

WSR 21-11-010

**INTERPRETIVE STATEMENT
DEPARTMENT OF REVENUE**

[Filed May 7, 2021, 11:18 a.m.]

INTERPRETIVE STATEMENT ISSUED

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

ETA 3223.2021 *Taxability of Restaurant and Grocery Delivery Services*

This ETA clarifies the taxation of restaurant and grocery food delivery service transactions under three business models: (1) Marketplace facilitator/delivery partner business model; (2) marketplace facilitator employee delivery business model; and (3) resale business model.

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

Atif Aziz
Tax Policy Manager
Rules Coordinator

WSR 21-11-015

**NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
NATURAL RESOURCES**

(Natural Heritage Advisory Council)

[Filed May 7, 2021, 3:29 p.m.]

Following is an update to a previously published notice for the June 2021 meeting of the state of Washington natural heritage advisory council:

Date	Time	Location
Original notice to amend:		
June 9-10, 2021	(Two-day, yet to be determined)	Location in Washington yet to be determined
New meeting information:		
June 9, 2021	9:30 a.m. to 1:00 p.m.	Online meeting format only. Agenda will be published two weeks in advance at https://www.dnr.wa.gov/about/boards-and-councils/natural-heritage-advisory-council .

If you need further information contact Laurie Benson, Conservation, Recreation and Transactions Division, Washington State Department of Natural Resources, P.O. Box 47014, Olympia, WA 98504-7014, phone 360-902-1600, email AMPD@dnr.wa.gov, website www.dnr.wa.gov.

WSR 21-11-017

**RULES COORDINATOR
PULSE CROPS COMMISSION**

[Filed May 10, 2021, 2:20 p.m.]

Pursuant to RCW 34.05.312, the rules coordinator for the Washington pulse crops commission is Sandra Rumney, 2780 West Pullman Road, Moscow, ID 83843, phone 208-882-3023, email srumney@usapulses.org.

Tim McGreevy
Administrator

WSR 21-11-019

**NOTICE OF PUBLIC MEETINGS
STATE INVESTMENT BOARD**

[Filed May 10, 2021, 3:41 p.m.]

The following is notification of the date and location of a special meeting of the Washington state investment board (WSIB).

Special Meeting Date	Time	Location
May 20, 2021	9:30 a.m.	Virtual*
*Public access will be available via teleconference. Details will be posted on the WSIB website at www.sib.wa.gov .		

If you need further information contact Stacy Conway, WSIB, P.O. Box 40916, Olympia, WA 98504-0916, phone 360-956-4612, email Stacy.Conway@sib.wa.gov, website www.sib.wa.gov.

WSR 21-11-021

HEALTH CARE AUTHORITY

[Filed May 11, 2021, 10:06 a.m.]

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 21-0017 Inpatient Psychiatric Per Diem Rates.

Effective Date: July 1, 2021.

Description: The Washington state legislature recently passed ESSB 5092 directing the health care authority (HCA) to implement changes to the inpatient psychiatric per diem rate for hospitals licensed under chapter 71.12 RCW as free-standing psychiatric hospitals providing long-term civil commitment services. ESSB establishes a basic per diem rate and allows for adjustments to capture costs not otherwise reimbursed, based on supporting data. To implement ESSB 5092, HCA intends to file SPA 21-0017.

Rates are determined on a hospital-by-hospital basis; therefore, rates may increase based on the supplemental information provided by each hospital.

SPA 21-0017 is under development. HCA would appreciate any input or concerns regarding this SPA. To request a copy of the SPA 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 Sarah Cook, Hospital Program and Rates, 626 8th Avenue S.E., Olympia, WA 98501, TRS (TDD/TTY) 711, email sarah.cook@hca.wa.gov.

WSR 21-11-024

HEALTH CARE AUTHORITY

[Filed May 11, 2021, 12:23 p.m.]

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 21-0016 Sole Community Hospital Rates.

