA 98504-2400, 360-486-3473, ashlie.laydon@wsgc.wa.gov, www.wsgc.wa.gov.

**WSR 19-11-113**

**NOTICE OF PUBLIC MEETINGS  
DAIRY PRODUCTS COMMISSION**

[Filed May 21, 2019, 2:51 p.m.]

**2019 Revised Meeting Schedule**

June 12	Hilton Garden Inn Bothel [Bothell] 22600 Bothell Everett Highway Bothell, WA 98021	8:30 a.m.
June 13	Regular Commission Meeting McMenamins Anderson School 18607 Bothell Way N.E. Bothell, WA 98011	1:00 p.m.
July 24-25	Regular Commission Meeting The Courtyard by Marriott 4220 Alderwood Mall Boulevard Lynnwood, WA 98036	8:30 a.m.
September 25	Regular Commission Meeting Columbia Winery 14030 N.E. 145th Street Woodinville, WA 98072	1:00 p.m.
September 26	The Courtyard @ Marriott 4220 Alderwood Mall Boulevard Lynnwood, WA 98036	8:30 a.m.
November 6	Regular Commission Meeting Hyatt Regency 601 Loyola Avenue New Orleans, LA 70113	
December 10-11	Regular Commission Meeting	TBD

NOTE: Please confirm all final meeting start times with the Washington dairy products commission at 425-672-0687.

**WSR 19-11-118**

**NOTICE OF PUBLIC MEETINGS  
STATUTE LAW COMMITTEE**

[Filed May 22, 2019, 8:17 a.m.]

A statute law committee meeting has been scheduled for Tuesday, June 11, 2019. The meeting will begin at 11:00 a.m. and will end at approximately 12:00 p.m. Agenda items include introduction of new members, publications update, double amendments, financial report and other business.

The meeting will be held at the SeaTac Community Center, Meeting Room 107, 13735 24th Avenue South, SeaTac, WA 98168.

Jessica Braatz or Kathleen Buchli are the contact persons for information concerning this meeting and can be reached at 360-786-6777.



**WSR 19-11-120**  
**DEPARTMENT OF ECOLOGY**

[Filed May 22, 2019, 8:29 a.m.]

**PUBLIC NOTICE**

**Announcing the Final Aquatic Mosquito Control General Permit**

The Washington state department of ecology (ecology) reissued the aquatic mosquito control general permit (permit).

State and federal water quality regulations do **not** allow the discharge of pollutants to waters of the state without permit coverage. The chemicals allowed for use in the final permit are potential pollutants, and therefore, require a discharge permit. When the permitted activities are similar, ecology issues a general permit in place of a series of individual permits.

The permit becomes effective on July 5, 2019, and expires on July 4, 2024.

**Purpose of the Permit:** The aquatic mosquito control general permit is a national pollutant discharge elimination system (NPDES) permit and state waste discharge permit. The permit conditionally authorizes discharges of larvicides and indirect discharges of adulticides to surface waters of Washington state, to control mosquitoes.

**Public Notice Process and Comments:** Ecology accepted public comment on the draft permit, fact sheet, notice of intent, economic impact analysis, and SEPA compliance documents from March 6, 2019, until April 19, 2019. Ecology offered public workshops and hearings via an online webinar on April 9, 2019, and in person in Ellensburg on April 10, 2019.

Ecology received written comments and verbal testimony during the public comment period. The comments are included as an addendum to the fact sheet (Appendix C), as well as ecology's response to comments (Appendix B).

You may download copies of the final permit, the response to comments, the fact sheet, and other supporting documents from the ecology web site at [www.ecology.wa.gov/mosquitopermit](http://www.ecology.wa.gov/mosquitopermit). You may also request permit documents by contacting the water quality program at 360-407-6600.

**Ecology Contact:** Stacey Callaway, Washington State Department of Ecology, P.O. Box 47696, Olympia, WA 98504-7696, 360-407-7118, [Stacey.Callaway@ecy.wa.gov](mailto:Stacey.Callaway@ecy.wa.gov).

**Your Right to Appeal this Permit:** You may appeal this permit to the pollution control hearings board (PCHB) within thirty days of the receipt of this permit. A focus sheet describing the process to appeal permits is available at the following link <https://fortress.wa.gov/ecy/publications/documents/1710009.pdf>.

