

WSR 24-10-002

NOTICE OF APPEAL

OFFICE OF THE GOVERNOR

[Filed April 17, 2024, 1:37 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 May 5, 2024, the Governor's Office received an appeal from Todd Myers and Patrick Hanks, relating to the State Building Code Council's denial of a petition to amend or repeal *WSR 23-21-105 and WSR 23-21-106*. The Governor's Office denied the appeal on April 17, 2024.

DATE: April 17, 2024

Kathryn Leathers
General Counsel
to the Governor

WSR 24-10-003

PUBLIC RECORDS OFFICER

EMPLOYMENT SECURITY DEPARTMENT

[Filed April 18, 2024, 8:27 a.m.]

Pursuant to RCW 42.56.580, the public records officer for the Washington State Department of Employment Security is Andi Baker, P.O. Box 9046, Olympia, WA 98507-9046, phone 844-766-8930, fax 866-610-9225, email andi.baker@esd.wa.gov.

Andi Baker
Public Records Officer

WSR 24-10-013
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH
(Hospital Staffing Advisory Committee)
[Filed April 18, 2024, 3:14 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 revised schedule of regular meetings for the Washington hospital staffing advisory committee (committee) for the year 2024. The committee 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 GovDelivery and the committee web page (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the department of health (DOH) reserves the right to change or amend agendas at the meeting.

Date	Time	Location
January 5, 2024	12:30 p.m.	Virtual via Zoom. The registration link will be available on the DOH advisory committee web page.
January 16, 2024	9 a.m.	Virtual via Zoom. The registration link will be available on the DOH advisory committee web page.
February 7, 2024	12 p.m.	Virtual via Zoom. The registration link will be available on the DOH advisory committee web page.
February 20, 2024	9 a.m.	Virtual via Zoom. The registration link will be available on the DOH advisory committee web page.
March 7, 2024	8 a.m.	The registration link will be available on the DOH advisory committee web page.
March 19, 2024	9 a.m.	Virtual via Zoom. The registration link will be available on the DOH advisory committee web page.
April 16, 2024	9 a.m.	The registration link will be available on the DOH advisory committee web page.
May 21, 2024 CANCELLED	9 a.m.	Virtual via Zoom. The registration link will be available on the DOH advisory committee web page.
June 18, 2024 CANCELLED	9 a.m.	The registration link will be available on the DOH advisory committee web page.
July 16, 2024	9 a.m.	Virtual via Zoom. The registration link will be available on the DOH advisory committee web page.
August 20, 2024 CANCELLED	9 a.m.	The registration link will be available on the DOH advisory committee web page.
September 17, 2024 CANCELLED	9 a.m.	Virtual via Zoom. The registration link will be available on the DOH advisory committee web page.
October 15, 2024	9 a.m.	The registration link will be available on the DOH advisory committee web page.
November 19, 2024 CANCELLED	9 a.m.	Virtual via Zoom. The registration link will be available on the DOH advisory committee web page.
December 17, 2024 CANCELLED	9 a.m.	The registration link will be available on the DOH advisory committee web page.

Please be advised the committee 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.

If you need further information, please contact Kristina Buckley, Program Manager, DOH, 111 Israel Road S.E., Tumwater, WA 98501, phone 360-236-2971, email Kristina.buckley@doh.wa.gov and

Hospitalstaffing@doh.wa.gov, DOH advisory committee web page: Hospital Staffing Advisory Committee | Washington State Department of Health.

WSR 24-10-019
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH

(Substance Use Disorder Professional Certification Advisory Committee)
 [Filed April 19, 2024, 12:02 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 revised schedule of regular meetings for the substance use disorder [professional] certification advisory committee (committee) for the year 2024. The committee's 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 committee's website (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the committee reserves the right to change or amend agendas at the meeting.

Meeting Date	Location
Friday February 9, 2024	Hybrid: Physical Location: Department of Health 111 Israel Road Town Center 2 - Room 153 Tumwater, WA 98504 Virtual via Microsoft Teams meeting, hyperlink provided on website and agenda. Public attendees can access the meeting online.
Friday June 14, 2024 Rescheduled to May 31, 2024 (joint meeting with licensed counselors)	Hybrid: Physical Location: Department of Health 111 Israel Road Town Center 2 - Room 153 Tumwater, WA 98504 Virtual via Microsoft Teams meeting, hyperlink provided on website and agenda. Public attendees can access the meeting online.
Friday October 4, 2024	Hybrid: Physical Location: Department of Health 111 Israel Road Town Center 2 - Room 153 Tumwater, WA 98504 Virtual via Microsoft Teams meeting, hyperlink provided on website and agenda. Public attendees can access the meeting online.
Friday December 6, 2024	Hybrid: Physical Location: Department of Health 111 Israel Road Town Center 2 - Room 153 Tumwater, WA 98504 Virtual via Microsoft Teams meeting, hyperlink provided on website and agenda. Public attendees can access the meeting online.

