

WSR 20-23-007**PREPROPOSAL STATEMENT OF INQUIRY
CASCADIA COLLEGE**

[Filed November 5, 2020, 4:25 p.m.]

Subject of Possible Rule Making: Cascadia College intends to adopt permanent rules amending the student conduct code, chapter 132Z-115 WAC, incorporating the Supplemental Title IX student conduct procedures adopted as emergency rules on August 14, 2020 (WSR 20-17-065), and adopting such other amendments and updates as may be needed.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140; and Administrative Procedure Act (APA), chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Supplemental Title IX student conduct procedures were adopted as emergency rules under WSR 20-17-065. Adoption of the supplemental procedures as permanent rules is required in order to remain in compliance with federal Title IX requirements.

Process for Developing New Rule: Internal campus review, APA notice and public comment procedures, final approval by the college's board of trustees.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lily Allen, Rules Coordinator, Office of the President, Cascadia College, 18345 Campus Way N.E., Bothell, WA 98011-8205, phone 425-352-8252, fax 425-352-8265, email lallen@cascadia.edu, website www.cascadia.edu.

November 5, 2020
Lily Allen
Rules Coordinator
Executive Assistant to the President

WSR 20-23-008**PREPROPOSAL STATEMENT OF INQUIRY
CENTRAL WASHINGTON UNIVERSITY**

[Filed November 5, 2020, 4:55 p.m.]

Subject of Possible Rule Making: Central Washington University intends to adopt permanent rules amending the student conduct code, chapter 106-125 WAC, incorporating the Supplemental Title IX Student Conduct Procedures adopted as emergency rules on August 14, 2020 (WSR 20-17-053), and adopting such other amendments and updates as may be needed.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.35.120(12); and Administrative Procedure Act (APA), chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Supplemental Title IX Student Conduct Procedures were adopted as emergency rules under WSR 20-17-053. Adoption of the supplemental procedures as permanent rules is required in order to remain in compliance with federal Title IX requirements.

Process for Developing New Rule: Internal campus review, APA notice and public comment procedures, final approval by the university's board of trustees.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kimberly J. Dawson, Office of the President, Central Washington University, 400 East University Way, Ellensburg, WA 98926-7501, phone 509-963-2111, email kimberly.dawson@cwu.edu.

October 5, 2020
Kimberly J. Dawson
Rules Coordinator
Executive Assistant to President

WSR 20-23-022**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF ECOLOGY**

[Order 19-10—Filed November 9, 2020, 10:02 a.m.]

Subject of Possible Rule Making: The department of ecology (ecology) plans to amend chapter 173-224 WAC, Water quality permit fees. The purpose of this chapter is to establish a permit fee system for state waste discharge and national pollutant discharge elimination system (NPDES) permits issued by ecology pursuant to RCW 90.48.160, 90.48.162, or 90.48.260.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 90.48 RCW, Water Pollution Control; RCW 90.48.465 Water discharge fees—Report to the legislature.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 90.48.465 requires ecology to establish, by rule, annual permit fees to recover the cost of administering the wastewater and stormwater permit programs. Ecology adopted chapter 173-224 WAC, Water quality permit fees, in response to this law.

This rule amendment allows ecology to continue recovering expenses in operating and managing the permit programs. Ecology is proposing to increase permit fees for fiscal years 2022 and 2023 to recover the projected program costs next biennium and move closer to payment equity between permit fee categories. Ecology may also propose new permit fee categories, changes to the structure of specific permit fee categories, and technical changes.

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

Process for Developing New Rule: Ecology will follow the standard process for the adoption of rules under the Administrative Procedure Act (chapter 34.05 RCW).

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ligeia Heagy, P.O. Box 47600, Olympia, WA 98504-7600, phone 360-280-3697, people with speech disability may call TTY 877-833-6341, people with impaired hearing may call Washington relay service 711, email wqfee_unit@ecy.wa.gov, website <https://ecology.wa.gov/WQFeeRule>, on our email listserv [no URL provided].

Additional comments: Interested parties can stay informed about the rule making and public involvement opportunities as described above. Ecology will extend an offer for government-to-government consultation with tribal governments during each phase of rule development.

November 9, 2020
Vincent McGowan
Water Quality Program Manager

Additional comments: Interested parties can sign up for notifications regarding the rule-making process by signing up for GovDelivery at <https://public.govdelivery.com/accounts/WADOH/subscriber/new>.

