

WSR 19-15-063
RULES OF COURT
STATE SUPREME COURT

[July 10, 2019]

IN THE MATTER OF THE SUG-) ORDER
GESTED AMENDMENTS TO JuCR) NO. 25700-A-1262
7.7—STATEMENT OF JUVENILE ON)
PLEA OF GUILTY; CrRLJ 4.2(G)—)
STATEMENT OF DEFENDANT ON)
PLEA OF GUILTY)

The Pattern Forms Committee, having recommended the expeditious adoption of the suggested amendments to JuCR 7.7—Statement of Juvenile on Plea of Guilty; CrRLJ 4.2(g) —Statement of Defendant on Plea of Guilty, and the Court having considered the amendments and comments submitted thereto, and having determined that the suggested amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

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

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

DATED at Olympia, Washington this 10th day of July, 2019.

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

JuCR 7.7

Statement of Juvenile on Plea of Guilty

A written statement of a juvenile on a plea of guilty should be filed in substantially the following form:

Superior Court of Washington County of Juvenile Court
STATE OF WASHINGTON, v. Respondent
Statement on Plea of Guilty (STJOPG)

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

Count(s) was (were) committed against a family or household member (RCW 26.50.010(6)).
Count(s) was (were) committed against an intimate partner (RCW 26.50.010(7)).
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:

LOCAL SANCTIONS:

COUNT	SUPERVISION	COMMUNITY RESTITUTION	FINE	DETENTION	RESTITUTION
<input type="checkbox"/> 1	0 to 12 months	0 to 150 hours	\$0 to \$500	0 to 30 Days	<input type="checkbox"/> As required <input type="checkbox"/> ____
<input type="checkbox"/> 2	0 to 12 months	0 to 150 hours	\$0 to \$500	0 to 30 Days	<input type="checkbox"/> As required <input type="checkbox"/> ____
<input type="checkbox"/> 3	0 to 12 months	0 to 150 hours	\$0 to \$500	0 to 30 Days	<input type="checkbox"/> As required <input type="checkbox"/> ____

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, 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 seven 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.

REHABILITATION ADMINISTRATION (RA) DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES (DCYF) COMMITMENT:

COUNT	WEEKS AT DCYF REHABILITATION ADMINISTRATION (RA) 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 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 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 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 DCYF Rehabilitation Administration (RA) 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.

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.

In addition to these conditions, the court will order me to perform up to seven 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.

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.

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.

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 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.

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.

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 under RCW 9.41.040(2)(a)(iv)(vi); 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&2; vehicular assault/homicide; hit-and-run attended; reckless driving; any felony which a vehicle used in commission (except "TMVWOP2" (taking a motor vehicle without owner's permission) where the court finds I was a passenger only in committing the offense); false statements under Title 46 RCW; felony elude; unattended child in running vehicle (second 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, indecent exposure, 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 13.40.162.

~~[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.~~

[H] 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 a (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) (iv)(vi), 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 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 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.

[~~E~~K] 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.

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. [**Statement of Respondent.**] 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:

_____ .

The crime(s) was (were) committed against family or household member(s):

_____ (name(s))
(RCW 26.050.010(6)).

The crime(s) was (were) committed against intimate partner(s):

_____ (name(s))
(RCW 26.050.010(7)).

[**No statement made.**] 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, including a determination of my relationship to each victim as:

family or household member(s):
_____ (name(s))

(RCW 26.50.010(6)).

intimate partner(s):
_____ (name(s)).

(RCW 26.050.010(7)).

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.

Dated: _____

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

CrRLJ 4.2(g)

Statement of Defendant on Plea of Guilty

(g) **Written Statement.** A written statement of the defendant in substantially the form set forth below shall be filed on a plea of guilty:

<p style="text-align: center;">Court of Washington</p> <p>for</p> <p style="text-align: right;">Plaintiff,</p>	<p>No.</p> <p>Statement of Defendant on Plea of Guilty</p>
<p>v.</p> <p style="text-align: right;">Defendant.</p>	

(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.		

Count(s) _____ was (were) committed against an intimate partner (RCW 9A.36.041 and RCW 26.50.010(7)).

~~the~~ Count(s) _____, ~~the~~ defendant was (were) committed the offense against another a family or household member as defined in RCW 10.99.020 (RCW 26.50.010(6)).

The elements are:

as set out in the charging document.

as follows: _____

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~~ **I Have Been Informed and Fully Understand That:**

5. ~~I UNDERSTAND THAT I HAVE THE FOLLOWING IMPORTANT RIGHTS, AND I GIVE THEM ALL UP BY PLEADING GUILTY~~ **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~~ **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.
- (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 RCW [alcohol] 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 one 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 two 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, indecent exposure, or violation of a sexual assault protection order granted under chapter 7.90 RCW, or comparable ordinance, 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.

Date: _____

11. **Statement of Facts [by Defendant]:** 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)):

The crime(s) was (were) committed against intimate partner(s): _____ (name(s)).
(RCW 9A.36.041 and RCW 26.50.010(7)).

~~I committed this~~ The crime(s) was (were) committed against family or household member(s): _____ (name(s)) as defined in (RCW 26.50.010(6)).

~~RCW 9A.36.041~~

~~RCW 10.99.020~~

[**No statement made.**] 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, including a determination of my relationship to each victim as:

intimate partner(s): _____ (name(s)).
(RCW 9A.36.041 and RCW 26.50.010(7)).

family or household member(s): _____ (name(s)).
(RCW 26.50.010(6)).

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.

Defendant

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

Defendant's Lawyer

Prosecuting Authority

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 _____

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

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 19-15-086
AGENDA
DEPARTMENT OF HEALTH
STATE BOARD OF HEALTH

[Filed July 19, 2019, 12:23 p.m.]

July 2019
Rules Agenda

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

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

KEY

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

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

CR-101: Preproposal statement of inquiry filed under RCW 34.05.310.

CR-102: Proposed rule-making notice filed under RCW 34.05.320 or 34.05.340.

CR-103: Rule-making order permanently adopting a rule, filed under RCW 34.05.360 and 34.05.380.

CR-105: Expedited rule making filed under RCW 34.05.353.

RCW: Revised Code of Washington.

WAC: Washington Administrative Code.

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

SBOH
Rule Making

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
SBOH/DOH	43.20.050 70.104.055 43.70.545	Chapter 246-101 WAC, Notifiable conditions.	WSR 18-11-089 Filed 5/18/2018	Anticipate filing			Alexandra Montano or Vicki Bouvier	360-236-4106 or 360-701-8092
SBOH	28A.210.140 43.20.050	WAC 246-105-040 Immunization of child care and school children against vaccine—Preventable diseases.	WSR 18-06-090 Filed 3/6/2018	WSR 19-14-102 Filed 7/2/2019		Anticipate filing	Alexandra Montano or Michelle Weatherly	360-236-4106 or 360-236-3483

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
SBOH	43.20.050	WAC 246-203-130 Keeping of animals.	WSR 09-17-132 Filed 8/19/2009	Anticipate filing			Stuart Glasoe	360-236-4111
SBOH	43.20.050 43.20.145	Chapter 246-215 WAC, Food service.	WSR 18-14-085 Filed 7/2/2018	Anticipate filing			Stuart Glasoe or Peter Beaton	360-236-4111 or 360-236-4031
SBOH	43.20.050 70.90.120	Chapter 246-260 WAC, Water recreation facilities and chapter 246-262 WAC, Recreational water contact facilities.	WSR 17-01-048 Filed 12/13/2016				Jun Naotsuka or Stuart Glasoe	360-236-3073 or 360-236-4111
SBOH	43.20.050	Chapter 246-272A WAC, On-site sewage systems.	WSR 18-06-082 Filed 3/6/2018				Stuart Glasoe or Mike Dixel	360-236-4111 or 360-236-3011
SBOH	43.20.050	Chapter 246-272A WAC, On-site sewage systems, drain field remediation.	WSR 06-12-108 Filed 6/7/2006				Stuart Glasoe or Mike Dixel	360-236-4111 or 360-236-3011
SBOH	43.20.050 70.119A.080 70.142.010	Chapter 246-290 WAC, Group A water supplies, poly-and perfluoroalkyl substances (PFAS).	WSR 18-01-080 Filed 12/15/2017	Anticipate filing			Stuart Glasoe or Theresa Phillips	360-236-4111 or 360-236-3147
SBOH	70.83.030 43.20.050	Chapter 246-650 WAC, Newborn screening.	WSR 17-22-104 Filed 10/31/2017	WSR 19-14-103 Filed 7/2/2019		Anticipate filing	Alexandra Montano or John Thompson	360-236-4106 or 206-418-5531
SBOH	43.20.050 48.21.244 48.44.344 48.46.375 70.54.220	Chapter 246-680 WAC, Prenatal tests—Congenital and heritable disorders.	WSR 18-24-016 Filed 11/27/2018	Anticipate filing			Alexandra Montano	360-236-4106

**DOH
Rule Making**

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
Board of denturists	18.30.065	Chapter 246-812 WAC, Board of denturists. Reviewing the chapter consistent with the five year review. The use of initials following a licensed denturist names, license denials, withdrawing an application, license reinstatement and appeals.	WSR 17-21-004 Filed 10/5/2017	Anticipate filing			Vicki Brown	360-236-4865

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
Board of hearing and speech	18.35.161 43.70.250	WAC 246-828-020, 246-828-025, 246-828-04503, 246-828-075, 246-828-300 and 246-828-990, hearing and speech. The board of hearing and speech is considering amending these rule sections to update examination standards, move part of a definition to a more appropriate section of rule, clarify supervision requirements, update expired license or certification requirements and establish fees for the hearing aid specialist practical examinations.	WSR 19-13-038 Filed 6/12/2019				Kim-Boi Shadduck	360-236-2912
Board of naturopathy	18.36A.160	Chapter 246-836 WAC, considering the practice of nonsurgical cosmetic procedures in naturopathic practice.	WSR 13-22-059 Filed 11/4/2013	WSR 18-14-087 Filed 7/2/2019 Anticipate filing new CR-102			Susan Gragg	360-236-4941
Board of nursing home administrator[s]	18.52 and 18.130	Chapter 246-843 WAC, Nursing home administrators. Reopening the chapter to consider adding health services executive certification for licensure.	WSR 17-17-084 Filed 8/16/2017	WSR 19-06-076 Filed 3/5/2019		Anticipate filing	Kendra Pitzler	360-236-4723
Board of nursing home administrator[s]	18.52.061 and 18.340	WAC 246-843-XXX Temporary practice permits for nursing home administrator military spouse and state-registered domestic partner eligibility and issuance. The board of nursing home administrators is considering adding a new rule to provide for temporary practice permits to be issued to military spouses or state-registered domestic partners who	WSR 19-13-106 Filed 6/19/2019				Kendra Pitzler	360-236-4723

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
		hold an out-of-state credential as a nursing home administrator.						
Board of osteopathic physicians and surgeons	18.57.005 18.130.050 18.340.020	Chapter 246-853 WAC, Osteopathic physicians and surgeons. The board of osteopathic medicine and surgery is considering rule amendments to several sections to ensure that the rules are current, up-to-date, and align with best practices. The board will also consider adding a new section describing the process for issuing expedited temporary practice permits for military spouses.	WSR 17-24-016 Filed 11/27/2017	Anticipate filing			Tracie Drake	360-236-4766
Board of osteopathic physicians and surgeons	18.57A.020 18.340.020	Chapter 246-854 WAC, Osteopathic physician assistants. The board of osteopathic medicine and surgery is considering establishing two new sections of rule to: (1) Describe the process for issuing an expedited temporary practice permit to an osteopathic physician assistant (PA) applicant who is a spouse or registered domestic partner of a military service member, and (2) establish return to practice requirements for an osteopathic PA who has not been in practice for a certain period of time.	WSR 19-01-010 Filed 12/6/2018	Anticipate filing			Tracie Drake	360-236-4766

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
Board of osteopathic physicians and surgeons	SSB 5380 (chapter 314, Laws of 2019) 18.57 18.57A	WAC 246-853-675 Patient notification, secure storage, and disposal (physicians and surgeons) and 246-854-255 Patient notification, secure storage, and disposal (physician assistants). The board of osteopathic physicians and surgeons is considering amending these rules to establish patient notification requirements, documentation, counseling requirements when prescribing opioid drugs as directed by SSB 5380. Exemptions may also be considered as appropriate.	WSR 19-15-006 Filed 7/5/2019				Tracie Drake	360-236-4766
Chiropractic quality assurance commission	18.25.0171 18.130.050	WAC 246-808-105, 246-808-115, 246-808-130, 246-808-133, 246-808-135, 246-808-140, 246-808-180, 246-808-181, 246-808-190, 246-808-201, 246-808-215, 246-808-510, and 246-808-535, regarding Licensure— Application and eligibility requirements. The chiropractic quality assurance commission is considering revising the rules and proposing to establish new temporary practice rules for military status or military-related status.	WSR 16-21-080 Filed 10/18/2016				Bob Nicoloff	360-236-4924
Chiropractic quality assurance commission	18.25.0171 18.130.050	WAC 246-808-540 Billing, 246-808-545 Improper billing practices, 246-808-550 Future care contracts prohibited, 246-808-560 Doc-	WSR 16-23-106 Filed 11/17/2016	Anticipate filing			Bob Nicoloff	360-236-4924

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
		umentation of care, 246-808-565 Radiographic standards, 246-808-570 Pelvic or prostrate examination prohibited, 246-808-575 Intravaginal adjustment restricted, 246-808-580 Acupuncture, 246-808-585 Clinically necessary X-rays, and 246-808-590 Sexual misconduct. The chiropractic quality assurance commission is considering amending these rules to align with current practice standards.						
Chiropractic quality assurance commission	18.25.0171 18.130.050	WAC 246-808-010, 246-808-505, 246-808-600, 246-808-605, 246-808-610, 246-808-615, 246-808-620, 246-808-625, 246-808-630, 246-808-650, 246-808-655, 246-808-660, 246-808-670, 246-808-680, 246-808-685, 246-808-690, 246-808-695, 246-808-720, and 246-808-810. The chiropractic quality assurance commission is considering revising these rules regarding definitions, procedures, instrumentation, publicity, advertising, printed materials, transactions, costs, records, duties, mandatory reporting, associations, societies, insurance and professional liability carriers, courts, state and federal agencies, and conflict of interest.	WSR 16-23-120 Filed 12/7/2016				Bob Nicoloff	360-236-4924