Start time is 9:00 a.m. unless otherwise specified. Time and locations subject to change as needed. See Substance Use Disorder Certification Advisory Committee | Washington State Department of Health for the most current information.

If you need further information, please contact Claire Wilson, Program Manager, Washington State Department of Health, Office of Health Professions, P.O. Box 47852, Olympia, WA 98504-7852, phone 564-669-0392, email Claire.Wilson@doh.wa.gov, web www.doh.wa.gov.

Please be advised the committee 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 committee, including personal information, may ultimately be subject to disclosure as a public record.

WSR 24-10-020
NOTICE OF PUBLIC MEETINGS
LOTTERY COMMISSION
 [Filed April 19, 2024, 12:16 p.m.]

The following is the schedule of regular public meetings for the Washington lottery commission in 2024:

February 15, 2024	Lottery Headquarters and Microsoft Teams meeting	Olympia, Washington Virtual meeting
April 18, 2024	Lottery Headquarters and Microsoft Teams meeting	Olympia, Washington Virtual meeting
June 20, 2024	Lottery Headquarters and Microsoft Teams meeting	Olympia, Washington Virtual meeting
August 15, 2024	Lottery Headquarters and Microsoft Teams meeting	Olympia, Washington Virtual meeting
October 17, 2024	TBD and Microsoft Teams meeting	Tri-Cities, Washington Virtual meeting
December 12, 2024	Lottery Headquarters and Microsoft Teams meeting	Olympia, Washington Virtual meeting

Lottery commission meetings are scheduled to begin at 8:30 a.m.
 If you require additional information, please contact Rita Hawkins at 360-810-2887 or rhawkins@walottery.com.

**WSR 24-10-021
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH**

(Mental Health Counselors, Marriage and Family Therapists, and Social Workers
Advisory Committee)
[Filed April 19, 2024, 3:18 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 revised schedule of regular meetings for the mental health counselors, marriage and family therapists, and social workers advisory committee (committee) for the year 2024. The committee 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 committee's web page (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the committee reserves the right to change or amend agendas at the meeting.

Meeting Date	Location
Friday February 23, 2024	Hybrid: Physical Location: Department of Health 111 Israel Road Town Center 2 - Room 153 Tumwater, WA 98504 Virtual via Microsoft Teams meeting, hyperlink provided on website and agenda. Public attendees can access the meeting online.
Friday June 14, 2024 Reschedule to May 31, 2024 (joint meeting with a substance use disorder professional)	Hybrid: Physical Location: Department of Health 111 Israel Road Town Center 2 - Room 153 Tumwater, WA 98504 Virtual via Microsoft Teams meeting, hyperlink provided on website and agenda. Public attendees can access the meeting online.
Friday September 6, 2024	Hybrid: Physical Location: Department of Health 111 Israel Road Town Center 2 - Room 153 Tumwater, WA 98504 Virtual via Microsoft Teams meeting, hyperlink provided on website and agenda. Public attendees can access the meeting online.
Friday November 15, 2024	Hybrid: Physical Location: Department of Health 111 Israel Road Town Center 2 - Room 153 Tumwater, WA 98504 Virtual via Microsoft Teams meeting, hyperlink provided on website and agenda. Public attendees can access the meeting online.

Start time is 9:00 a.m. unless otherwise specified. Time and locations subject to change as needed. See Mental Health Counselors, Marriage and Family Therapists, and Social Workers Advisory Committee | Washington State Department of Health for the most current information.

If you need further information, please contact Lana Crawford, Program Manager, Washington State Department of Health, Office of Health Professions, P.O. Box 47852, Olympia, WA 98504-7852, phone 564-669-1455, email Lana.Crawford@doh.wa.gov, web www.doh.wa.gov.

Please be advised the committee 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 committee, including personal information, may ultimately be subject to disclosure as a public record.