November 9, 2020
Tim Lynch, PharmD, MS, FABC, FASHP, Chair
Pharmacy Quality Assurance Commission

WSR 20-23-027

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

(Pharmacy Quality Assurance Commission)

[Filed November 10, 2020, 8:29 a.m.]

Subject of Possible Rule Making: The pharmacy quality assurance commission (commission) is opening WAC 246-945-056 Schedule V, to consider deleting Epidiolex from the list of Schedule V controlled substances in Washington state in line with changes to federal regulation and in response to a stakeholder petition to do so.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.64.005, 69.50.201.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Epidiolex is an FDA-approved cannabidiol with less than 0.3% THC, used to help treat some seizure disorders. The 2018 Agricultural Improvement Act (2018 Farm Bill) amended the Controlled Substances Act and declassified hemp products with less than 0.3% THC from Schedule I and excluded hemp from the definition of marijuana. Epidiolex remained on Schedule V until April 6, 2020, when the United States Drug Enforcement Agency (DEA) announced that it would no longer be a federally controlled substance. Following this statement and decision from the 2018 Farm Bill, the commission received a petition from stakeholders to update their rules to reflect the change. In response to the federal change, stakeholder petition, and in support of the COVID-19 pandemic response, the commission implemented emergency rules to delete Epidiolex from the list of Schedule V controlled substances on July 10, 2020, under WSR 20-15-059. This proposal is opening WAC 246-945-056 to consider making the emergency rule permanent and align Washington regulation with the federal decision.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The DEA stated in April 2020, that Epidiolex is no longer subject to the Controlled Substances Act nor considered a controlled substance. Although changes have not yet been codified in C.F.R., hemp was excluded from the definition of marijuana by the 2018 Farm Bill and is no longer considered a controlled substance.

Process for Developing New Rule: Collaborative.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lindsay Trant, P.O. Box 47852, phone 360-236-2932, fax 360-236-2321, TTY 711, email PharmacyRules@doh.wa.gov.

WSR 20-23-032

PREPROPOSAL STATEMENT OF INQUIRY CENTRALIA COLLEGE

[Filed November 10, 2020, 9:58 a.m.]

Subject of Possible Rule Making: Student conduct code with Title IX update.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 34.05 RCW; and RCW 28B.50.140(13); 20 U.S.C. § 1092(f); Title IX of the Education Amendments of 1972, 20 U.S.C. § 1681 et seq.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: On May 19, 2020, the Federal Register printed amendments to Title IX regulations (85 F.R. 30575). The new regulations address the grievance process for formal complaints of sexual harassment. The emergency WAC is currently in effect. This will permanently update the college's student conduct code to be compliant with federal regulations.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Department of Education.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Robert Cox, 600 Centralia College Boulevard, Centralia, WA 98531, phone 360-623-8385, email robert.cox@centralia.edu, website Centralia.edu.

November 10, 2020
Robert Cox
Vice President of Student Services

WSR 20-23-035

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

[Filed November 10, 2020, 11:12 a.m.]

Subject of Possible Rule Making: Monthly rate authorizations for the working connections and seasonal child care subsidy programs.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.216.055 and 43.216.065.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The child care subsidy programs offer child care payment assistance for families who meet an income threshold and participate in program-approved activities. The department determines how many

units of full-day or half-day child care a family is eligible to reach each month by considering how many hours are spent performing the approved activities each week and whether the children needing care attend school. Beginning in fiscal year 2022, the department of children, youth, and families intends to authorize monthly rates that are expected to simplify authorizations and reduce over-authorization. Monthly rate authorizations are expected to benefit child care providers by simplifying billing, reducing the risk of overpayments that must be repaid, and allowing for better financial planning, all of which may potentially attract more providers to the subsidy programs.

Process for Developing New Rule: Collaborative.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Toni Sebastian, P.O. Box 40970, Olympia, WA 98504-0970, phone 206-200-0824, email toni.sebastian@dcyf.wa.gov, website <https://dcyf.wa.gov/>.

November 10, 2020
Brenda Villarreal
Rules Coordinator

WSR 20-23-049
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed November 12, 2020, 2:33 p.m.]

The health care authority (HCA) requests withdrawal of the Preproposal statement of inquiry filed as WSR 19-16-143 on August 6, 2019, and distributed in the 19-16 State Register. HCA is not planning to pursue this rule making at this time.

Wendy Barcus
Rules Coordinator

WSR 20-23-054
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Aging and Long-Term Support Administration)

[Filed November 13, 2020, 11:50 a.m.]