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
Chiropractic quality assurance commission	18.25.0171 18.130.050	WAC 246-808-XXX Independent chiropractic examinations. The chiropractic quality assurance commission is considering creating rules to set standards for independent chiropractic physical examinations and patient records reviews.	WSR 15-21-047 Filed 10/16/2015				Bob Nicoloff	360-236-4924
Dental quality assurance commission	18.32.002 18.32.0365 18.32.640	WAC 246-817-701 through 246-817-790, administration of anesthetic agents for dental procedures. The dental quality assurance commission is considering amendments to update general requirements. In addition to general updates, the commission is also considering amendments to address twenty-four hour on-call availability after a complex dental procedure, on-site inspections for all dentists holding sedation permits, and creation of a pediatric sedation endorsement.	WSR 17-17-089 Filed 8/17/2017				Jennifer Santiago	360-236-4893
Dental quality assurance commission	18.32.002 18.32.0357 18.32.0356 18.32.180	WAC 246-817-420 Specialty representation. The dental quality assurance commission is considering amendments to recognized specialties to include the American Board of Dental Specialties boards/areas of specialty and other potential specialties.	WSR 17-23-124 Filed 11/17/2017				Jennifer Santiago	360-236-4893

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
Dental quality assurance commission	18.32.0365 18.29.050	WAC 246-817-550 Acts that may be performed by licensed dental hygienists under general supervision. The dental quality assurance commission is proposing rule amendments to add identified tasks from WAC 246-817-520 Acts that may be performed by dental assistants under close supervision, to the list of allowable tasks that a dentist can delegate to dental hygienists under general supervision.	WSR 18-04-078 Filed 2/2/2018	WSR 19-03-072 Filed 1/14/2019 Supplemental CR-102 WSR 19-13-093 Filed 6/18/2019		Anticipate filing	Jennifer Santiago	360-236-4893
Dental quality assurance commission	18.32.002 18.32.0365	WAC 246-817-601, 246-817-610, 246-817-620 and 246-817-630, dental infection control. The dental quality assurance commission is considering rules amendments or repeals and creating new sections to update dental infection control practice standards.	WSR 19-05-073 Filed 2/19/2019				Jennifer Santiago	360-236-4893
Dental quality assurance commission	18.32.002 18.32.0365 18.32.040	WAC 246-817-110 Dental licensure eligibility and application requirements and 246-817-120 Examination content. The dental quality assurance commission is considering amending the existing rules to change the name of the acceptable national written examination for dentist licensure.			WSR 19-07-013 Filed 3/8/2019	Anticipate filing	Jennifer Santiago	360-236-4893
DOH	Chapter 220, Laws of 2017	Title 246 WAC, establishing a new chapter relating to rapid health information network data reporting.	WSR 17-21-075 Filed 10/16/2017				Amanda Morse	206-437-2045

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
DOH	70.342.075 43.70.040	Title 246 WAC, creating a new chapter of rules to establish nicotine content measurement standards for closed system nicotine containers use[d] with vapor products.	WSR 17-15-026 Filed 6/7/2017				Stacia Wasmundt or Liz Clement	360-236-2568 (Stacia) or 360-236-3309 (Liz)
DOH	43.70.280	Chapter 246-12 WAC, Administrative procedures and requirements for credentialed health care providers.	WSR 17-10-007 Filed 4/20/2017				Nancy Elliott	360-236-4878
DOH	43.70.280	WAC 246-12-XXX Closure of abandoned incomplete health care credential applications.	WSR 17-10-045 Filed 4/28/2017				Nancy Elliott	360-236-4878
DOH	43.70.510	Chapter 246-50 WAC, Coordinated quality improvement program (CQIP). The department of health will review the CQIP chapter and will consider updating the rules for clarification, streamlining, modernization, and other necessary updates for compliance with state statute.	WSR 19-11-021 Filed 5/7/2019				Jovi Swanson	360-545-7315
DOH	43.70.110 43.70.250 43.20B.020	WAC 246-272-3000 Large on-site sewage system fees.		Anticipate filing			Peter Beaton	360-236-4031
DOH	70.38.135	WAC 246-310-270 Ambulatory surgery facilities and certificate of need methodology.	WSR 15-14-084 Filed 6/26/2015				Jan Sigman	360-236-2956
DOH	70.41.030	Chapter 246-320 WAC, Hospital licensing regulations (construction standards only).	WSR 18-17-045 Filed 8/8/2018				Susan Upton and John Williams	360-236-2950

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
DOH	71.12.670 43.70.040	Chapters 246-322 and 246-324 WAC, private psychiatric, alcoholism, and chemical dependency hospitals. Updating construction standards and merging chapters into [one] chapter.	WSR 16-19-037 Filed 9/14/2016				Jeff Wise	360-236-4987
DOH	70.127	WAC 246-335-015 Definition of authorizing practitioner for in-home services.	Anticipate filing				John Hilger	360-236-2929
DOH	43.70.056	Chapter 246-440 WAC, Health care-associated infections reporting. The department of health is considering amending rules on health care associated infection reporting requirements. The Centers for Medicare and Medicaid Services (CMS) has updated its reporting requirements and established separate requirements by type of hospital rather than the generic reporting of the same requirements by all hospitals as has previously been the case in Washington state. Updated hospital reporting requirements may be needed to align with new CMS changes.	WSR 19-07-078 Filed 3/20/2019				Sara Podczervinski	206-418-5519
DOH	43.70.040 70.170.060	Chapter 246-453 WAC, Hospital charity care.	WSR 18-18-073 Filed 8/31/2018				Randy Huyck	360-236-4210
DOH	ESSB 5332 (chapter 148, Laws of 2019)	Chapter 246-490 WAC, Vital statistics, and chapter 246-491 WAC, Vital statistics—Certificates. The department is considering adopting new rules and	WSR 19-14-039 Filed 6/26/2019				Katitza Holthaus	360-236-4311

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
		amending existing rules that will identify the information displayed on certification of birth, certification of death, short form certification of death, and informational copy of birth and death records, including allowing a nonbinary sex designation option to be added to a death certificate. The rules may also establish a formalized procedure including required documentation to obtain certifications and informational copies of birth and death records, adopt fees associated with the issuance of certifications and informational copies, make technical updates to statutory references as necessary, and repeal several obsolete sections.						
DOH	43.70.040 43.70.080 43.70.120	Chapter 246-710 WAC, Coordinated children's services, children with special health care needs. Updating the rules to current standards, amending to include accessing the department as payer of last resort, and repayment to the department under certain circumstances; and adding new sections to include programs such as neurodevelopmental centers.	WSR 17-15-067 Filed 7/14/2017				Ellen Silverman or Ashley Noble	360-236-3580 (Ellen) 360-236-3736 (Ashley)

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
DOH	43.70.120	WAC 246-790-500 Definitions and 246-790-530 WIC participant violations and sanctions— WIC. DOH is proposing amendments to comply with federal requirements.			WSR 19-05-021 Filed 2/12/2019	Anticipate filing	Troy Parks	360-236-3610
DOH	18.06.160	Chapter 246-803 WAC, East Asian medicine practitioners. Revising rules consistent with the five year rules review, possible new sections on recordkeeping infection control an[d] expired licenses.	WSR 17-20-002 Filed 9/21/2017	Anticipate filing			Vicki Brown	360-236-4865
DOH	18.380.110	Chapter 246-805 WAC, Applied behavior analysis (ABA). New rule sections to addresses temporary licensure for ABA practitioners.	WSR 17-17-020 Filed 8/7/2017				Jeff Wise	360-236-4987
DOH	18.225.040 18.225.090	Chapter 246-809 WAC, Licensure for mental health counselors, marriage and family therapists, and social workers.	WSR 18-11-029 Filed 5/7/2018				Jeff Wise	360-236-4987
DOH	18.205.060	Chapter 246-811 WAC, Chemical dependency professionals and chemical dependency professional trainees. The department is considering amendments regarding chemical dependency professional trainee certification, supervision, approved supervisor requirements, disclosure information, disclosure statements, definitions, and clarifying and technical changes to other requirements, as needed.	WSR 18-11-030 Filed 5/7/2018				Brad Burnham	360-236-4912

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
DOH	18.205.060	Chapter 246-811 WAC, Chemical dependency professionals and chemical dependency professional trainees. The department is considering amendments to the alternative training requirements for chemical dependency professional certification. The department will review possible inclusion of pharmacists as eligible licensees for this certification option and will consider any necessary clarification or technical changes.	Anticipate filing				Jeff Wise	360-236-4987
DOH	18.138.070	Chapter 246-822 WAC, Dietitians or nutritionists. DOH is considering rule making to amend or repeal several sections of the dietitians and nutritionists chapter. Specific sections focus on mandatory reporting, examinations, and curriculum.	WSR 18-10-059 Filed 4/27/2018				Jeff Wise	360-236-4987
DOH	18.108.025 18.108.085	Chapter 246-830 WAC, Massage practitioners. Reopening multiple sections of rule not revised in the previous chapter update and to respond to rules petition.	WSR 17-18-110 Filed 9/6/2017	Anticipate filing			Megan Brown	360-236-4945
DOH	18.250.020	Chapter 246-916 WAC, Athletic trainers. Clarifying who is an authorized volunteer.	WSR 18-01-076 Filed 12/15/2017				Bruce Bronoske	360-236-4843

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
DOH	43.70.250 43.70.280	WAC 246-919-990 Physician and surgeon fees and renewal cycle and 246-918-990 Physician assistant's fees and renewal cycle. Proposing to increase renewal fees and late renewal penalties for allopathic physicians and allopathic physician assistants.		WSR 19-08-090 Filed 4/3/2019		Anticipate filing	Tami Thompson	360-628-0096
DOH	18.89.040 18.89.050	WAC 246-928-XXX, creating a new section of rule to clarify the scope of practice regarding the administration of medications by respiratory therapists.	WSR 10-17-099 Filed 8/17/2010				Jeff Wise	360-236-4987
DOH	70.168 18.73	Chapter 246-976 WAC (minus 246-976-420, 246-976-580, and 246-976-700 currently open), Updating EMS and trauma care systems. Chapter to align with the national standards and streamline applications.	WSR 17-24-013 Filed 11/27/2017	Anticipate filing			Catie Holstein	360-236-2830
Nursing care quality assurance commission	18.79.110	WAC 246-840-111, 246-840-125, 246-840-200 through 246-840-260, nursing continuing competency.	WSR 19-01-001 Filed 12/5/2018				Amber Zawislak	360-236-4785
Nursing care quality assurance commission	18.79.110 18.79.250 18.79.260 18.79.270	WAC 246-840-300, 246-840-700 through 246-840-710, nursing scope of practice.	WSR 19-01-002 Filed 12/5/2018				Amber Zawislak	360-236-4785
Pharmacy quality assurance commission	18.64 18.64A 69.41 69.43 69.50 69.51	Chapter 246-XXX WAC, revising licensing standards for pharmacies, facilities and professionals under the commission[s] jurisdiction.	WSR 18-01-123 Filed 12/19/2017				Tracy West	360-236-4988
Pharmacy quality assurance commission	18.64 18.64A 69.41 69.50 69.51	Title 246 WAC, revision of rules around operational standards for facilities.	WSR 18-09-063 Filed 4/16/2018				Tracy West	360-236-4988

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
Pharmacy quality assurance commission	18.64 18.64A 69.41 69.60 69.51	Title 246 WAC, revision of rules around professional standards for pharmacy personnel.	WSR 18-09-066 Filed 4/16/2018				Tracy West	360-236-4988
Pharmacy quality assurance commission	18.64 18.64A 69.41 69.43 69.50 69.51	Chapter 246-XXX WAC, revising rules on the pharmacy commission regulatory authority and regulation of the practice of pharmacy.	WSR 18-01-124 Filed 12/19/2017				Tracy West	360-236-4988
Pharmacy quality assurance commission	18.64A.040	WAC 246-901-130 Pharmacist to pharmacy technician ratio.	WSR 17-13-097 Filed 6/19/2017	WSR 19-04-032 Filed 1/28/2019		Anticipate filing	Tracy West	360-236-4988
Podiatric medical board	18.22	Chapter 246-922 WAC, opening the chapter for amendments following review under RCW 43.70.041.	Anticipate filing				Susan Gragg	360-236-4941
Podiatric medical board	17.130.050 18.22.005 18.22.015	WAC 246-922-230 Podiatry prohibited transactions.	WSR 18-13-025 Filed 6/8/2018	Anticipate filing			Susan Gragg	360-236-4641
Veterinary board of governors	18.92.030	WAC 246-933-010, 246-933-200, 246-933-310, 246-933-340, and new 246-933-XXX. The veterinary board of governors is considering amending four rule sections and adding a new section of rule related to client consultation when providing treatment and drug therapy to animal patients.	WSR 18-12-090 Filed 6/5/2018				Loralei Walker	360-236-4647
Veterinary board of governors	18.240.050	WAC 246-935-270 through 246-935-310, updating veterinarian technician continuing education requirements.	WSR 17-07-046 Filed 3/8/2017	Anticipate filing			Loralei Walker	360-236-4647
Veterinary board of governors	18.92.030	WAC 246-933-250 Veterinary board of governors examination and licensure requirements.	WSR 19-04-070 Filed 2/1/2019				Loralei Walker	360-236-4947

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
Washington medical commission	43.70.110 43.70.250 43.70.280 18.31.310	Chapter 246-919 WAC, Medical quality assurance commission. Opening chapter for updates and revisions to modernize rules to align with current law practice.	WSR 18-02-079 Filed 1/2/2018	Anticipate filing			Amelia Boyd	360-236-2727
Washington medical commission	18.71.017 18.71.002 18.130.050	Chapters 246-919 and 246-918 WAC, considering a new technical assistance program to address practitioner deficiency issues. The medical quality assurance commission is considering creating two new rule sections that will establish a clinical assistance program to resolve practice deficiencies that may not rise to the level of a license sanction or revocation through a plan of education, training, and/or supervision for allopathic physicians and physician assistants. The commission will consider amending other related rules as needed.	WSR 18-06-007 Filed 2/22/2018	Anticipate filing			Amelia Boyd	360-236-2727
Washington medical commission	18.71.017 18.71A.020	Chapters 246-918 and 246-919 WAC, amending opioid prescribing rules to exempt long-term care facilities.	Anticipate filing				Amelia Boyd	360-236-2727
Washington medical commission	18.71.017 18.130.050 and SSB 5380 (chapter 314, Laws of 2019)	WAC 246-919-865 Patient notification, secure storage, and disposal and 246-918-815 Patient notification, secure storage, and disposal. The Washington medical commission is considering amending WAC 246-919-865 and	WSR 19-15-007 Filed 7/8/2019				Amelia Boyd	360-236-2727

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR#	CR-102 WSR#	CR-105 WSR#	CR-103 WSR#	Program Contact Name	Program Contact Phone
		246-918-815 to establish requirements, and exemptions if appropriate, for patient notification when prescribing opioid drugs as directed by SSB 5380 (chapter 314, Laws of 2019).						

**WSR 19-16-002
HEALTH CARE AUTHORITY**

[Filed July 24, 2019, 12:56 p.m.]

NOTICE

Title or Subject: Supplemental Notice for Medicaid State Plan Amendment (SPA) 19-0017 Behavioral Rehabilitation Services Rates.

Effective Date: October 1, 2019.