WSR 24-10-023
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
[Filed April 22, 2024, 11:53 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 4.08: DCS Vehicle Procedures.

Subject: DCS Vehicle Procedures.

Effective Date: April 17, 2024.

Document Description: DCS requires drivers of state-owned vehicles leased to DCS to follow proper training, checkout, and safety procedures.

To receive a copy of the interpretive or policy statements, contact Kirsten Turner, DCS, P.O. Box 11520, Tacoma, WA 98411-5520[1520], phone 360-664-5178, TDD/TTY 800-833-6384, fax 360-664-5342, email Kirsten.Turner@dshs.wa.gov, website <http://www.dshs.wa.gov/esa/division-child-support>.

WSR 24-10-025
OFFICE OF THE
INSURANCE COMMISSIONER
[Filed April 22, 2024, 1:36 p.m.]

Technical Assistance Advisory 2024-02¹

¹ This advisory is a policy statement released to advise the public of the Washington state office of the insurance commissioner's (OIC) current opinions, approaches, and likely courses of action. It is advisory only. RCW 34.05.230(1).

TO: All Insurers Licensed to Do Business in Washington (Insurers)
FROM: Washington State Office of the Insurance Commissioner
DATE: April 22, 2024
RE: The Use of Artificial Intelligence Systems in Insurance²

² This advisory is based upon a model bulletin adopted by the National Association of Insurance Commissioners (NAIC) https://content.naic.org/sites/default/files/inline-files/2023-12-4%20Model%20Bulletin_Adopted_0.pdf.

This bulletin is issued by OIC to remind all insurers that hold certificates of authority to do business in the state that decisions or actions impacting consumers that are made or supported by advanced analytical and computational technologies, including artificial intelligence (AI) systems (as defined below), must comply with all applicable insurance laws and regulations. This includes those laws that address unfair trade practices and unfair discrimination. This bulletin sets forth what OIC considers best practices as to how insurers will govern the development/acquisition and use of certain AI technologies, including the AI systems described herein. This bulletin also advises insurers of the type of information and documentation that OIC may request during an investigation or examination of any insurer regarding its use of such technologies and AI systems.

SECTION 1: INTRODUCTION, BACKGROUND, AND LEGISLATIVE AUTHORITY

Background: AI is transforming the insurance industry. AI techniques are deployed across all stages of the insurance life cycle, including product development, marketing, sales and distribution, underwriting and pricing, policy servicing, claim management, and fraud detection.

AI may facilitate the development of innovative products, improve consumer interface and service, simplify and automate processes, and promote efficiency and accuracy. However, AI, including AI systems, can present unique risks to consumers, including the potential for inaccuracy, unfair discrimination, data vulnerability, and lack of transparency and explainability. Insurers should take actions to minimize these risks.

OIC encourages the development and use of innovation and AI systems that contribute to safe and stable insurance markets. However, OIC expects that decisions made and actions taken by insurers using AI systems will comply with all applicable federal and state laws and regulations. OIC recognizes the principles of artificial intelligence that NAIC adopted in 2020 as an appropriate source of guidance for insurers as they develop and use AI systems. Those principles emphasize the importance of the fairness and ethical use of AI; accountability; compliance with state laws and regulations; transparency; and a safe, secure, fair, and robust system. These fundamental principles should guide insurers in their development and use of AI systems and underlie the advice set forth in this bulletin.

Legislative Authority:³

³ Additional requirements of insurers exist in Titles 48 RCW and 284 WAC. The cited laws and regulations are a general, nonexhaustive list.

The regulatory advice and oversight considerations set forth in Sections 3 and 4 of this bulletin rely on the following laws and regulations:

Unfair Trade Practices: The Unfair Trade Practices Act, chapter 48.30 RCW (UTPA), regulates trade practices in insurance by: (1) Defining practices that constitute unfair methods of competition or unfair or deceptive acts and practices; and (2) prohibiting the trade practices so defined or determined.

Unfair Claims Settlement Practices: The Unfair Claims Settlement Practices Act, WAC 284-30-300 through 284-30-390 (UCSPA), sets forth standards for the investigation and disposition of claims arising under policies or certificates of insurance issued to residents of Washington.

Unfair Discrimination: RCW 48.18.480 prohibits unfair discrimination between insureds having substantially like insuring, risk, and exposure factors, and expense elements, in the terms or conditions of any insurance contract, or in the rate or amount of premium charged therefor, or in the benefits payable or in any other rights or privileges accruing thereunder.