Subject of Possible Rule Making: The department is considering amending WAC 388-101-3020 Compliance, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.26.040, 71A.12.030, 71A.12.080, 74.34.-165.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rule making is necessary to incorporate 2SHB 1651 (chapter 271, Laws of 2020) into rules. This passed legislation requires the department to adopt rules as necessary to provide oversight and enforcement of provider practices related to developmental disabilities

administration client rights for providers licensed or certified by the department.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other federal or state agencies regulate this subject.

Process for Developing New Rule: The department will use a collaborative rule-making process and notify stakeholders of the opportunity to participate in development, review, and comment on the amended draft rule prior to proposing the amendment for adoption.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Antonietta Lettieri-Parkin, Policy Program Manager, P.O. Box 45600, Olympia, WA 98504-5600, phone 509-363-3549, fax 360-725-3224, email antonieta.letteri-parkin@dshs.wa.gov.

November 13, 2020
Katherine I. Vasquez
Rules Coordinator

WSR 20-23-055
PREPROPOSAL STATEMENT OF INQUIRY
COMMUNITY COLLEGES
OF SPOKANE

[Filed November 13, 2020, 12:16 p.m.]

Subject of Possible Rule Making: Community Colleges of Spokane (CCS), chapter 132Q-10 WAC, Standards of conduct for students.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 34.05 RCW; and RCW 28B.50.140(13); 20 U.S.C. § 1092(f); Title IX of the Education Amendments of 1972, 20 U.S.C. § 1681 et seq.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: On May 19, 2020, the Federal Register printed amendments to Title IX regulations (85 F.R. 30575). The new regulations address the grievance process for formal complaints of sexual harassment and took effect on August 14, 2020. This required emergency updates to the college's student conduct code to be compliant with federal regulations. In addition, on August 4, 2020, the Washington Court of Appeals Division III filed an opinion regarding academic misconduct in the *Daniel Nelson v. Spokane Community College* case (No. 36556-5-III). CCS will provide clarification regarding its treatment of academic misconduct to ensure compliance with the decision of the court of appeals.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: CCS is required by the United States Department of Education to comply with the recently adopted Title IX regulations, which took effect on August 14, 2020. This is the permanent filing to follow up the emergency CR-103E filing.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John O'Rourke, 501 North Riverpoint

Boulevard, Mailstop 1006, Spokane, WA 99217-1006, phone 509-434-5185, fax 509-434-5279, TTY 1-800-833-6384 or 711, email john.orourke@ccs.spokane.edu, website https://ccs.spokane.edu/About-Us/Public-Disclosures#RuleMaking.

November 13, 2020
John O'Rourke
Grants and Contracts Manager

WSR 20-23-056
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
HORSE RACING COMMISSION

[Filed November 13, 2020, 12:18 p.m.]

The Washington horse racing commission would like to withdraw from publication our Preproposal statement of inquiry (CR-101), WSR 20-19-064, filed on September 11, 2020.

Contact Douglas L. Moore if you have any questions.

Douglas L. Moore
Executive Secretary

WSR 20-23-072
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed November 16, 2020, 2:19 p.m.]

Subject of Possible Rule Making: Title 181 WAC, preparation and credentialing rule making.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 28A.410 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The professional educator standards board is tasked with oversight and regulation of rules regarding educator preparation and certification. Potential changes in these rules address issues identified by the board or impacted stakeholders.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Not applicable.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Maren Johnson, 600 Washington Street S.E., Olympia, WA 98504, phone 360-725-6264, email maren.johnson@k12.wa.us, website www.pesb.wa.gov.

November 16, 2020
Maren Johnson
Rules Coordinator

WSR 20-23-073
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed November 16, 2020, 3:26 p.m.]

Subject of Possible Rule Making: Title 181 WAC, credentialing for educators of students with sensory disabilities.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 28A.410 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Stakeholder workgroups have been meeting this year to review changes to credentialing for educators of students who are deaf, blind, or have low vision. They are reviewing policy to ensure high standards for educators, as well as ensuring equity and access to credentialing opportunities.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Not applicable.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Maren Johnson, 600 Washington Street S.E., Olympia, WA 98504, phone 360-725-6264, email maren.johnson@k12.wa.us, website www.pesb.wa.gov.

November 16, 2020
Maren Johnson
Rules Coordinator

WSR 20-23-084
PREPROPOSAL STATEMENT OF INQUIRY
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed November 17, 2020, 1:48 p.m.]