Description: The health care authority (HCA) in conjunction with the department of children, youth, and families (DCYF) previously published notice of intent to submit medicaid SPA 19-0017 under WSR 19-12-010. SPA 19-0017 will reflect increases to the behavioral rehabilitation services (BRS) rates as mandated in ESHB 1109 passed by the legislature and signed by the governor on May 21, 2019. The bill appropriates \$10,828,000 in general funds - state for state fiscal year 2020, \$10,993,000 in general funds - state for state fiscal year 2021, and \$13,365,000 in general funds - federal for the biennium. BRS providers contracted with Washington state will begin receiving these new rates on October 1, 2019.

DCYF anticipates SPA 19-0017 will increase the annual aggregate payments for BRS by approximately \$15,000,000 for the twelve month period beginning October 1, 2019.

SPA 19-0017 is in the development process; therefore a copy is not yet available for review. HCA and DCYF would appreciate any input or concerns regarding this SPA. To request a copy when it becomes available or 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 Michael Campbell, Intensive Resources, 1115 Washington Street S.E., Olympia, WA 98054 [98504], phone 509-654-4940, TRS 711, email Michael.campbell[@dcyf].wa.gov, www.dcyf[.wa].gov.

**WSR 19-16-007
POLICY STATEMENT**

BOARD OF

PILOTAGE COMMISSIONERS

[Filed July 25, 2019, 8:09 a.m.]

STATEMENT OF POLICY

Pilot training trips that qualify for stipend are further defined via a STATEMENT OF POLICY, as adopted in regular session by the board of pilotage commissioners on May 16, 2019.

For a copy of this STATEMENT OF POLICY, please contact Jolene Hamel, Records Officer, 2901 3rd Avenue, Suite 500, Seattle, WA 98121, phone 206-515-3904, fax 206-515-3906, email HamelJ@wsdot.wa.gov, or visit our web site www.pilotage.wa.gov.

In accordance with RCW 34.05.230, this statement of subject matter of the interpretive or policy statements of the board of pilotage commissioners is filed with the office of the code reviser for publication in the Washington State Register.

WSR 19-16-008

NOTICE OF PUBLIC MEETINGS

BOARD OF

PILOTAGE COMMISSIONERS

[Filed July 25, 2019, 8:25 a.m.]

2019 MEETING SCHEDULE

Revised July 25, 2019

The Washington state board of pilotage commissioners meets on the third Thursday of each month, with the exception of November and December, unless otherwise rescheduled or canceled. Meeting[s] are held at 2901 Third [3rd] Avenue, Seattle, WA. Meeting times vary.

In accordance with RCW 42.30.075, this schedule of regular meeting dates for the board of pilotage commissioners is filed with the office of the code reviser for publication in the Washington State Register.

January 17

February 21

March 21

April 18
 May 16
 June 20
 July 18
 August 15
 September 19
 October 17
 November 14 21
 December 12

WSR 19-16-010
RULES COORDINATOR
OFFICE OF MINORITY AND
WOMEN'S BUSINESS ENTERPRISES
 [Filed July 25, 2019, 8:59 a.m.]

Pursuant to RCW 34.05.312, the rules coordinator for the office of minority and women's business enterprise[s] is Amal-Noor Joury, 1110 Capitol Way South, Suite 150, Olympia, WA 98501, phone 360-664-9756, fax 360-586-7079, email amalj@omwbe.wa.gov.

Sarah Erdmann
 Deputy Director

WSR 19-16-021
AGENDA
DEPARTMENT OF ECOLOGY

[Filed July 26, 2019, 10:54 a.m.]

Pursuant to RCW 34.05.314, following is the department of ecology's rule[s] agenda for July 1 - December 31, 2019. If you have any questions please contact Bari Schreiner by phone 360-407-6998 or email Bari.Schreiner@ecy.wa.gov.

Rule[s] Agenda
 July - December 2019

Admin. Order Number	WAC Chapter	Date of filing CR-101	Date of filing CR-102	Date of filing CR-103	Rule-making Lead
Open Rule Making					
18-04	Chapter 173-186 WAC, Contingency plan—Railroads.	12/5/18	6/5/19	est. 11/6/19	Max Gordon/ David Prater
18-07	Chapter 173-460 WAC, Controls for new sources of toxic air pollutants.	7/18/18	6/4/19	est. 10/23/19	Elena Guilfoil
18-09	Chapter 173-340 WAC, Model Toxics Control Act (the cleanup rule).	12/20/18	est. 9/23/20	est. 2/24/21	Clint Stanovsky
18-10	Chapter 173-182 WAC, Oil spill contingency plan.	1/2/19	est. 7/31/19	est. 12/15/19	Sonja Larson
19-01	Chapter 173-201A WAC, Water quality standards for surface waters of the state of Washington (variances).	6/12/19	est. 5/6/20	est. Fall 2020	Susan Braley
19-02	Chapter 173-201A WAC, Water quality standards for surface waters of the state of Washington (revisions including TDG).	5/7/19	est. 7/30/19	est. 12/11/19	Susan Braley
19-03	Chapter 173-501 WAC, Instream resources protection program—Nooksack water resource inventory area (WRIA) 1.	2/5/19	est. 11/13/19	est. 5/27/20	Annie Sawabini
Exploratory Rule Making - working with interested parties on these future rule-making topics					
N/A	Chapter 173-460 WAC, Controls for new sources of toxic air pollutants.				Elena Guilfoil
17-03	Chapter 173-340 WAC, Model Toxics Control Act—Cleanup.				Clint Stanovsky
On Hold					
05-02	Chapter 173-503A WAC, Samish River subbasin instream resources protection program, lower and upper Skagit water resources inventory area (WRIAs 3 and 4).	2/15/05	On hold indefinitely	On hold indefinitely	Dave Christensen
05-03	Chapter 173-525 WAC, Grays Elochoman instream resources protection and water management program WRIA 25.	3/2/05	4/19/10 Continuance filed 6/16/10 Expired 11/1/10 On hold	On hold	Dave Christensen
05-04	Chapter 173-526 WAC, Cowlitz instream resources protection and water management program WRIA 26.	3/2/05	4/19/10 Continuance filed 6/16/10 Expired 11/1/10 On hold	On hold	Dave Christensen

Admin. Order Number	WAC Chapter	Date of filing CR-101	Date of filing CR-102	Date of filing CR-103	Rule-making Lead
13-04	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.	7/2/13	On hold	On hold	Elena Guilfoil
15-11	Chapter 173-331 WAC, Vehicle battery recycling program.	12/2/15	On hold	On hold	Kyle Dorsey
15-12	Chapter 173-333 WAC, Chemical action plans (formerly PBT).	10/12/15	On hold	On hold	Anne Knapp

WSR 19-16-031
AGENDA
CRIMINAL JUSTICE
TRAINING COMMISSION

[Filed July 26, 2019, 5:19 p.m.]

Following is the criminal justice training commission's (CJTC) semi-annual rules development agenda for the period of July 1 through December 30, 2019. 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 rule-making agenda, please contact Derek Zable at 206-835-7356 or Dzable@cjtc.wa.gov.

SEMI-ANNUAL RULES DEVELOPMENT AGENDA
July 1 - December 30, 2019

WAC Chapter	Rule Title or Subject	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101 CR-105	CR-102	CR-103	
New	Initiative 940/HB [SHB] 1064 (2019), rule making on independent investigations	Derek Zable Government Affairs Manager Phone 206-835-7356 Dzable@cjtc.wa.gov	September 2019	October 2019 CR-102 filed November 2019 commission holds public hearing on CR-102	December 6, 2019	Directed by I-940/HB [SHB] 1064 (2019), CJTC must adopt rules establishing criteria to determine what qualifies as an independent investigation pursuant to this section. (RCW 10.114.101) CJTC must also develop the guidelines of rendering a scene safe and applying first aid.

Derek Zable
 Human Resources and
 Government Affairs Manager

WSR 19-16-032
RULES COORDINATOR
POLLUTION LIABILITY
INSURANCE AGENCY

[Filed July 29, 2019, 7:59 a.m.]

Pursuant to RCW 34.05.312, the rules coordinator for the pollution liability insurance agency is Phi Ly, P.O. Box 40930, Olympia, WA 98504-0930, phone 360-407-0517, fax 360-407-0509, email phi.ly@plia.wa.gov.

Cassandra Garcia, Ph.D.
 Deputy Director

WSR 19-16-034
AGENDA
RECREATION AND CONSERVATION
OFFICE

(Recreation and Conservation Funding Board)
 (Salmon Recovery Funding Board)

[Filed July 29, 2019, 8:31 a.m.]

To comply with RCW 34.05.314, the recreation and conservation office (RCO), on behalf of the recreation and conservation funding board and salmon recovery funding board (SRFB), has prepared the following agenda for rules under development. As required, filing will be made with the code reviser for publication in the *State Register* by January 31 and July 31 each year. Within three days of publication, RCO will

provide copies to each person so requesting, the director of the office of financial management, the rules review committee, and other state agencies that may reasonably be expected to have an interest in this subject.

Contact Katie Knight Pruitt, rules coordinator, 360-725-5452, Katie.pruitt@rco.wa.gov.

**Rules Development Agenda
July 1 through December 31, 2019**

Subject of Possible Rule Making	Purpose	Anticipated Public Process
Title 420 WAC, RCO (SRFB)	New sections are proposed to capture the roles and responsibilities of lead entities, regional recovery organizations, and the governor's salmon recovery office. The intent is to formalize the foundational work that has been set in salmon recovery work since 1998 and provide a framework for the future.	An SRFB public hearing is anticipated in December 2019. A public notice will be filed with the code reviser with anticipated publication in the October 2, 2019, and November 20, 2019, Washington State Register.

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 19-16-036
PUBLIC RECORDS OFFICER
STUDENT ACHIEVEMENT COUNCIL**

[Filed July 29, 2019, 11:02 a.m.]

Pursuant to RCW 42.56.580, the public records officer for the student achievement council is Crystal Hall, P.O. Box 43430, Olympia, WA 98504, phone 360-753-7852, fax 360-753-7808, email crystalh@wsac.wa.gov.

Please contact Don Bennett at DonB@wsac.wa.gov or 360-753-7831 with any questions.

Don Bennett
Deputy Director

**WSR 19-16-035
NOTICE OF PUBLIC MEETINGS
OFFICE OF
CIVIL LEGAL AID
(Civil Legal Aid Oversight Committee)
[Filed July 29, 2019, 8:50 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 2020:

- Friday, March 27, 2020 (location TBD in or near Tacoma)
- Friday, June 19, 2020 (location TBD in or near Tacoma)
- Friday, September 25, 2020 (location TBD in or near Tacoma)
- Friday, December 11, 2020 (location TBD 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.

**WSR 19-16-038
NOTICE OF PUBLIC MEETINGS
CLARK COLLEGE**

[Filed July 29, 2019, 11:39 a.m.]

AMENDED NOTICE

Pursuant to RCW 42.30.075, following is the board of trustees meeting schedule for Clark College for the year 2019.

The board of trustees of Clark College will hold its general meetings on the fourth Wednesday of the month at 5:00 p.m. except as otherwise noted (March, June, November, and December will be held off schedule). All meetings are held at Clark College in the Ellis Dunn Community Room GH1 213 in Gaiser Hall.

Meeting Dates/Times	Changes
September 25, 2019, work session	The September 25, 2019, work session and regular board of trustees meeting will now be held on September 24, 2019. The work session will be held from 3:30-5:00 p.m. in PUB 258C; and the regular board meeting will be held at 5:00 p.m. in GH1 213 on the main campus.

Dr. Sandra Fowler-Hill
Interim President

WSR 19-16-039
NOTICE OF PUBLIC MEETINGS
HUMAN RIGHTS COMMISSION

[Filed July 29, 2019, 12:45 p.m.]

The following REVISED location and times:

Washington state human rights commission, commission meeting, on August 22, 2019, at 9:30 a.m., via telephone conference, conference line 319-527-3510, access code 833014#, 711 South Capitol Way, Suite 402, Olympia, WA 98504, will accommodate walk-ins in conference room.

Washington state human rights commission, commission meeting, on September 26, 2019, at 9:30 a.m., via telephone conference, 711 South Capitol Way, Suite 402, Olympia, WA 98504, conference line 319-527-3510, access code 833014#, will accommodate walk-ins in conference room.

Washington state human rights commission, commission meeting, on October 24, 2019, at 9:30 a.m., 711 South Capitol Way, Suite 402/Conference Room, Olympia, WA 98504.

Washington state human rights commission, commission meeting, on November 21, 2019, at 9:30 a.m., via telephone conference, 711 South Capitol Way, Suite 402, Olympia, WA 98504, conference line 319-527-3510, access code 833014#, will accommodate walk-ins in conference room.

Washington state human rights commission, commission meeting, on December 19, 2019, at 9:30 a.m., via telephone conference, 711 South Capitol Way, Suite 402, Olympia, WA 98504, conference line 319-527-3510, access code 833014#, will accommodate walk-ins in conference room.

WSR 19-16-040
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH

(Board of Massage)

[Filed July 29, 2019, 12:51 p.m.]

In accordance with the Open Public Meetings Act (chapter 42.30 RCW) and the Administrative Procedure Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health, board of massage, for the year 2019. The board of massage meetings are open to the public and access for persons with disabilities may be arranged with advance notice. Please contact the staff person below for more information.

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

Date	Time	Location
January 11, 2019	9:00 a.m.	Kent
March 8, 2019	9:00 a.m.	Kent
May 3, 2019	9:00 a.m.	Tumwater
July 19, 2019	9:00 a.m.	Spokane

Date	Time	Location
September 6, 2019	9:00 a.m.	Webinar with physical location available in Tumwater
November 1, 2019	9:00 a.m.	Tumwater

If you need further information, please contact Megan Maxey, Program Manager, Board of Massage, Washington Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, 360-236-4945, 360-236-2901, megan.maxey@doh.wa.gov, www.doh.wa.gov.

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

WSR 19-16-043
NOTICE OF PUBLIC MEETINGS
LAW ENFORCEMENT OFFICERS' AND
FIREFIGHTERS' PLAN 2 RETIREMENT BOARD

[Filed July 29, 2019, 3:18 p.m.]

The law enforcement officers' and firefighters' plan 2 retirement board meeting scheduled for **Wednesday, August 14, 2019**, has been cancelled.

The next regularly scheduled meeting will be on **Wednesday, September 25, 2019**, 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 19-16-046
AGENDA
LIQUOR AND CANNABIS
BOARD

[Filed July 29, 2019, 4:30 p.m.]

Following is the Washington state liquor and cannabis board's (WSLCB) 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 WSLCB Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, phone alcohol rules 360-664-1760, cannabis, vape, and tobacco rules 360-664-1622, email rules@lcb.wa.gov.