You may also request copies of the focus sheet by contacting Dena Jaskar at [dena.jaskar@ecy.wa.gov](mailto:dena.jaskar@ecy.wa.gov) or 360-407-6401.

**Assistance for Persons with Disabilities:** To request ADA accommodation for disabilities or printed materials in a format for the visually impaired, call ecology at 360-407-6600 or visit [www.ecy.wa.gov/accessibility.html](http://www.ecy.wa.gov/accessibility.html).

Persons with impaired hearing may call the Washington relay service at 711. Persons with a speech disability may call TTY at 877-833-6341.

**WSR 19-11-121**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF ECOLOGY**

[Filed May 22, 2019, 8:35 a.m.]

**PUBLIC NOTICE**

**Announcing two Modified General Permits:  
 Aquatic Noxious Weed Management General Permit  
 Aquatic Plant and Algae Management General Permit**

The Washington state department of ecology (ecology) modified the aquatic noxious weed management general permit (NOX) and the aquatic plant and algae management general permit (APAM).

State and federal water quality regulations do **not** allow the discharge of pollutants to waters of the state without permit coverage. The chemicals allowed for use in the final permits are potential pollutants, and therefore, require a discharge permit. When the permitted activities are similar, ecology issues a general permit in place of a series of individual permits.

The modified permits become effective on July 5, 2019. The NOX permit expires on February 2, 2022, and the APAM permit expires on March 31, 2021.

**Purpose of the Permits:** The APAM permit and NOX permit are both national pollutant discharge elimination system (NPDES) permits and state waste discharge permits. The APAM permit regulates the use of herbicides, algacides, adjuvants, and phosphorous inactivation products for control of noxious weeds, native nuisance plants, algae, and phosphorus in surface waters of Washington state.

The NOX permit regulates the use of herbicides, adjuvants, and marker dyes to control Washington state listed noxious weeds and Washington state quarantine-listed weeds. It covers marine and freshwater applications that may indirectly enter surface waters of Washington state.

Coverage under the NOX permit is available to the Washington state department of agriculture (WSDA), and individuals or entities contracting with WSDA as limited agents, for applications statewide.

**Public Notice Process and Comments:** Ecology accepted public comment on the draft permits, fact sheet addendums, and SEPA compliance documents from November 7, 2018, until December 21, 2018. Ecology offered public workshops and hearings via an online webinar and in person in Lacey on December 10, 2018.

You may download copies of the final permits, the response to comments, the fact sheet addendums, and other supporting documents from the following webpages. You may also request permit documents by contacting the water quality program at 360-407-6600.

Documents related to the NOX permit, <https://Ecology.wa.gov/AquaticNoxiousWeeds>.

Documents related to the APAM permit, <https://Ecology.wa.gov/AquaticPlants>.

**Ecology Contact:** Stacey Callaway, Washington State Department of Ecology, P.O. Box 47696, Olympia, WA 98504-7696, 360-407-7118, Stacey.Callaway@ecy.wa.gov.

**Your Right to Appeal the Permits:** You may appeal these permits to the pollution control hearings board (PCHB) within thirty days of the receipt of the modified permits. A focus sheet describing the process to appeal permits is available at the following link, <https://fortress.wa.gov/ecy/publications/documents/1710009.pdf>.

You may also request copies of the focus sheet by contacting Dena Jaskar at [dena.jaskar@ecy.wa.gov](mailto:dena.jaskar@ecy.wa.gov) or 360-407-6401.

**Assistance for Persons with Disabilities:** To request ADA accommodation for disabilities or printed materials in a format for the visually impaired, call ecology at 360-407-6600 or visit the following link, [www.ecy.wa.gov/accessibility.html](http://www.ecy.wa.gov/accessibility.html).

Persons with impaired hearing may call the Washington relay service at 711. Persons with a speech disability may call TTY at 877-833-6341.

### WSR 19-11-138

#### NOTICE OF PUBLIC MEETINGS

#### TACOMA COMMUNITY COLLEGE

[Filed May 22, 2019, 12:00 p.m.]

The Tacoma Community College board of trustees meeting schedule needs to reflect the addition of the following meetings:

Special meeting: June 3, 2019, 4:30 - 6:30 p.m.

Special meeting: June 10, 2019, 8:00 - 10:00 a.m.