Subject of Possible Rule Making: WAC 392-410-350 Seal of biliteracy.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.300.575.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The office of superintendent of public instruction (OSPI) is considering rule making concerning the seal of biliteracy to expand options for demonstrating English language proficiency to be consistent with section 201 (4)(b)(i)-(v) of HB 1599 (2019). Further, OSPI is considering updating and clarifying the rule to ensure tribal languages, American Sign Language, and languages that may only be communicated orally (not through writing or reading) can be included in the criteria for awarding the seal of biliteracy.

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before pub-

lication by contacting Veronica Trapani, OSPI, P.O. Box 47200, Olympia, WA 98504, phone 360-819-0950, TTY 360-664-3631, email veronica.trapani@k12.wa.us, website k12.wa.us; or Ben Everett, OSPI, P.O. Box 47200, Olympia, WA 98504, phone 360-754-6064, TTY 360-664-3631, email ben.everett@k12.wa.us, website k12.wa.us.

November 17, 2020
Joel Sacks
Director

November 17, 2020
Chris P. S. Reykdal
State Superintendent
of Public Instruction

WSR 20-23-086
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES
[Filed November 17, 2020, 1:50 p.m.]

Subject of Possible Rule Making: Self-insurance financial rules, chapter 296-15 WAC, Workers' compensation self-insurance rules and regulations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.14.010 through 51.14.095.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose of this rule making is to update the rules for the financial qualification and maintenance of self-insurance certification, so that these rules are consistent with modern business practices. Existing rules will be amended, and new sections may be added.

Existing rules are dated and out of alignment with industry best practices.

The key objectives of the rule-making effort are to:

- Ensure self-insured employers can accurately and timely provide workers' compensation benefits to their workers;
- Protect and safeguard the insolvency trust fund;
- Promote transparency for the department of labor and industries (L&I) actions when a firm is placed on financial watch;
- Make the rules relevant to current financial conditions and business models; and
- Create efficient and adaptable standards for employers' overall financial management.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other state, local, or federal agency regulates this subject.

Process for Developing New Rule: L&I is working collaboratively with representatives from the self-insured employer and labor communities throughout this rule-making process. A public hearing will be held after the proposal is filed.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Brian Schmidlkofer, 310 Israel Road S.E., Tumwater, WA 98501, phone 360-902-6839, fax 360-902-6900, email Brian.Schmidlkofer@Lni.wa.gov, website www.Lni.wa.gov, <https://Lni.wa.gov/insurance/self-insurance/about-self-insurance/>.

WSR 20-23-087
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES
[Filed November 17, 2020, 1:51 p.m.]

Subject of Possible Rule Making: Claim confidentiality regarding the release of mental health records under RCW 51.28.070. Chapter 296-15 WAC, Workers compensation self-insurance rules and regulations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.28.070(4) (SHB 1909).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose of rule making is to amend the existing claim file confidentiality rules to align with recent amendments to statute (RCW 51.28.070). Rules will be drafted to subject an injured worker's employer or duly authorized representative to a penalty for unauthorized disclosure of claim file information regarding a mental health condition or treatment. The amended statute more broadly requires the department to notify employers and workers of their rights and responsibilities under this law when the claim is allowed as required.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other state, local, or federal agency regulates this subject.

Process for Developing New Rule: The department of labor and industries is working collaboratively with representatives from self-insured employers and labor communities throughout the rule-making process. A public hearing will be held after the proposal is filed.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting LaNae Lien, 310 Israel Road S.E., Tumwater, WA 98501, phone 360-902-6968, fax 360-902-6900, email LaNae.Lien@Lni.wa.gov, website <https://www.lni.wa.gov/rulemaking-activity>.

November 17, 2020
Joel Sacks
Director

WSR 20-23-095
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING
[Filed November 17, 2020, 3:40 p.m.]

Subject of Possible Rule Making: WAC 308-96A-161 Fleet registration.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The amendment updates agency rules to allow rental car companies into the fleet registration process and makes technical changes to update the language to current processes.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Not applicable.

Process for Developing New Rule: Internal review and stakeholder input.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting George Price, Department of Licensing, P.O. Box 9030, Olympia, WA 98507-9030, phone 360-902-0120, fax 360-570-7827, email gprice@dol.wa.gov.

November 17, 2020
Damon Monroe
Rules Coordinator

WSR 20-23-096

PREPROPOSAL STATEMENT OF INQUIRY BUILDING CODE COUNCIL

[Filed November 17, 2020, 3:56 p.m.]

Subject of Possible Rule Making: Chapter 51-51 WAC, amendment of the 2018 International Residential Code.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 19.27.074.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To respond to legislative mandates affecting the building code per chapter 51-04 WAC and RCW 19.27.074.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Not applicable.