**Semi-Annual Rule-Making Agenda
July through December 2019**

WAC Chapter or Section(s)	Subject Matter	Current Activity		
		Preproposal (CR-101)	Proposal (CR-102) or Expedited (CR-105)	Permanent (CR-103)
Create a new section in chapter 314-02 WAC to clarify the relocation of former state and contract liquor stores	Stakeholder request/I-1183	WSR 13-08-088 Filed 4/3/13		
Chapters 314-20 and 314-24 WAC	Breweries and wineries, updates and clarification	WSR 18-05-093 Filed 2/21/18		
Chapter 314-05 WAC	Special occasion licenses, updates and clarification	WSR 19-03-060 Filed 1/10/19		
Chapters 314-02 and 314-03 WAC	Barriers, requirements for retail liquor licensees	WSR 18-17-042 Filed 8/8/18		
WAC 314-11-025 Acceptable forms of identification	Adding enrollment cards for Indian tribes located outside of Washington	WSR 19-03-168 Filed 1/23/19	WSR 19-13-039 Filed 6/12/19	
WAC 314-28-070, 314-02-106, chapter 314-23 WAC	Spirits distributor license fees updates	WSR 18-06-109 Filed 3/7/18		
WAC 314-02-015, 314-02-045, and chapter 314-30 WAC	Implementation of 2019 legislation; SHB 1034, HB 1672, and SB 5909	WSR 19-12-038 Filed 5/29/19		
Chapter 314-38 WAC	Implementation of 2019 legislation; EHB 1563 and chapter review	WSR 19-12-037 Filed 5/29/19		
Chapter 314-35 WAC	Vapor product rule updates and implementation of EHB 1074 and ESSB [E2SHB] 1873	WSR 19-13-036 Filed 6/12/19		
Chapter 314-55 WAC	Cannabis production and canopy rules	WSR 18-01-058 Filed 12/13/17		
Chapter 314-55 WAC	Cannabis retail title certificate rules	WSR 18-09-117 Filed 4/18/18		
Chapter 314-55 WAC	Marijuana quality assurance testing and products requirements	WSR 18-17-041 Filed 8/8/18		
Chapter 314-55 WAC	Persons or entities qualifying for a marijuana license	WSR 18-22-054 Filed 10/31/18		
Chapter 314-55 WAC	Marijuana penalty guidelines	WSR 18-22-099 Filed 11/5/18		
Chapter 314-55 WAC	Voluntary compliance program for marijuana licensees	WSR 19-15-074 Filed 7/17/19		
Chapter 314-55 WAC	Marijuana packaging and labeling, and implementation of ESSB 5298	WSR 19-12-029 Filed 5/29/19		

WSR 19-16-048

AGENDA

DEPARTMENT OF TRANSPORTATION

[Filed July 30, 2019, 8:23 a.m.]

The department of transportation (WSDOT) 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.

WSDOT encourages the public to be involved in the rule-making processes by attending public hearings and submitting comments on rules. Additional rule-making information is available on the department's web site at <http://www.wsdot.wa.gov/Policy/Rules/default.htm>.

**Semi-Annual Rule-Making Agenda
(July - December 2019)**

Subject Matter or Division	WAC Chapter or Section	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)
Public records	468-06-060	Public access to records	WSR 19-14-097	Planned filing in August 2019	
Small business and veteran-owned business	468-17-010	Correction made to authority		WSR 19-13-012	Planned filing in August 2019
Transportation commission—Ferry fares	468-300	Increase ferry fare rate	WSR 19-10-032	WSR 19-14-104	Planned filing in August 2019
Urban mobility and access	468-305	Revise administrative rules and procedures to reflect changes in new tolling back office system	WSR 19-03-070	WSR 19-09-069	Planned filing in November 2019
Traffic operations	468-38-071	Exempt pilot cars for government vehicles during emergency conditions	Planned filing in 2019		
Traffic operations	468-38-100	Certification requirements for pilot car drivers	Planned filing in 2019		
Traffic operations	463-38-280	Clarify groups of axels [axles] for commercial vehicles	Planned filing in 2019		
Transportation economic partnerships	468-602	Expand language to include hydrogen fuel cell and other alternative fuel infrastructure	Planned filing in Fall 2019	Planned filing in Winter 2019	Planned filing in Spring 2020
Commute trip reduction	468-63-070	Update requirements and procedures for employers and jurisdictions to be added or exempted from the program	WSR 18-22-122		

WSDOT 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 this 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.

If you have additional questions, please contact the agency rules coordinator, Karen Engle, 360-704-6362, or email engleka@wsdot.wa.gov.

WSR 19-16-051
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed July 30, 2019, 9:48 a.m.]

Notice of Interpretive or Policy Statement

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department of social and health services.

Economic Services Administration
Division of Child Support (DCS)

Document Title: DCS Administrative Policy 2.05: Reviewing Adjustment Vouchers.

Subject: Reviewing adjustment vouchers.

Effective Date: July 25, 2019.

Document Description: This DCS administrative policy explains procedures for reviewing adjustment vouchers and distributions.

To receive a copy of the interpretive or policy statements, contact Rachel Shaddox, DCS, P.O. Box 11520, Tacoma, WA 98411-5520, phone 360-664-5073, TDD/TTY 800-833-6384, fax 360-664-5342, email shaddrm@dshs.wa.gov, web site <http://www.dshs.wa.gov/dcs/>.

WSR 19-16-052
HEALTH CARE AUTHORITY

[Filed July 30, 2019, 10:17 a.m.]

NOTICE

Subject: Medicaid State Plan Amendment (SPA) 19-0025 Community Hospital Long-Term Inpatient Psychiatric Services Rates.

Effective Date: July 1, 2019.

Description: The health care authority (HCA) intends to submit medicaid SPA 19-0025 in order to comply with ESHB 1109. This bill sets rates for community hospitals serving medicaid clients in long-term inpatient care beds as defined in RCW 71.24.025 at \$1171 per day or the hospital's current psychiatric per diem rate, whichever is higher, not to exceed one hundred percent of the hospital's eligible costs.

SPA 19-0025 is expected to increase the annual aggregate payments for inpatient psychiatric services for qualifying hospitals by \$23,507,000 for state fiscal year 2020.

SPA 19-0025 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
\$1,171.00	Per Diem	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 , 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.

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

WSR 19-16-053

AGENDA

UNIVERSITY OF WASHINGTON

[Filed July 30, 2019, 10:22 a.m.]

Semi-Annual Agenda for Rules Under Development

(Per RCW 34.05.314)

July 2019

Rule-making activity not now anticipated may be added if conditions warrant between semi-annual agendas.

1. Rule making is anticipated for student conduct code WAC 478-121-135 Hazing, and general conduct code WAC 478-124-037 Conduct on campus code—Hazing, during the second half of 2019.

2. Rule making will continue for chapter 478-160 WAC, Admission and registration procedures for the University of Washington, during the first half of 2019 (a CR-101 was filed on August 5, 2015).

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

WSR 19-16-058
POLICY STATEMENT
UNIVERSITY OF WASHINGTON

[Filed July 30, 2019, 12:11 p.m.]

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

- "Campus, College, and School Faculties: Authority to Determine Organization and Procedure," revised June 26, 2019 (FCG, Chapter 23, Section 23-45).
- "Shared Leave Program for Time Off Accruing Staff, Students, Librarians, and Educators," revised May 15, 2019 (APS 45.10).
- "Credit/No Credit," revised April 15, 2019 (SGP, Chapter 110, Section 1.A.7.a).
- "Academic Probation and Dismissal for Low Scholarship," revised March 12, 2019 (SGP, Chapter 107).
- "Senate Committee on Planning and Budgeting," revised March 1, 2019 (FCG, Chapter 22, Section 22-91).
- "Appointment of Faculty Councils," revised March 1, 2019 (FCG, Chapter 42, Section 42-32).
- "Lump Sum Relocation Payment," revised February 26, 2019 (APS 34.2).
- "Internal Controls to Minimize Risk Over Cash Receipts," revised February 15, 2019 (APS 31.1).
- "Enrollment for University On-Site Childcare Centers Located in Seattle," revised February 15, 2019 (APS 51.1).
- "Service Animals," revised January 28, 2019 (APS 46.6).

For more information regarding University of Washington policy please visit the following site: [washington.edu/admin/rules/policies/](http://www.washington.edu/admin/rules/policies/).

For more information regarding these materials contact Barbara Lechtanski, Director of University Policy and Rules Office, University of Washington, Box 351210, Seattle, WA 98195-1210, or email rules@uw.edu.

WSR 19-16-067
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed July 31, 2019, 8:14 a.m.]

Pursuant to RCW 39.12.015, 39.12.020, and WAC 296-127-011, on August 1, 2019, the industrial statistician will determine and publish on the internet the statewide prevailing rates of wage. These rates become effective thirty days from publication on August 31, 2019.

For more information on prevailing wage or a copy of the rates please visit our web site at www.lni.wa.gov/TradesLicensing/PrevailingWage/ or call 360-902-5335.

Maggie A. Leland
 Rules Coordinator

WSR 19-16-068
PUBLIC RECORDS OFFICER
DEPARTMENT OF LICENSING

[Filed July 31, 2019, 8:26 a.m.]

Pursuant to RCW 42.56.580, the acting public records officer for the Washington state department of licensing is Karen Landis, 8005 River Drive, Tumwater, WA 98501, phone 360-902-7062, fax 360-570-7088, email KLandis@dol.wa.gov.

Evelyne Lloyd
 Assistant Director
 Administrative Services Division

WSR 19-16-070
ATTORNEY GENERAL'S OFFICE

[Filed July 31, 2019, 8:49 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 28, 2019. 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 Opinions Chief, 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. 19-07-01

Request by Christine Kilduff, Representative District 28

QUESTION(S):

1. **May a local government prohibit or contest the release or less restrictive alternative placement of a person involuntarily committed to a state hospital or facility under RCW 71.05, 10.77, or 71.09 to a less restrictive setting, including an adult family home, when the person otherwise qualifies for release/LRA consistent with the Washington Law Against Discrimination?**
2. **If current statutes do not allow a local government to prohibit or contest the release or less restrictive alternative placement of a person involuntarily committed to a state hospital facility under RCW 71.05, 10.77, or 71.09 to a less restrictive setting, including an adult family home, when the person otherwise qualifies for release/LRA, would there be any clear impediment under the constitution or the Americans with Disabilities Act to legislation that would permit a local government to prohibit or contest such a release?**

WSR 19-16-071

ATTORNEY GENERAL'S OFFICE

[Filed July 31, 2019, 8:49 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 28, 2019. 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 Opinions Chief, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to com-

ment, 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. 19-07-02

Request by Dave Paul, Representative District 10

QUESTION:

Does University Village v. King County case precedence allow Washington State Board of Tax Appeals extrapolation that all appeals shall be decided with total assessed value only, without separate Improvements or Land components?

WSR 19-16-072

AGENDA

EMPLOYMENT SECURITY DEPARTMENT

[Filed July 31, 2019, 9:24 a.m.]

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>.

**Semi-Annual Rule-Making Agenda
(July 2019 - January 2020)**

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 (UI) benefits	192-140-090	Modifying requirements for claimant directives to participate in reemployment services.	Filed November 13, 2018, in WSR 18-23-028	January 23, 2019	Went into effect July 22, 2019
UI benefits	192-170	Establishing limited circumstances for when individuals can claim unemployment benefits while in another country.	Filed March 14, 2019, in WSR 19-07-041	Expected September 2019	Expected December 2019 - January 2020
UI benefits	192-110-015	Permitting individuals to backdate requests for standby.	Filed March 6, 2019, in WSR 19-06-088	Expected September 2019	Expected December 2019
UI benefits	To be determined	Modifying unemployment eligibility requirements for individuals caring for children and vulnerable adults.	Filed May 20, 2019, in WSR 19-11-095	Expected December 2019	Expected March 2020
UI benefits	192-170-010 192-180-005 192-180-010	Modifying UI benefit eligibility requirements for electrical apprentices.	Filed June 21, 2019, in WSR 19-14-016	Expected December 2019	Expected July 2020
UI benefits	192-190-020 192-190-025	Clarifying that any pension payments that an unemployment claimant receives should be deducted from the claimant's weekly benefit amount and not deducted from the claimant's maximum benefits payable.	Filed July 24, 2019	Expected August 2019	Expected October 2019
UI benefits	To be determined	Modifying ESD public disclosure and privacy rules.	Expected July 2019	Expected December 2019	Expected February 2020
UI benefits	192-310-040	Clarifying the exempt status of paid time off for reasons related to domestic violence, sexual assault or stalking, and when faced with the closure of a workplace, school, or place of care by a public official for health reasons.	To be determined	To be determined	To be determined
UI benefits	192-200-005	Updating the definition of benefit week for students to match references to benefit week in other WAC.	To be determined	To be determined	To be determined
UI benefits	192-170-080	Updating the status of "leave of absence" in relation to UI benefit qualifications.	To be determined	To be determined	To be determined
Paid family and medical leave (PFML)	192-500-110 192-500-120 192-500-130 192-500-140 192-500-150 192-500-160 192-500-170	Adding definitions to terminology regularly found in rules to clarify aspects of PFML benefits.	Filed October 2018	Filed March 2019	Filed June 2019

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)
PFML	192-510-025	Adding rules to clarify what wages are reportable to the department for premium assessment.	Filed October 2018	Filed March 2019	Filed June 2019
PFML	192-610-070 192-610-075 192-610-080 192-610-085	Adding rules to clarify what can occur with a PFML claim such as canceling a claim and reopening a claim.	Filed October 2018	Filed March 2019	Filed June 2019
PFML	192-620-005 192-620-010 192-620-020 192-620-025	Adding rules to clarify the required elements of a weekly claim for benefits and conditional payment of benefits.	Filed October 2018	Filed March 2019	Filed June 2019
PFML	192-800-005 192-800-010 192-800-015	Adding rules to clarify how the department will determine fraud for the PFML program, how fraud will impact claims, and updating occurrences of fraud if a fraud decision is appealed and overturned.	Filed October 2018	Filed March 2019	Filed June 2019
PFML	192-630-005 192-630-010 192-630-015	Adding rules for determinations on claims to clarify if the department questions an employee's qualifications for a claim, when interested parties do not respond to a request for information, and how the department will issue determinations.	Filed October 2018	Filed March 2019	Filed June 2019
PFML	192-520-010	Amended rule about collective bargaining agreements (CBA) to clarify when CBA parties are subject to the laws and rules of PFML and may elect to participate even though the CBA has not yet expired.	Filed January 2019	Filed May 2019	Expected to file July 31, 2019
PFML	192-540-040	Amended rule to clarify how and what type of hours employers should report for employees each calendar quarter.	Filed January 2019	Filed May 2019	Expected to file July 31, 2019
PFML	192-640-005 192-640-010 192-640-015 192-640-020 192-640-025 192-640-030	Adding rules to clarify aspects of PFML benefit overpayments and how they will be assessed, waivers of overpayment, when an employee is at fault, and that the overpayment can be appealed.	Filed January 2019	Filed May 2019	Expected to file July 31, 2019
PFML	192-650-005 192-650-010 192-650-015 192-650-020 192-650-025	Adding rules to clarify how the department will collect and recover PFML benefit overpayments.	Filed January 2019	Filed May 2019	Expected to file July 31, 2019
PFML	192-700-005 192-700-010 192-700-015	Adding rules to clarify when an employee is entitled to job restoration after PFML leave ends, when an employer can deny restoration, and how employer size is determined for employment protection.	Filed January 2019	Filed May 2019	Expected to file July 31, 2019
PFML	192-800-020	Adding a rule about how the department will differentiate between employers by unified business identifier and what will happen if an employer acted in a way to avoid paying PFML premiums.	Filed January 2019	Filed May 2019	Expected to file July 31, 2019
PFML	192-610-065 192-610-066	Adding rules to clarify that the department will provide guidance to employees interested in applying for PFML benefits and how.	Filed January 2019	Filed May 2019	Expected to file July 31, 2019