Effective Date: July 1, 2021.

Description: The health care authority (HCA) intends to file SPA 21-0016 to implement ESSB 5092 recently passed by the Washington state legislature. ESSB 5092 directs HCA to implement changes to payments to hospitals meeting the following criteria:

(a) Must be certified by the Centers for Medicare and Medicaid Services as Sole Community Hospitals as of January 1, 2013;

(b) Must have had less than one hundred fifty acute care licensed beds in fiscal year 2011;

(c) Must have a level III adult trauma service designation from the department of health as of January 1, 2014;

(d) Must be owned and operated by the state or a political subdivision; and

(e) Must accept single bed certification patients according to RCW 71.05.745.

Rates must be increased to one hundred fifty percent of the hospital's fee-for-service rates. HCA must discontinue this rate increase after June 30, 2023, and return to the payment levels and methodology for these hospitals that were in place as of January 1, 2018.

SPA 21-0016 is under development. HCA would appreciate any input or concerns regarding this SPA. To request a copy of the SPA 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 Melissa Craig, Inpatient Program, 626 8th Avenue S.E., Olympia, WA 98501, TRS (TDD/TTY) 711, email Melissa.craig@hca.wa.gov.

WSR 21-11-026

NOTICE OF PUBLIC MEETINGS

COUNTY ROAD

ADMINISTRATION BOARD

[Filed May 11, 2021, 4:35 p.m.]

MEETING NOTICE: July 29, 2021
County Road Administration Board
2404 Chandler Court S.W.
Suite 240
Olympia, WA 98502
Zoom attendance available
1:00 to 5:00 p.m.
Possible executive session

MEETING NOTICE: July 30, 2021
County Road Administration Board
2404 Chandler Court S.W.
Suite 240
Olympia, WA 98502
Zoom attendance available
8:30 a.m. to 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/or speech impaired persons, call 1-800-833-6384.

For questions, please call 360-753-5989.

WSR 21-11-033

INTERPRETIVE STATEMENT DEPARTMENT OF REVENUE

[Filed May 12, 2021, 10:19 a.m.]

INTERPRETIVE STATEMENT ISSUED

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

ETA 3224.2021 *Taxability of Shared Loss Payments from FDIC*

This ETA addresses the taxation of shared loss payments received by a bank from the Federal Deposit Insurance Corporation (FDIC).

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

Atif Aziz
Tax Policy Manager
Rules Coordinator

WSR 21-11-044

HEALTH CARE AUTHORITY

[Filed May 13, 2021, 10:21 a.m.]

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 21-0021 Special Income Level Resource Disregard - Medicaid Disaster Relief.

Effective Date: November 2, 2020.

Description: The health care authority (HCA) intends to submit SPA 21-0021 to provide a disregard of income and

resources when applying rules of the individuals in institutions under a special income level eligibility group as described in Section 1902 (a)(10)(A)(ii)(V) of the Social Security Act. These rules apply to programs that provide long-term services and supports. When determining eligibility for this group, HCA will: (1) Disregard income that would have otherwise been part of an individual's liability for his or her institutional or home and community-based waiver services based on application of the post-eligibility treatment-of-income (PETI) rules but which became countable resources on or after March 18, 2020; and (2) disregard as resource funds in a designated separate account that consists only of earnings resulting from work activity while enrolled in the Ticket to Work and Balanced Budget Act work incentives eligibility groups.

HCA anticipates SPA 21-0021 will have no effect on payments/expenditures.

A draft of SPA 21-0021 is available. HCA would appreciate any input or concerns regarding this SPA. To request a copy of the SPA or submit comments, you may contact the person named below (please note that all comments are subject to public review and disclosure, as are the names of those who comment).

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

WSR 21-11-054
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed May 13, 2021, 5:43 p.m.]