Process for Developing New Rule: Stakeholder and subject expert technical advisory group review.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Richard Brown, Managing Director, P.O. Box 41449, Olympia, WA 98504-1449, phone 360-407-9277, email richard.brown@des.wa.gov, website www.sbcc.wa.gov.

November 17, 2020
Diane Glenn
Chair

WSR 20-23-115

PREPROPOSAL STATEMENT OF INQUIRY STUDENT ACHIEVEMENT COUNCIL

[Filed November 18, 2020, 8:47 a.m.]

Subject of Possible Rule Making: The agency is planning to take the following action:

1. Repeal existing chapter 250-83 WAC, Passport to college promise program.

2. Adopt rules governing the passport to careers program as chapter 250-100 WAC to implement SB 6274 (chapter 232, Laws of 2018) creating the passport to careers program, chapter 28B.117 RCW.

3. Comprehensive technical and administrative changes and corrections to align the WAC with RCW and other recent legislative direction, as well as codifying current practice in various operational areas.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.76.120, 28B.77.050.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: 1. Program rules need to be updated to align with legislative changes and codify practices in areas where the existing rules are no longer accurate, or are silent or incomplete.

2. Program expansion to include apprenticeships, unaccompanied homeless youth, tribal foster youth, unaccompanied refugee minors, and foster youth impacted by the interstate compact for the placement of children requires additional updates.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Not applicable.

Process for Developing New Rule: Agency study; and technical corrections and additions to align program operations with legislative direction and current practice. Both in collaboration with affected partners.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Carla Idohl-Corwin, Student Achievement Council, 917 Lakeridge Way, P.O. Box 43430, Olympia, WA 98504-3430, phone 360-753-7847, email carlai@wsac.wa.gov, website www.wsac.wa.gov.

November 18, 2020
Carla Idohl-Corwin
Senior Associate Director
Need Based Programs and Operations

WSR 20-23-119

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF RETIREMENT SYSTEMS

[Filed November 18, 2020, 9:59 a.m.]

Subject of Possible Rule Making: Deferred compensation program (DCP) distributions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.50.030 and 41.50.050.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To clarify distribution rules for DCP customers who return to covered employment.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jilene Siegel, Department of Retirement Systems, P.O. Box 48380, Olympia, WA 98504-8380, phone 360-664-7291, TTY 711, email Rules@drs.wa.gov, website www.drs.wa.gov/rules/.

November 18, 2020
 Jilene Siegel
 Rules Coordinator

WSR 20-23-120
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING

[Filed November 18, 2020, 10:33 a.m.]

Subject of Possible Rule Making: WAC 308-104-019
 Renewal of driver's license or identocard by electronic commerce. Allowing persons under twenty-five years of age to renew a driver license online.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110, 46.20.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule change is necessary to allow greater access to the department's online services for driver license renewals. Owing to public health guidelines, the department must operate physical locations at fifty percent capacity. This proposal allows more residents to utilize an online channel to renew a driver license.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None. The department of licensing is responsible for the rule-making criteria regarding online driver license renewal eligibility.

Process for Developing New Rule: Internal review and stakeholder input.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Charlotte Anderson, 1125 Washington Street S.E., Olympia, WA 98501, phone 360-902-3766, email GMukai@dol.wa.gov, website www.dol.wa.gov; or Ellis Starrett, 1125 Washington Street S.E., Olympia, WA 98501, phone 360-902-3846, email EStarrett@DOL.WA.GOV, website dol.wa.gov.

November 18, 2020
 Damon Monroe
 Rules Coordinator

WSR 20-23-122
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE

[Filed November 18, 2020, 11:03 a.m.]

Subject of Possible Rule Making: For the upcoming three-year season setting, the department is considering rule changes for the following topics: Bighorn sheep, boundaries, deer, elk, equipment, mountain goat, waterfowl, licensing, small game, and other related rule changes as needed.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.055, 77.12.020, and 77.12.-047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amendments are needed to provide clarifications to rules, expand recreational opportunity and opportunity for harvest, and mitigate wildlife conflicts, while maintaining sustainable game populations.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Migratory birds are also regulated by the United States Fish and Wildlife Service (USFWS) and coordination is managed through the Pacific Flyway. State regulations are designed to fit within the parameters of the USFWS regulation guidelines.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Eric Gardner, 1111 Washington Street, Olympia, WA 98504, phone 360-902-2515, fax 360-902-2162, email Rules.Coordinator@dfw.wa.gov, website wdfw.wa.gov.

November 18, 2020
 Ben Power
 Rules Coordinator