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)
PFML	192-500-035 192-500-040	Amending definitions to terminology regularly found in rules to clarify aspects of PFML benefits.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-500-180 192-500-190	Adding definitions to terminology regularly found in rules to clarify aspects of PFML benefits.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-510-030 192-510-080	Amending aspects of premium collection and reporting including how self-employed persons electing coverage should report wages for PFML, and eligibility for conditional waivers.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-510-031	Adding a rule to clarify what are the reportable wages for self-employed persons electing coverage.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-530-030 192-530-050 192-530-060	Amending rules about voluntary plans to clarify that employers with approved voluntary plans can waive eligibility requirements to make an employee eligible for the voluntary plan, how to avoid duplication of benefits for an individual that may be covered by multiple plans and when an approved voluntary plan can end.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-530-090	Adding a new rule to clarify when an employer with an approved voluntary plan can deduct from benefits received by that plan.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-560-010	Amending a rule to clarify that an employer is not eligible for small business assistance grants if the employer has delinquent reports or premium payments.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-570-010	Amending a rule to clarify when employers are eligible for conference and conciliation.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-600-030	Adding a rule to clarify that an employer can waive the employee's notice requirements to the employer when applying for PFML benefits.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-610-050	Amending a rule to clarify how typical work week hours are determined and how the department will determine typical work week hours for an individual who claims, and the qualifying period includes quarter four of 2018, which is not reportable for PFML.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-610-051 192-610-052	Adding rules to clarify how the department will calculate the weekly benefit and how the department will obtain wages and hours that have not yet been reported by an employer.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-620-026 192-620-030 192-620-035 192-620-040 192-620-045 192-620-046	Adding rules to clarify how the department will pay weekly benefits, what will be deducted from weekly benefits and how, and that decisions that deduct from weekly benefits is [are] appealable.	Filed June 2019	Expected to file August 2019	Expected to file November 2019

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)
PFML	192-800-025 192-800-030 192-800-035 192-800-040 192-800-045 192-800-050 192-800-055 192-800-060 192-800-065 192-800-070 192-800-075 192-800-080 192-800-085 192-800-090 192-800-095 192-800-100 192-800-105	Adding many rules to clarify how appeals and petition for review processes will work for PFML.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	192-800-110 192-800-115 192-800-120 192-800-125	Adding many rules to clarify how appeals and petition for review processes will work for PFML.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML and UI	192-02-010 192-02-020 192-02-030 192-02-040 192-02-050 192-02-060 192-02-070 192-02-080 192-02-090 192-02-100 192-02-110 192-02-120 192-02-130 192-02-140 192-810-010 192-810-020 192-810-030 192-810-040 192-15-010 192-15-020 192-15-030 192-15-050 192-15-070 192-15-110 192-15-120 192-15-130 192-15-140 192-15-150 192-15-160 192-15-170	Modifying ESD public disclosure and privacy rules specifically about the process of a public records request and how it applies to both UI and PFML, PFML specific privacy rules and repealing other rules.	Filed June 2019	Expected to file August 2019	Expected to file November 2019
PFML	To be determined	Rules will need to be written or amended due to 2019 legislative changes dependent upon the timing of the recodification of Title 50A RCW as well as to include topics such as damages (RCW 50A.04.100).	To be determined	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, at 360-791-6710, or email rules@esd.wa.gov.

WSR 19-16-076
NOTICE OF PUBLIC MEETINGS
CENTER FOR DEAF AND
HARD OF HEARING YOUTH

[Filed July 31, 2019, 2:18 p.m.]

The Washington Center for Deaf and Hard of Hearing Youth formerly known as The Washington State Center for Childhood Deafness and Hearing Loss board of trustees has approved the following board meetings on September 13, October 25, and December 13, 2019. The meeting[s] will be held from 10:00 a.m. to 3:00 p.m. The meetings will be held at the Washington School for the Deaf campus.

Agency name change was effective on July 26, 2019.

WSR 19-16-077

AGENDA

DEPARTMENT OF
CHILDREN, YOUTH, AND FAMILIES

[Filed July 31, 2019, 2:53 p.m.]

Following is the department of children, youth, and families (DCYF) semi-annual rule-making agenda for July 1 through December 31, 2019. 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 activities needed to meet legislative actions, comply with federal mandates, or meet unforeseen circumstances.

Semi-Annual Rule-Making Agenda

July 1 - December 31, 2019

WAC Sections	Subject Matter	CR-101 Filings	CR-102 or CR-105 Filings	CR-103E Filings
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 18-21-127 Filed 10/18/18		WSR 15-15-108 [19-15-108] Filed 7/22/19
110-04	Children[']s administration background checks: Amending rules to implement chapter 9.97 RCW which includes certificates of restoration of opportunities.	WSR 19-16-057 Filed 7/30/19		
110-04 and 110-145	Children[']s administration background checks: Amending rules for group care facilities to align with recent changes in federal legislation regarding fingerprint requirements.	WSR 18-21-125 Filed 10/18/18		WSR 19-12-022 Filed 5/28/19
110-15-0280	Working connections and seasonal child care: Amending WAC to align with DCYF's administrative hearing rules chapter 110-03 WAC.			WSR 19-15-076 Filed 7/17/19
110-15	Working connections and seasonal child care: Updating rules as necessary to allow for a partial day monthly child care subsidy rate.			

WAC Sections	Subject Matter	CR-101 Filings	CR-102 or CR-105 Filings	CR-103E Filings
110-16	Family, friend, and neighbor child care: Amending rules to comply with new child care and development fund requirements for receipt of grant monies embodied in the 2014 Child Care and Development Block Grant Act reauthorization and supporting rules.	WSR 19-08-041 Filed 3/28/19	WSR 19-15-156 Filed 7/24/19	
110-40	Family reconciliation services (FRS): Amending rules to create flexibility and consistency with other child welfare programs with respect to the age a child can receive FRS.		WSR 19-16-042 Filed 7/29/19	
110-50	Foster care rate assessment: Amending rules to allow for limited exceptions in the best interests of the child in the timing of foster care rate reassessment; to clarify who can conduct the foster care rate review; and to clarify that Washington state rates may be paid for a child placed in a new placement in another state if paying Washington state rates is in the best interests of the child.		WSR 19-11-059 Filed 5/14/19	Brenda needs to file
110-148	Foster care licensing: Implementing new national licensing standards.	WSR 19-16-056 Filed 7/30/19		
110-300 and 110-305	Child care licensing: Implementing chapter 362, Laws of 2019 (immunizations and immunization records) and Directive of the Governor 19-05 (professional development requirements for certain individuals hired or promoted by a child care center); amending training requirements to fully comply with the reauthorized Child Care and Development Block Grant Act and related federal rules; and revising sanitation standards nondiscrimination requirements as requested by stakeholders.	WSR 19-13-015 Filed 6/7/19		
110-305	Child care licensing: Aligning school-age child care licensing rules with chapter 110-300 WAC.			
110-400 (170-400)	Early support for infants and toddlers 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	WSR 19-16-066 Filed 7/30/19	
110-425	Early childhood education and assistance program: Amending rules to implement Laws of 2019 that modify requirements related to enrollment of children in the early childhood education and assistance program.	WSR 19-12-014 Filed 5/24/19		

WAC Sections	Subject Matter	CR-101 Filings	CR-102 or CR-105 Filings	CR-103E Filings
110-740-0070	Juvenile rehabilitation: Amending the rule relating to residential disciplinary standards as required by SSB 5815 (effective July 28, 2019), which directs DCYF to adopt and implement rules based on empirically validated best practices to appropriately address offenses involving unlawful use or possession of a controlled substance and unlawful use or possession of alcohol committed by individuals placed in juvenile community facilities.	WSR 19-16-024 Filed 7/26/19		WSR 19-16-023 Filed 7/26/19
110	All DCYF rules: Making necessary house-keeping changes after the decodification of department of social and health services children's administration and juvenile rehabilitation and department of early learning rules recodified in Title 110 WAC.			

Brenda Villarreal
Rules Coordinator

WSR 19-16-078

AGENDA

OFFICE OF THE

INSURANCE COMMISSIONER

[Filed July 31, 2019, 2:59 p.m.]

The commissioner has introduced the following rule making. This list is current as of July 31, 2019. There may be additional rule-making activity not included on this agenda and all information referenced is subject to change.

For questions, please contact Gynger Steele, rulescoordinator@oic.wa.gov or 360-725-7037.

**Semi-Annual Rule-Making Agenda
July 31, 2019 through January 31, 2020**

WAC	RCW Authority	Subject	Current Activity			
			CR-103E	CR-101	CR-105	CR-102
	48.02.060 48.29.005	R2016-05 Title insurance agent escrow practices.		WSR 16-07-083 Filed 3/17/16		
284-20C	48.02.060 48.110.150	R2016-23 Service contract providers and protection product guarantee providers.		WSR 16-18-065 Filed 9/2/16		
	48.02.060 48.18.545 48.19.035 48.43.525 48.43.535	R2018-09 Adverse notifications.				WSR 19-15-133 Filed 7/23/19
	48.02.060 48.66.041 48.66.165	R2019-01 Medicare Access and CHIP Reauthorization Act of 2015:			WSR 19-12-061 Filed 5/31/19	

WAC	RCW Authority	Subject	Current Activity			
			CR-103E	CR-101	CR-105	CR-102
		Changes to medicare supplemental policies and certificates.				
	48.02.060 48.44.050 48.46.200	R2019-02 Internal audit requirements for insurance companies.		WSR 19-12-060 Filed 5/31/19		
	48.02.060 (3)(a) Sections 3(9) and 4 (1)(c), chapter 56, Laws of 2019	R2019-03 Confidential communication.		WSR 19-15-129 Filed 7/23/19		
	Sections 10, 15 and 30, chapter 427, Laws of 2019, 2SHB 1065	R2019-04 Balance Billing Protection Act.		WSR 19-13-077 Filed 6/17/19		
	48.43.007 48.43.510 chapter 11, Laws of 2019, ESHB 1099	R2019-05 Network access and notice requirements.		WSR 19-14-113 Filed 7/2/19		
284-38 284-44A 284-46A 284-58	48.44.017 48.44.020 48.44.080 48.43.730 48.43.733 48.46.060 48.46.062 48.46.066 48.20.012 48.20.025 48.20.550 48.19.010 48.18.100 48.19.040 48.38.010	R2019-06 Revise WAC concerning SERFF general filing instructions.		WSR 19-14-112 Filed 7/2/19		
	48.02.060 48.43.072 48.43.073	R2019-07 To join with R2018-10 (WSR 18-17-142) in CR-102 Health plan coverage of reproductive health care and contra- ception.		WSR 19-12-062 Filed 5/31/19		
284-12-080	48.02.060 48.17.005 48.15.180 48.17.480 48.17.600	R2019-08 Producer accounting systems.		WSR 19-15-134 Filed 7/23/19		

WAC	RCW Authority	Subject	Current Activity			
			CR-103E	CR-101	CR-105	CR-102
284-43-5642 (3)(b)(i)	48.02.060 48.43.715	R2019-09 Correction of language in essential health benefit.		WSR 19-15-127 Filed 7/23/19		
	48.02.060 Sections 2-6, 8-16, chapter 33, Laws of 2019, implementation of SHB 1870	R2019-10 Federal Patient Protection and Affordable Care Act-State law.		WSR 19-14-108 Filed 7/2/19		
	Section 4, chapter 171, Laws of 2019, ESHB 1879	R2019-11 RX drug utilization management.		TBD		
	48.02.060 48.43.733	R2019-12 Association health plans/multiple employer welfare arrangements.		WSR 19-15-140 Filed 7/23/19		

Other Possible Rule-Making Topics

In addition to the rules referenced above, the commissioner continues his effort to update and clarify code, as well as implement recent legislation. A potential list of subjects that may be considered for future rule making include or may include:

Prompt response requirement: Amend rule to clarify the office of the insurance commissioner inquiry responses.

Actuarial update: Pair rule with associated manual.

Coordination of benefits: Address primary and secondary plans and allowable expenses.

Drug substitution and adverse benefit appeals: Review levels of appeals.

Administrative hearing rules: Modify technical language.

Essential health benefits (pediatric dental): Modify technical language.

Preventative service coverage: Clarify preventative services without enrollee cost-sharing.

Biographical affidavits: Remedy duplicative processes.

Appointment and affiliation term length: Review appointments, affiliations and renewal guidelines.

Indemnity requirements for limited health care service contractor: Provide guidance for requirements.

Risk mitigation: Modify limit amount.

IRO fee schedule: Evaluate fees.

Mike Kreidler

WSR 19-16-079

**AGENDA
DEPARTMENT OF
ENTERPRISE SERVICES**

[Filed July 31, 2019, 3:40 p.m.]

Following is the department of enterprise services' (DES) 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 rule-making web site. 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.

Jack Zeigler is available if you have questions about this agenda, email jack.zeigler@des.wa.gov and phone 360-407-9209.

Semi-Annual Rule-Making Agenda
July 1 through December 31, 2019

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. Completed through recodification June 2019. 	This rule making is a continuation from our January-June 2019, rule-making agenda. We anticipate filing proposed rules (CR-102) in fall 2019.
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. 	This rule making is a continuation from our January-June 2019, rule-making agenda. We anticipate filing proposed rules (CR-102) in late 2019.
Chapter 200-100 WAC, Self-insurance requirements as to local governments.	Amend rule to: <ul style="list-style-type: none"> • Reflect transition of health care benefits for schools to the health care authority; • Allow the Pilotage Commission to self-insure through the local government risk pool. This change is restricted to liability coverage only; • Provide improve[d] understanding relative to reserve levels. This change will not change rule requirements. 	DES intends to file a CR-101 in August 2019.
WAC 200-300-085 Bid award preference.	Amend rule in order to: <ul style="list-style-type: none"> • Make consistent with the current state perspective on acquisition of goods with recycled content. 	DES intends to file a CR-101 in August 2019.