Prevailing Rate of Wage Publication - Wage Rate Corrections

Pursuant to RCW 39.12.015, 39.12.020 and WAC 296-127-011, on May 11, 2021, the industrial statistician determined and published on the internet a correction to the prevailing wage rates. The corrected rates become effective thirty days from publication on June 10, 2021, and impact multiple counties in Washington state.

This publication includes adjustments made to the following trades:

1. Truck drivers.
2. Truck drivers - ready mix.
3. Residential laborers.
4. Heat and frost insulators and asbestos workers.
5. Shipbuilding and ship repair.

For more information on prevailing wage or a copy of the rates, please visit our website at <https://lni.wa.gov/licenses-permits/public-works-projects/prevailing-wage-rates/> or call 360-902-5335.

Tracy West
 Rules Coordinator

WSR 21-11-049
NOTICE OF PUBLIC MEETINGS
BEEF COMMISSION

[Filed May 13, 2021, 1:24 p.m.]

2021 Meeting Schedule
 (All meetings begin at 9:00 a.m.)

The Washington state beef commission will meet in 2020 [2021] as indicated below.

January 21, 2021 Thursday	Regular meeting	Virtual
March 31-April 1, 2021 Wednesday/Thursday	Strategic planning meeting	To be determined
April 29, 2021 Thursday	Budget meeting	Ellensburg
June 8, 2021 Thursday	Annual meeting	Ellensburg
September 9, 2021 Thursday	Regular meeting	Ellensburg
November 11, 2021 Thursday	Regular meeting	To be determined

If you have any questions or need more information, please contact the beef commission at 206-444-2902.

WSR 21-11-055
NOTICE OF APPEAL
OFFICE OF THE GOVERNOR

[Filed May 13, 2021, 5:54 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 April 7, 2021, the Governor's Office received an appeal from Phillip H. Hoffman, relating to the Washington Secretary of State's denial of a petition to repeal or amend WAC 434-215-165 (*Presidential nominations by major political parties*), WAC 434-215-170 (*Filing qualifications*), WAC 434-215-180 (*Write-in candidates*), WAC 434-215-012 (*Declaration of candidacy*), WAC 434-219-120 (*Certification of candidates*). The Governor's Office denied the appeal on May 13, 2021.

DATE: May 13, 2021

Taylor Wonhoff
 Deputy General Counsel
 to the Governor

WSR 21-11-070
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
ENTERPRISE SERVICES
(Capitol Campus Design Advisory Committee)
(State Capitol Committee)
[Filed May 17, 2021, 10:54 a.m.]

Following is the joint capitol campus design advisory committee (CCDAC) and state capitol committee (SCC) meeting date, time and location:

Date	Time	Location
July 13, 2021	1:00 to 3:00 p.m.	Webinar (Zoom-based) Details will be posted on CCDAC and SSC websites

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

WSR 21-11-071
INTERPRETIVE STATEMENT
DEPARTMENT OF HEALTH
[Filed May 17, 2021, 11:50 a.m.]

NOTICE OF ADOPTION OF AN INTERPRETIVE STATEMENT

Title of Interpretive Statement: Opioid Treatment Program (OTP) Annual Medical Exam via Telehealth. Interpretive Statement Number CHS-04-23-21.

Issuing Entity: Health systems quality assurance, office of community health systems.

Subject Matter: OTP annual medical exam via telehealth.

Effective Date: December 16, 2020.

Contact Person: Michelle Weatherly, michelle.weatherly@doh.wa.gov.

WSR 21-11-073
NOTICE OF PUBLIC MEETINGS
BOARD OF REGISTRATION
FOR PROFESSIONAL ENGINEERS
AND LAND SURVEYORS
[Filed May 17, 2021, 2:15 p.m.]

The board of registration for professional engineers and land surveyors will hold their annual board meeting on June 17, 2021, at the Spokane Convention Center, 334 West Spokane Falls Boulevard, Spokane, WA 99201.

Call to order is 8:00 a.m.