Jack Zeigler
Rules Manager

WSR 19-16-080

AGENDA

DEPARTMENT OF LICENSING

[Filed July 31, 2019, 3:51 p.m.]

This report details current and anticipated rule-making activities for the department of licensing (DOL). This agenda is sent to you as a requirement of RCW 34.05.314. If you have any questions regarding this report or DOL rule-making activities, please contact Damon Monroe at 360-902-3843.

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

Key

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

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

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

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

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

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

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

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

RCW is the Revised Code of Washington.

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

Semi-Annual Rule-Making Agenda

WAC Chapter or Section(s)	Rule Title	Division/Program	Preproposal (CR-101) WSR # and Date	Proposal (CR-102) Expedited (CR-105) WSR # and Date	Permanent (CR-103P) Emergency (CR-103E) WSR # and Date
308-93-087 308-93-088 308-93-089	* Disclosure of names and addresses of individual vessel owners. * Disclosure violations, penalties. * Lists of registered and legal owners of vessels—Furnished for certain purposes—Penalty for unauthorized use.	COR/Public disclosure program	13-14-059		
308-14	Court reporters.	BPD/Court reporters program	13-23-085		
308-104-050	Waiver of driver education requirement—When granted.	PSD/Programs and services, field and licensing support program	14-17-039		
308-96A-026	Vehicle transit permit.	CRD/Vehicle and vessel licensing program	14-21-061		
308-96A-099	Use class descriptions.	CRD Vehicle and vessel licensing program	15-04-029		
308-63-040 308-65-040 308-65-090 308-65-120(5)	* Vehicle wreckers—Application for license. * Hulk hauler—Application for license. * Scrap processor—Application for license. *Scrap processor—General procedures and requirements.	BPD/Dealer services program	15-08-074 15-19-016		

WAC Chapter or Section(s)	Rule Title	Division/Program	Preproposal (CR-101) WSR # and Date	Proposal (CR-102) Expedited (CR-105) WSR # and Date	Permanent (CR-103P) Emergency (CR-103E) WSR # and Date
308-96B-020	General provisions.	PSD/Driver and vehicle records program	15-11-016		
308-56A-525	Vehicle seller's report of sale.	PSD/Refunds and title services	16-01-075		
308-96B-010 308-96B-020	* Definitions—Special parking privileges for persons with disabilities. * General provisions.	PSD/Refunds and title services	16-01-076		
308-22	Body art, body piercing, and tattooing rules.	BPD Tattoos, body piercing, and body art program	16-04-084		
308-96A-026	Vehicle transit permit.	PSD Driver and vehicle records	16-13-125		
308-109	Motorcycle training schools (new).	PSD Motorcycle safety program	16-16-125		
308-107-050	Ignition interlock device revolving account.	PSD Contracts and initiatives program	16-21-084		
308-15	Geologist licensing services.	BPD Geologist program	17-09-013		
308-104-025	Effect of accumulation of traffic offenses.	PSD Hearings and interviews program	17-14-004		
308-10-045	Costs of providing copies of public records.	ASD Public disclosure program	17-23-077		
196-26A-040 196-30-030	* Renewals for professional engineer and professional land surveyor licenses. * License renewals.	BPD Regulatory board section—Board of engineers and land surveyors program	17-21-104		
308-104-010	Vision test.	PSD Field and licensing support	17-22-065		
Title 308 WAC	Licensing, department of, businesses—Professions—Occupations—General provisions.	Business and professions division	18-04-027		

WAC Chapter or Section(s)	Rule Title	Division/Program	Preproposal (CR-101) WSR # and Date	Proposal (CR-102) Expedited (CR-105) WSR # and Date	Permanent (CR-103P) Emergency (CR-103E) WSR # and Date
308-110-010	Definitions and administration of exams.	BPD Transportation services—Driver training school	18-06-070		
308-12-055 308-12-081	* What is the application process if I'm already licensed? *Do I need a stamp or seal?	BPD Architects program	18-17-077		
308-108	Driver training schools.	BPD Transportation services	18-18-092		
308-104	Nonbinary gender option on driver's licenses and identification cards.	PSD Field and licensing support	19-01-106	19-14-105	
308-20	Cosmetology—Barber—Manicurist—Esthetician rules.	BPD Cosmetology program	19-03-164		
308-56A-460	Destroyed or wrecked vehicle—Reporting—Rebuilt.	PSD Driver and vehicle records		19-08-082	
308-420-250 308-420-260 308-420-270	Repealing WAC, Camping resorts—Contracts—Resale, etc.	BPD Real estate—Camp resort	19-07-086		
308-409-030	Licensure and renewal to clarify language referring to the expiration dates.	BPD Real estate—Appraisal management companies	19-07-069		
308-17	Private investigative agencies and private investigators.	BPD Public protection support services	19-07-067		
308-18	Private security guard companies and private security guards.	BPD Public protection support services	19-07-068		
308-124A-740	Firm license renewal.	BPD Real estate	19-07-082		
308-19	Bail bond agencies and bail bond agents.	BPD Public protection support services	19-07-072		

WAC Chapter or Section(s)	Rule Title	Division/Program	Preproposal (CR-101) WSR # and Date	Proposal (CR-102) Expedited (CR-105) WSR # and Date	Permanent (CR-103P) Emergency (CR-103E) WSR # and Date
308-124-305 308-124-310 308-124	*Application of brief adjudicative proceedings. *Preliminary record in brief adjudicative proceedings. *Conduct of brief adjudicative proceedings. *Hearing procedure.	BPD Real estate program	19-07-083		
308-127-310 308-127-320 308-127-330	*Application of brief adjudicative proceedings. *Preliminary record in brief adjudicative proceedings. *Conduct of brief adjudicative proceedings. *Hearing procedure.	BPD Real estate—Time-share	19-07-084		
308-127	Timeshare.	BPD Real estate—Time-share	19-07-030		
308-12	Architects.	BPD Architects program	19-07-064		
196-20	Engineers-in-training.	BPD Board of registration for professional engineers and land surveyors	19-07-065		
308-96A	Vehicle licenses (creating a new section).	PSD Driver and vehicle records	19-11-096	19-15-132	
308-96A-074	Collector vehicle and restored license plates.	PSD Driver and vehicle records	16-24-085	19-13-040	
308-61-158	Storage of vehicles.	BPD Vehicle transport and disposal program		19-13-042	
308-124A-720 308-124H-820	*Application for real estate examination, licensed in another jurisdiction. *General requirements for course approval.	BPD Real estate program	19-15-048		

WAC Chapter or Section(s)	Rule Title	Division/Program	Preproposal (CR-101) WSR # and Date	Proposal (CR-102) Expedited (CR-105) WSR # and Date	Permanent (CR-103P) Emergency (CR-103E) WSR # and Date
Title 98 WAC 308-47 308-48 308-49	*Title 98 WAC, Licensing, department of (cemetery board). *Rules of procedure for cremation. *Funeral directors and embalmers. *Prearrangement funeral services.	BPD Funeral and ceme- tery board	19-15-052		
308-101-030	Computation of time.	PSD Hearings and inter- views unit	19-15-047		

ANTICIPATED RULE MAKING

WAC Chapter or Section(s)	Rule Title	Division/Program
308-100-033	Minimum training requirements.	PSD CDL program
308-100-005	Definitions.	PSD CDL program
New chapter	Motorcycle safety.	PSD Motorcycle safety program

Damon Monroe
Rules Coordinator

WSR 19-16-083

AGENDA

MILITARY DEPARTMENT

[Filed August 1, 2019, 7:01 a.m.]

Semi-Annual Rule-Making Agenda
(July 1 - December 31, 2019)

Listed below is the Washington military department's semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

If you have questions about the agenda please contact Cynthia Whaley, Military Department Rules Coordinator, Building 1, Camp Murray, WA 98430, phone 253-512-8110, email cynthia.whaley@mil.wa.gov.

WAC Citation	Subject Matter	Agency Contact	Current Activity		
			CR-101	CR-102	CR-103
118-04	Updating the rules to the emergency worker program.	Chris Long 253-512-7024, chris.long@mil.wa.gov	To be determined	To be determined	To be determined
118-30	Updating the rules to the local emergency management/services organizations, plans and programs.	Michael Roberson 253-512-7065 michael.roberson@mil.wa.gov	5/17/2013	To be determined	To be determined
118-40	Updating the rules to the hazardous chemical emergency response planning and community right-to-know reporting.	Sue Vezeau 253-512-7014 Sue.Vezeau@mil.wa.gov	To be determined	To be determined	To be determined

WSR 19-16-093
PUBLIC RECORDS OFFICER
OFFICE OF
ADMINISTRATIVE HEARINGS

[Filed August 1, 2019, 1:11 p.m.]

Pursuant to RCW 42.56.580, the public records officer for the office of administrative hearings is Shannon Goudy, P.O. Box 42488, Olympia, WA 98504-2488, phone 360-407-2700, fax 360-664-8721, email publicrecords@oah.wa.gov.

Lorraine Lee
 Chief Administrative Law Judge

WSR 19-16-096
AGENDA
PUBLIC DISCLOSURE COMMISSION

[Filed August 1, 2019, 3:19 p.m.]

Rules Development Agenda
 July 31, 2019 - January 31, 2020

Amend, repeal and add new sections to Title 390 WAC disclosing contributions from political committees to other political committees.	The permanent rule-making process is currently underway.	Implementing ESHB 1379, chapter 261, Laws of 2019.
Amend, repeal and add new sections to Title 390 WAC. The new law concerns the efficient administration of campaign finance and public disclosure reporting and enforcement.	Emergency rules are in effect and the permanent rule-making process is currently underway.	Implementing SHB 1195, chapter 428, Laws of 2019.

WSR 19-16-100
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH

(Board of Denturists)

[Filed August 2, 2019, 8:28 a.m.]

In accordance with the Open Public Meeting[s] Act (chapter 42.30 RCW) and the Administrative Procedures [Procedure] Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health (DOH), board of denturists, for the year 2019. The board of denturists meetings are open to the public and access for per-

sons with disabilities may be arranged with advance notice; please contact the staff person below for more information.

Agendas for the meetings listed below are made available in advance via GovDelivery and the DOH web site (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the board of denturists reserves the right to change or amend agendas at the meeting.

Date	Time	Location
October 25, 2019	1:00 p.m.	DOH Town Center 3 Room 224 243 Israel Road S.E. Tumwater, WA
December 13, 2019	8:00 a.m.	Webinar

If you need further information, please contact Vicki Brown, Program Manager, Board of Denturists, DOH, P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-4865, fax 360-236-2901, vicki.brown@doh.wa.gov, www.doh.wa.gov.

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

WSR 19-16-105
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH
 (Board of Osteopathic Medicine and Surgery)

[Filed August 2, 2019, 10:22 a.m.]

In accordance with the Open Public Meetings Act (chapter 42.30 RCW) and the Administrative Procedure Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health, board of osteopathic medicine and surgery, for the year 2020. The board of osteopathic medicine and surgery meetings are open to the public and access for persons with disabilities may be arranged with advance notice; please contact the staff person below for more information.

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

Date	Time	Location
February 7, 2020	9:00 a.m.	Kent
March 30, 2020	9:00 a.m.	Yakima
May 8, 2020	9:00 a.m.	Kent
June 12, 2020	9:00 a.m.	Kent
July 24, 2020	9:00 a.m.	Kent

Date	Time	Location
September 11, 2020	9:00 a.m.	Kent
October 23, 2020	9:00 a.m.	Kent
December 4, 2020	9:00 a.m.	Kent

If you need further information, please contact Tracie Drake, Program Manager, Washington Department of Health, Board of Osteopathic Medicine and Surgery, P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-4766, fax 360-236-2901, email Tracie.Drake@doh.wa.gov, web www.doh.wa.gov.

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

WSR 19-16-109

NOTICE OF PUBLIC MEETINGS

CENTRAL WASHINGTON UNIVERSITY

[Filed August 2, 2019, 3:37 p.m.]

The university's board of trustees meetings for the next academic year are listed below.

Regular meetings of the Central Washington University board of trustees will be held at 9:00 a.m. in Barge Hall, Room 412, on the Central Washington University Ellensburg campus, except where noted, on the following dates:

- October 16-18, 2019 (annual planning retreat)
- February 20 and 21, 2020
- May 14 and 15, 2020
- July 23 and 24, 2020

WSR 19-16-110

NOTICE OF PUBLIC MEETINGS

WALLA WALLA

COMMUNITY COLLEGE

[Filed August 5, 2019, 7:10 a.m.]

The Walla Walla Community College board of trustees has changed the following regular meeting:

- From: August 21, 2019.
- To: August 29, 2019.

If you need further information, please contact Jerri Ramsey, 500 Tausick Way, Walla Walla, WA 99362, phone 509-527-4274, email jerri.ramsey@wwcc.edu, www.wwcc.edu.

WSR 19-16-113

NOTICE OF PUBLIC MEETINGS

SOUTH PUGET SOUND

COMMUNITY COLLEGE

[Filed August 5, 2019, 9:06 a.m.]

In compliance with RCW 42.30.075, the following is [are] the 2019-2020 regular meetings of the board of trustees of South Puget Sound Community College, District 24:

- Tuesday, September 10, 2019 2:30 p.m.
- Tuesday, October 8, 2019 2:30 p.m.
- Tuesday, November 12, 2019 2:30 p.m.
- Tuesday, December 10, 2019 2:30 p.m.
- Tuesday, January 14, 2020 2:30 p.m.
- Tuesday, February 11, 2020 2:30 p.m.
- Tuesday, March 10, 2020 2:30 p.m.
- Tuesday, April 14, 2020 2:30 p.m.
- Tuesday, May 12, 2020 2:30 p.m.
- Tuesday, June 9, 2020 2:30 p.m.

If you have any questions, please contact Diana Toledo at 360-596-5206.

WSR 19-16-119

SUPERINTENDENT OF

PUBLIC INSTRUCTION

[Filed August 5, 2019, 11:51 a.m.]

NOTICE OF PUBLIC HEARING

WAC 392-125-010

EDUCATIONAL SERVICE DISTRICT ACCOUNTING MANUAL

Public Hearing/Written Comments: A public hearing adopting changes relating to the 2019-2020 Accounting Manual for Educational Service Districts, in accordance with WAC 392-125-010 will be held on **September 10, 2019, at 10:00 a.m.**, at the Office of Superintendent of Public Instruction, Wanamaker Conference Room, 600 South Washington Street, Olympia, WA 98501.

Written comments may be submitted by September 10, 2019, 5:00 p.m. Submit written comments to the Office of Superintendent of Public Instruction, ATTN: Paul Stone, School Apportionment and Financial Services, email Paul.Stone@k12.wa.us, mailing address P.O. Box 47200, Olympia, WA 98504-7200.

Chris P. S. Reykdahl
State Superintendent
of Public Instruction

WSR 19-16-120
NOTICE OF PUBLIC MEETINGS
FREIGHT MOBILITY
STRATEGIC INVESTMENT BOARD
 [Filed August 5, 2019, 1:55 p.m.]

2020 FMSIB Meeting Schedule

January 24	Olympia
March 20	Tacoma
May 27-28	Stevenson
September 18	Walla Walla
November 20	Spokane

TO: Board Retreat Meeting, September 10, 2019, from 9:00 a.m. to 5:00 p.m., DoubleTree Hotel, 415 Capitol Way North, Olympia, WA, and **Regular Board Meeting**, September 11, 2019, from 9:00 a.m. to 5:00 p.m., Room 172, Natural Resources Building, 1111 Washington Street S.E., Olympia, WA.

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

RCO 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.

WSR 19-16-122
NOTICE OF PUBLIC MEETINGS
RECREATION AND CONSERVATION
OFFICE

(Salmon Recovery Funding Board)
 [Filed August 5, 2019, 3:09 p.m.]

Notice of Change to Retreat Meeting

The salmon recovery funding board is changing the **location** and **time** of the retreat meeting scheduled for September 10, 2019:

FROM: September 10, 2019 from 9:00 a.m. to 4:30 p.m., Room 200, Olympia Community Center, 222 Columbia Street N.W., Olympia, WA 98501 and September 11, 2019, from 9:00 a.m. to 5:00 p.m., Room 172, Natural Resources Building, 1111 Washington Street S.E., Olympia, WA.

WSR 19-16-123
AGENDA
WASHINGTON STATE PATROL
 [Filed August 6, 2019, 6:45 a.m.]

Pursuant to RCW 34.05.314, below is the Washington state patrol's semi-annual rules development agenda for July 1 - December 31, 2019.

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

Please contact Kimberly Mathis at 360-596-4017 or Kimberly.mathis@wsp.wa.gov if you have any questions.

Semi-Annual Rules Development Agenda
July 1 - December 31, 2019

Chapter(s)	Rule Subject	Proposed Timeline			Brief Description of Changes
		CR-101	CR-102	CR-103	
204-50-050	Ignition interlock devices	6/20/2018	TBD	TBD	This rule making will provide clarification to the existing language of interlock device modifications, variable calibrations and related procedures and to ensure the rules reference[s] are in compliance with current laws.
204-50-070	Ignition interlock devices	6/20/2018	TBD	TBD	This rule making will provide clarification to the existing language of interlock device modifications, variable calibrations and related procedures and to ensure the rules reference[s] are in compliance with current laws.
204-50-092	Lockout override	TBD	TBD	TBD	New rule making will accommodate a secure and reliable method of remotely unlocking ignition interlock devices during a lockout condition.

Chapter(s)	Rule Subject	Proposed Timeline			Brief Description of Changes
		CR-101	CR-102	CR-103	
204-50-090	Interlock security	TBD	TBD	TBD	This rule making is necessary to ensure the rules are up-to-date, consistent with industry practice, for rule clarity, to simplify the rules, and for possible house-keeping changes.
204-91A-120	Registered tow truck— Business hours and records	9/17/2018	TBD	TBD	This rule making is necessary to ensure the rules are up-to-date with the passage of SHB 1218 during the 2017 legislative session, this change will ensure the rules reference[s] will comply with current laws in Washington.
204-91A-140	Registered tow truck— Fees	9/17/2018	TBD	TBD	This rule making is necessary to ensure the rules are up-to-date with the passage of SHB 1218 during the 2017 legislative session, this change will ensure the rules reference[s] will comply with current laws in Washington.
212-12	Fire marshal standards	TBD	TBD	TBD	This rule making is necessary to ensure the rules are up-to-date, consistent with industry practice, for rule clarity, to simplify the rules, and for possible house-keeping changes.
212-44	Child birth centers	TBD	TBD	TBD	This rule making is necessary to ensure the rules are up-to-date, consistent with industry practice, for rule clarity, to simplify the rules, and for possible house-keeping changes.
212-51	Assisted living facilities	TBD	TBD	TBD	This rule making is necessary to ensure the rules are up-to-date, consistent with industry practice, for rule clarity, to simplify the rules, and for possible house-keeping changes.
212-10	Smoke detection devices	TBD	TBD	TBD	This rule making is necessary to ensure the rules are up-to-date, consistent with industry practice, for rule clarity, to simplify the rules, and for possible house-keeping changes.
212-51	Above ground used oil tanks	TBD	TBD	TBD	This rule making is necessary to ensure the rules are up-to-date, consistent with industry practice, for rule clarity, to simplify the rules, and for possible house-keeping changes.
204-36	Authorized emergency vehicle permit	TBD	TBD	TBD	This rule making is necessary to ensure the rules are up-to-date, consistent with industry practice, for rule clarity, to simplify the rules, and for possible house-keeping changes.

Kimberly Mathis
Rules Coordinator

WSR 19-16-124
NOTICE OF PUBLIC MEETINGS
COUNTY ROAD
ADMINISTRATION BOARD

[Filed August 6, 2019, 9:09 a.m.]

MEETING NOTICE: October 24, 2019
 County Road Administration Board
 2404 Chandler Court S.W.
 Suite 240
 Olympia, WA 98502
 1:00 - 5:00 p.m.
 Possible executive session

MEETING NOTICE: October 25, 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 19-16-125
DEPARTMENT OF ECOLOGY

[Filed August 6, 2019, 9:41 a.m.]

PUBLIC NOTICE

Announcing the Draft Vessel Deconstruction General Permit for Review and Comment

The Washington state department of ecology (ecology) proposes to reissue the vessel deconstruction national pollutant discharge elimination system (NPDES) and state waste discharge general permit (permit). The permit was last issued in October 2014, and is scheduled to expire at the end of November 2019. The new draft permit and fact sheet, which explains the technical bases for the permit, are available for review and public comment from **August 21, 2019, through 11:59 p.m. on September 27, 2019**. Ecology will host informational workshops and public hearings on the draft permit.

Purpose of the Permit: The permit provides statewide coverage for the deconstruction of vessels over water, including deconstruction activities that occur on a drydock, barge, or pier. The vessel deconstruction general permit does not provide coverage to facilities that are covered under the boatyard general permit or an individual permit that allows this activity. Vessel deconstruction does not include disturbances incidental to vessel retrieval. The purpose of the permit is to control the discharge of pollutants from stormwater, drydock floodwater, and nonstormwater discharges associated with

vessel deconstruction activities into waters of the state. Under federal and state water quality laws (Federal Clean Water Act and State Water Pollution Control Act), a permit is required for the discharge of these wastewaters. Entities that conduct vessel deconstruction activities over water and that discharge wastewater either directly or indirectly to waters of the state must obtain permit authorization for their discharge.

Applying for Coverage under the Permit: Facilities that have already applied for coverage by June 3, 2019, and are covered under the existing permit will be covered under the new permit. New or unpermitted facilities may obtain coverage under the permit by submitting a complete permit application to ecology and satisfying all applicable public notice and State Environmental Policy Act requirements (WAC 173-226-200). Access to the application is available online at <https://ecology.wa.gov/vesseldeconstruction>.

Copies of the Draft Permit and Fact Sheet: The draft permit and fact sheet will be available online by the end of day on August 21, 2019 (<https://ecology.wa.gov/vesseldeconstruction>). You may also request copies from Dena Jaskar at 360-407-6401, or email dena.jaskar@ecy.wa.gov.

Submitting Written Comments: Ecology will accept written comments on the draft permit and fact sheet from August 21, 2019, through **11:59 p.m. on September 27, 2019**. Ecology prefers comments to be submitted online via the eComment form on the permit web page (link provided below). Comments should reference specific permit text when possible.

You may submit comments:

Online via the eComment form: <http://ws.ecology.commentinput.com/?id=7QNeP> (*preferred method*).

By mail: Send to Adrien Carroll-Perkins (see address information below).

All comments must be postmarked or submitted online no later than September 27, 2019.

Public Workshops and Hearings: The purpose of the workshop is to explain the general permit and to answer questions prior to the formal public hearing. The purpose of the hearing is to provide an opportunity for people to give formal oral testimony and written comments on the proposed draft permit. Oral testimony will receive the same consideration as written comments. The public hearing will begin immediately following each workshop and will conclude when testimony is complete.

The workshops and hearings will held on these dates/times:

On Monday, September 23, at 6:00 p.m., Webinar*, join the webinar at <https://bit.ly/2MpkqSU>; and on **Tuesday, September 24, 2019, at 1:30 p.m.,** South Seattle College, Georgetown Campus, Gene C. Colin Education Hall, Room C110, 6737 Corson Avenue South, Seattle, WA 98108, *there is a \$3 parking fee at this location.*

* The workshop and hearing on September 23, 2019, will be offered via webinar where individuals may view the presentation and provide testimony via computer or mobile device.

Issuing the Permit: After ecology receives and considers all public comments, we will make a final decision on permit issuance. Ecology expects to make a decision on the draft general permit in November 2019.

Ecology Contact: Adrien Carroll-Perkins, Washington State Department of Ecology, Water Quality Program, P.O. Box 47696, Olympia, WA 98504-7696, email adrien.carroll-perkins@ecy.wa.gov phone 360-407-7386.

WSR 19-16-127
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
ENTERPRISE SERVICES
 (State Capitol Committee)
 [Filed August 6, 2019, 9:56 a.m.]

Following is the state capitol committee 2019 meeting dates, times and location(s):

Date	Time	Location
March 14, 2019	10:00 a.m. to 12:00 p.m.	Senate Rules Room 2nd Floor Legislative Building 416 Sid Snyder Avenue S.W. Olympia, WA
June 20, 2019 July 11, 2019	10:00 a.m. to 12:00 a.m. [p.m.]	Senate Rules Room 2nd Floor Legislative Building 416 Sid Snyder Avenue S.W. Olympia, WA
October 17, 2019 September 19, 2019	10:00 a.m. to 12:00 p.m.	Joint Committee Meeting with SCC/CCDAC Senate Rules Room 2nd Floor Legislative Building 416 Sid Snyder Avenue S.W. Olympia, WA
December 12, 2019	10:00 a.m. to 12:00 p.m.	Senate Rules Room 2nd Floor Legislative Building 416 Sid Snyder Avenue S.W. Olympia, WA

If you have any questions, please contact Shari Bartell at 360-407-9248 or Kevin Dragon at 360-407-7956.

WSR 19-16-128
NOTICE OF PUBLIC MEETINGS
RECREATION AND CONSERVATION
OFFICE
 (Invasive Species Council)
 [Filed August 6, 2019, 10:32 a.m.]

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

FROM: September 26, 2019, from 9:00 a.m. to 3:00 p.m. (optional field tour from 1:00 to 3:00 p.m.), Washington State Department of Transportation, North Central Region, Area 3

Maintenance Office, 28862 Highway 97, Okanogan, WA 98840.

TO: September 26, 2019, from 9:00 a.m. to **4:00 p.m.** (optional field tour from 1:00 to **4:00 p.m.**), 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, or the WISC web site 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.

WSR 19-16-134
NOTICE OF PUBLIC MEETINGS
HEALTH CARE AUTHORITY
 (Children's Mental Health Workgroup)
 [Filed August 6, 2019, 12:42 p.m.]

NOTICE

Following is a schedule of regular meetings for the children's mental health workgroup (CMHWG) meetings for 2019:

Date	Time	Location
October 1, 2019 Tuesday	1:00 to 5:00 p.m.	John L. O'Brien Building Capitol Campus Hearing Room A
December 5, 2019 Thursday	1:00 to 5:00 p.m.	John L. O'Brien Building Capitol Campus Hearing Room A

Contact Rachel Burke, Behavioral Health and Prevention, 626 8th Avenue S.E., Olympia, WA 98501, phone 360-725-5276, TTY 711, fax 360-923-2766, email rachel.burke@hca.wa.gov, web site <https://www.hca.wa.gov/search/site/cmhwg>.

WSR 19-16-135
NOTICE OF APPEAL
OFFICE OF THE GOVERNOR
 [Filed August 6, 2019, 1:26 p.m.]

NOTICE OF APPEAL
 RCW 34.05.330(3)

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

On August 6, 2019, the Governor's Office received an appeal from Bob Oury, President of Pace Material Handling, Inc., relating to the Washington State Department of Labor & Industries' denial of a petition to repeal or amend WAC 296-96-05000.

DATE: August 6, 2019

Taylor Wonhoff
 Deputy General Counsel
 to the Governor

WSR 19-16-136
AGENDA
OFFICE OF
ADMINISTRATIVE HEARINGS
 [Filed August 6, 2019, 2:05 p.m.]

Semi-Annual Rule-Making Agenda
July - December 2019

The office of administrative hearings (OAH) prepares a semi-annual rule-making agenda in January and July of each year to inform the public of upcoming rule changes. Pursuant to RCW 34.05.314, the agenda is published in the Washington State Register.

OAH encourages the public to be involved in the rule-making process by attending public hearings and submitting comments on proposed rules. To stay informed of our rule-making progress, please visit our agency web site at www.oah.wa.gov.

WAC Citation	Subject Matter and Purpose	Current Activity		
		CR-101	CR-102 or CR-105	CR-103
10-08-110	Adjudicative proceedings—Filing and service of papers. This proposed rule amendment would allow for electronic filing of appeal records with OAH.	WSR 19-12-047 Filed 5/31/2019	Expected filing 8/2019	Expected filing 9/2019

WSR 19-16-140
DEPARTMENT OF ECOLOGY
 [Filed August 6, 2019, 4:01 a.m.]

PUBLIC NOTICE

**Announcing Washington State Department of Ecology's
 Preliminary Determination to Develop a Puget Sound
 Nutrients General Permit**

Purpose of the Permit: The department of ecology is proposing to write a general permit to address and control nutrient discharges from domestic wastewater treatment plants (WWTPs) that discharge to marine or estuarine waters of Puget Sound.

Excess nutrients can cause too much plant and algae growth which ultimately depletes dissolved oxygen (oxygen). Many parts of Puget Sound have oxygen levels that do not meet our state's water quality standards and that fall below what is needed for marine life to thrive. Discharges of excess nutrients to Puget Sound from WWTPs are significantly contributing to low dissolved oxygen levels in Puget Sound.

Additional information about this preliminary determination, including a focus sheet and potential permittee list, can be found at <https://ecology.wa.gov/wqgenpermits> beginning on August 21, 2019. No permit language has been drafted at this time.

Submitting Written Comments: We are requesting comments regarding the appropriateness of ecology's proposal to develop a general permit to control and reduce nutrients in discharges from WWTPs to Puget Sound. In addition, this comment period is an opportunity for stakeholders and the general public to provide other information relevant to WWTPs and Puget Sound water quality. For example, you may submit any documented information on the characteristics of the discharge (individually or categorically) including

effluent quantity, quality, and any receiving water impacts. **This comment period begins on August 21, 2019, and ends October 21, 2019, at 11:59 p.m.** Please submit comments via:

Online: <http://ws.ecology.commentinput.com/?id=HMk9A> (*preferred method*).

Mail: Water Quality Permit Coordinator, Department of Ecology, Northwest Regional Office, 3190 160th Avenue S.E., Bellevue, WA 98008-5452.

Permit Development and the Public Notice Process: All persons interested in the permit process may request to be placed on the Puget Sound nutrients general permit listserv to receive updates on this proposed permit. To sign up for the listserv visit <http://listserv.ecology.wa.gov/scripts/wa-ECOLOGY.exe?A0=NUTRIENTS-PERMIT>. Please subscribe or unsubscribe using the drop-down menu on the right-hand side of the screen.

After the close of the comment period, ecology will consider all comments and make a final decision whether or not to develop a general permit. Ecology will not prepare public responses to the comments received during this comment period.

Ecology Contact: If you have questions about the preliminary determination, please contact Maia Hoffman, 425-649-7146, psnutrientsgp@ecy.wa.gov.

ADA Accommodation: To request ADA accommodation including materials in a format for the visually impaired, visit [https://ecology.w\[wa\].gov/accessibility](https://ecology.w[wa].gov/accessibility), call ecology at 360-407-6831, relay service 711, or TTY 877-833-6341.

Availability in Alternate Languages: If you need this document in a language other than English, call Maia Hoffman at 425-649-7146.

WSR 19-16-141
AGENDA
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed August 6, 2019, 4:36 p.m.]

Following is the department of social and health services semi-annual rule-making agenda for July 1 - December 31, 2019. 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 - December 31, 2019

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					
	388-112A	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	WSR 19-11-062 Filed 5/15/2019 WSR 18-19-108 Filed 9/19/2018	
	388-113 and 388-71	The department is considering amending and repealing existing sections and adding new sections in "disqualifying crimes and negative actions" and "home and community services and programs" 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 18-17-146 Filed 8/21/2018		
	388-106-0075 388-106-0090 388-106-0100 388-106-0033 388-106-0130 388-106-0095 388-106-0010	The department is planning to amend "how is my need for personal care services assessed in CARE?," "how does the CARE tool measure cognitive performance?," "how does the CARE tool measure mood and behaviors?," "when may I receive services in a facility contracted to provide specialized dementia care services?," "how does the department determine the number of hours I may receive for in-home care?," "how does the CARE tool measure clinical complexity?," "what definitions apply to this chapter?," and other related rules as may be required to be consistent with changes, a majority of which are label changes, made to comprehensive assessment and reporting evaluation (CARE) tool as part of CARE modernization.	WSR 19-10-051 Filed 4/29/2019		
Management Services Division					
	388-96-905	The department is planning to amend "case mix accuracy review of MDS nursing facility resident assessments" and other related rules as may be required.	WSR 18-22-128 Filed 11/7/2018		
	388-96-808	The department is planning to amend "Change of ownership—Assignment of department's contract" and other related rules as may be required.	WSR 19-06-059 Filed 3/5/2019		
	388-105-0005	The department is amending to update the tables of rates in WAC 388-105-0005 to reflect rates consistent with Legislative appropriation and direction.		WSR 19-15-085 Filed 7/19/2019	WSR 19-14-070 Filed 6/28/2019

Administration/ Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR-105 Filings	CR-103E Filings
Residential Care Services Division					
	388-78A	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-3181, 388-78A-3183, 388-78A-3190, 388-78A-3200, and other related rules as may be required to assure compliance with requirements of HB [EHB] 2750 passed by the 2018 legislature.	WSR 18-11-069 Filed 5/15/2018	WSR 19-12-117 Filed 6/5/2019 WSR 19-04-080 Filed 2/4/2019 WSR 18-20-016 Filed 9/21/2018	
	388-78A	The department is planning to add new sections, repeal existing sections, and amend sections in "assisted living facility licensing rules" related to tuberculosis screening.	WSR 18-17-087 Filed 8/14/2018		
	388-76	The department is planning to add new sections, repeal existing sections, and amend sections in "adult family home minimum licensing requirements" related to tuberculosis screening.	WSR 18-17-088 Filed 8/14/2018		
	388-107	The department is proposing to add new sections, repeal existing sections, and amend sections in "licensing requirements for enhanced services facilities" related to tuberculosis screening.	WSR 18-17-098 Filed 8/15/2018		
	388-97	The department is proposing to add new sections, repeal existing sections, and amend sections in "nursing homes" related to tuberculosis screening.	WSR 18-17-099 Filed 8/15/2018		
	388-78A	The department is considering adding new sections and repealing and amending existing sections in "assisted living facility licensing rules" to consolidate the rules related to background checks, negative actions, and CC&S determinations between home and community services, residential services, and DDA.	WSR 18-17-159 Filed 8/21/2018		
	388-97	The department is considering adding new sections and repealing and amending existing sections in "nursing homes" including WAC 388-97-1790, 388-97-1800, 388-97-1820, and other related rules as maybe required.	WSR 18-17-175 Filed 8/22/2018		
	388-76	The department is considering adding new sections and repealing and amending existing sections in "adult family home minimum licensing requirements."	WSR 18-17-177 Filed 8/22/2018		
	388-107	The department is considering adding new sections and repealing and amending existing sections in "licensing requirements for enhanced services facilities."	WSR 18-17-178 Filed 8/22/2018		
	388-76-10000 388-76-10105	The department is planning to amend "definitions," "Application—Change of ownership", and other related rules as may be required to clarify rules around entity representatives, ownership entities, and associated issues of adult family homes.	WSR 19-03-013 Filed 1/3/2019	WSR 19-11-105 Filed 5/21/2019	
	388-76	The department is considering amending "adult family home minimum licensing requirements."	WSR 19-03-148 Filed 1/22/2019		
	388-97-4425 388-97-4430 388-97-4440	The department is planning to amend "Notice—Service complete," "Notice—Proof of service," "Appeal rights," and other related rules as may be required.	WSR 19-03-149 Filed 1/22/2019	WSR 19-14-038 Filed 6/26/2019	
	388-76	The department is considering adding a new section to "adult family home minimum licensing requirements" to comply with federal Home and Community Based Services requirements. The department may also amend other related rules as may be required.	WSR 19-03-150 Filed 1/22/2019		
	388-78A	The department is planning to amend sections in the chapter to coordinate with national building code standards.	WSR 19-08-001 Filed 3/20/2019	WSR 19-14-100 Filed 7/2/2019	

Administration/ Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR-105 Filings	CR-103E Filings
	388-97 388-97-1090	The department is planning to add new sections and amend existing sections in "nursing homes," including "direct care hours" and other related rules as may be required.	WSR 19-12-109 Filed 6/5/2019		
	388-101	The department is planning to add a new section and amend other related rules as may be required for the collection of an annual certification fee for certified community residential services and supports.	WSR 19-15-104 Filed 7/22/2019		
Behavioral Health Administration					
	388-855-0045	The department is planning to amend "exempt income" and other related rules as may be required.	WSR 19-15-073 Filed 7/17/2019		
Developmental Disabilities Administration					
	388-845	The department is planning to amend existing sections including WAC 388-845-0600, 388-845-0605, 388-845-0610, 388-845-1410, and other related rules as may be required, and create other new sections in chapter 388-845 WAC.	WSR 19-03-011 Filed 1/3/2019		
	388-826	The department is considering creating new rule sections in the chapter, amending or repealing WAC 388-826-0090 and 388-826-0095 and amending any other related rules as may be required.	WSR 19-06-046 Filed 3/4/2019		
	388-823-0500	The department is planning to amend this section and other related rules as may be required.	WSR 19-12-086 Filed 6/4/2019	WSR 19-16-132 Filed 8/6/2019	
	388-101D-0355 388-101D-0405 388-101D-0410	The department is considering amending these and other related rules as may be required to add instances when a service provide must develop and implement a functional assessment or positive behavior support plan.	WSR 19-14-059 Filed 6/21/2019		
	388-827-0105	The department is considering amending this and other related rules as may be required to clarify eligibility criteria for state supplementary payments.	WSR 19-15-100 Filed 7/22/2019		
	388-829	Overnight planned respite services and other related rules as may be required.	WSR 19-16-101 Filed 8/2/2019		
Economic Services Administration					
Community Services Division					
	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		
	388-444-0030	The department is planning to amend "are able-bodied adults without dependents subject to additional work requirements and time limits to be eligible for basic food?" and other related rules as may be required.	WSR 19-06-047 Filed 3/4/2019	WSR 19-10-045 Filed 4/29/2019	
	388-450-0190	The department is planning to amend "how does the department figure my shelter cost income deduction for basic food?" and other related rules as may be required.	WSR 19-06-049 Filed 3/4/2019	WSR 19-12-051 Filed 5/31/2019	
	388-410-0015	The department is planning to amend "recovery of cash assistance overpayments by mandatory grant deduction" and other related rules as may be required.	WSR 19-09-032 Filed 4/10/2019		
	388-460-0010	The department is planning to amend "do I have an authorized representative for basic food if I live in a treatment center or group home?" and other related rules as may be required.	WSR 19-09-034 Filed 4/10/2019		

Administration/ Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR-105 Filings	CR-103E Filings
	388-408-0040 388-420-010	The department is proposing to amend "how does living in an institution affect my eligibility for basic food?" and "alcohol and drug treatment centers."		WSR 19-10-046 Filed 4/29/2019	
	388-412-0025	The department is planning to amend "how do I receive my benefits?" and other related rules as may be required.	WSR 19-10-050 Filed 4/29/2019		
	388-450-0025	The department is planning to amend "what is unearned income?" and other related rules as may be required.	WSR 19-12-107 Filed 6/5/2019		
	388-414-0001 388-418-0005 388-418-0020 388-470-0005	The department is planning to amend "do I have to meet all eligibility requirements for basic food?," "how will I know what changes to report?," "how does the department determine the date a change affects my cash and basic food benefits?," "how do resources affect my eligibility for cash assistance and basic food?," and other related rules as may be required.	WSR 19-12-108 Filed 6/5/2019		
	388-478-0027	The department is planning to amend "what are the payment standards for pregnant women assistance?" and other related rules as may be required.	WSR 19-13-098 Filed 6/19/2019		WSR 19-14-055 Filed 6/28/2019
	388-482-0005	The department is planning to amend "how does being a student of higher education impact my eligibility for Washington basic food program?" and other related rules as may be required.	WSR 19-13-099 Filed 6/19/2019		WSR 19-16-011 Filed 7/25/2019
	388-478-0015	The department is planning to amend "need standards for cash assistance" and other related rules as may be required.	WSR 19-13-102 Filed 6/19/2019		
	388-310-1600 388-400-0005 388-484-0006	The department is planning to amend "WorkFirst—Sanctions," "who is eligible for temporary assistance for needy families?," and "TANF/SFA time limit extensions," and other related rules as may be required to implement 2SHB 1603 (chapter 343, Laws of 2019).	WSR 19-15-103 Filed 7/22/2019		WSR 19-16-009 Filed 7/25/2019
Division of Child Support (DCS)					
	388-14A	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		
	388-14A-3304 388-14A-3310 388-14A-3315	The department is planning to amend sections in chapter 388-14A WAC in order to streamline procedures regarding the use of a form called the notice to payee.	WSR 18-18-103 Filed 9/5/2018	WSR 19-15-036 Filed 7/11/2019	
	388-14A-5400	The department is planning to amend WAC 388-14A-5400 and other related rules as may be required.	WSR 19-10-033 Filed 4/24/2019	WSR 19-15-102 Filed 7/22/2019	
	388-14A-3323	The department is amending WAC 388-14A-3323 What happens in a hearing on a notice of support owed served under WAC 388-14A-3311?		WSR 19-15-082 Filed 7/18/2019	
	388-14A-3903	DCS intends to amend WAC 388-14A-3903 How does DCS decide whether to petition for modification of a support order? and other related rules as may be required in order to implement §§ 2 and 3 of ESHB 1916, (chapter 275, Laws of 2019), which takes effect on July 28, 2019.	WSR 19-15-101 Filed 7/22/2019		WSR 19-16-013 Filed 7/25/2019
Executive					
Division of Vocational Rehabilitation					
No rule making at this time					

Administration/ Division	WAC Sections	Purpose for Rule Making	CR-101 Filings	CR-102 or CR-105 Filings	CR-103E Filings
Facilities, Finance, and Analytics Administration					
No rule making at this time					
Services and Enterprise Support Administration					
	388-03-160	The department is planning to amend chapter 388-03 WAC, Certification of DSHS spoken language interpreters, translators, employees, and licensed agency personnel (LAPL), and other related rules as may be required.	WSR 19-06-050 Filed 3/4/2019		WSR 19-08-072 Filed 4/2/2019

Katherine Vasquez
Rules Coordinator

WSR 19-16-145
HEALTH CARE AUTHORITY

[Filed August 7, 2019, 8:23 a.m.]

NOTICE

Subject: Medicaid State Plan Amendment (SPA) 19-0026 Health Care for Workers with Disabilities (HWD).

Effective Date: January 1, 2020.

Description: The health care authority (HCA) intends to submit SPA 19-0026 to implement SHB 1199. Effective January 1, 2020, SHB 1199 amends RCW 74.09.540 to modify financial eligibility requirements for the apple health for workers with disabilities (HWD) program. Currently, the income limit for HWD is two hundred twenty percent of the federal poverty level, and the age limit is sixty-five years of age. Effective January 1, 2020, no test for income or age will be used when determining eligibility. For the general population, income will be used only when determining the monthly premium requirement for maintaining eligibility.

SPA 19-0026 is expected to increase the annual aggregate payments for state fiscal years (SFY) as follows:

SFY 2020	SFY 2021	SFY 2022	SFY 2023	SFY 2024	SFY 2025
\$39,000	\$281,000	\$559,000	\$833,000	\$1,067,000	\$1,096,000

SPA 19-0026 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).

Contact Stephen Kozak, Medicaid Eligibility Policy Manager, Medicaid Eligibility, 626 8th Avenue S.E., Olympia, WA 98504, phone 360-725-1343, TRS 711, email stephen.kozak@hca.wa.gov.

WSR 19-16-151
NOTICE OF PUBLIC MEETINGS
NOXIOUS WEED
CONTROL BOARD

[Filed August 7, 2019, 10:14 p.m.]

The updated information of the Washington state noxious weed control board for the September meeting is as follows:

From: Thursday, September 19, at 9:00, Teleconference/online meeting via WebEx and hosted in Room 259, at the Natural Resources Building, 1111 Washington Street S.E., Olympia, WA 98504.

To: Thursday, September 19, at 9:00 at the Asotin County Court House, 135 2nd Street, Asotin, WA 99402. WebEx will be available.

If you need further information contact Mary Fee, P.O. Box 42560, Olympia, WA 98504-2560, phone 360-902-2053, fax 360-902-2094, mfee@agr.wa.gov.