Actions taken by insurers in the state must not violate UTPA or UCSPA, regardless of the methods the insurer used to determine or support its actions. As discussed below, insurers are encouraged to adopt practices, including governance frameworks and risk management protocols, that are designed to ensure that the use of AI systems does not result in: (1) Unfair trade practices, as defined in chapters 284-30 WAC and 48.30 RCW; or (2) unfair claims settlement practices, as defined in WAC 284-30-300 through 284-30-390.

Corporate Governance: The Corporate Governance Annual Disclosure Act, chapter 48.195 RCW (CGAD), requires insurers to report on governance practices and to provide a summary of the insurer's corporate governance structure, policies, and practices. The content, form, and filing requirements for CGAD information are set forth in the Corporate Governance Annual Disclosure Model Regulation, as adopted in WAC 284-07-700 through 284-07-740 (CGAD-R).

The requirements of CGAD and CGAD-R apply to elements of the insurer's corporate governance framework that address the insurer's use of AI systems to support actions and decisions that impact consumers.

Insurance Rating: The property and casualty model rating law, RCW 48.19.020, requires that property/casualty (P/C) insurance rates not be excessive, inadequate, or unfairly discriminatory.

The requirements of RCW 48.19.020 apply regardless of the methodology that the insurer used to develop rates, rating rules, and rating plans subject to those provisions. That means that an insurer is responsible for assuring that rates, rating rules, and rating plans that are developed using AI techniques and predictive models that rely on data and machine learning do not result in excessive, inadequate, or unfairly discriminatory insurance rates with respect to all forms of casualty insurance—including fidelity, surety, and guaranty bond—and to all forms of property insurance—including fire, marine, and inland marine insurance, and any combination of any of the foregoing.

Market Conduct Surveillance: The market conduct surveillance model law, chapter 48.37 RCW, establishes the framework pursuant to which OIC conducts market conduct actions. These are comprised of the full range of activities that OIC may initiate to assess and address the market practices of insurers, beginning with market analysis and extending to targeted examinations. Market conduct actions are separate

from, but may result from, individual complaints made by consumers asserting illegal practices by insurers.

An insurer's conduct in the state, including its use of AI systems to make or support actions and decisions that impact consumers, is subject to investigation, including market conduct actions. Section 4 of this bulletin provides guidance on the kinds of information and documents that OIC may request in the context of an AI-focused investigation, including a market conduct action.

SECTION 2: DEFINITIONS: For the purposes of this bulletin the following terms are defined:

"Adverse Consumer Outcome" refers to a decision by an insurer that is subject to insurance regulatory standards enforced by OIC that adversely impacts the consumer in a manner that violates those standards.

"Algorithm" means a clearly specified mathematical process for computation; a set of rules that, if followed, will give a prescribed result.

"AI System" is a machine-based system that can, for a given set of objectives, generate outputs such as predictions, recommendations, content (such as text, images, videos, or sounds), or other output influencing decisions made in real or virtual environments. AI systems are designed to operate with varying levels of autonomy.

"Artificial Intelligence (AI)" refers to a branch of computer science that uses data processing systems that perform functions normally associated with human intelligence, such as reasoning, learning, and self-improvement, or the capability of a device to perform functions that are normally associated with human intelligence such as reasoning, learning, and self-improvement. This definition considers machine learning to be a subset of AI.

"Degree of Potential Harm to Consumers" refers to the severity of adverse economic impact that a consumer might experience as a result of an adverse consumer outcome.

"Generative Artificial Intelligence (Generative AI)" refers to a class of AI systems that generate content in the form of data, text, images, sounds, or video, that is similar to, but not a direct copy of, preexisting data or content.

"Machine Learning (ML)" refers to a field within artificial intelligence that focuses on the ability of computers to learn from provided data without being explicitly programmed.

"Model Drift" refers to the decay of a model's performance over time arising from underlying changes such as the definitions, distributions, and/or statistical properties between the data used to train the model and the data on which it is deployed.

"Predictive Model" refers to the mining of historic data using algorithms and/or machine learning to identify patterns and predict outcomes that can be used to make or support the making of decisions.

"Third Party," for purposes of this bulletin, means an organization other than the insurer that provides services, data, or other resources related to AI.

SECTION 3: REGULATORY GUIDANCE: Decisions subject to regulatory oversight that are made by insurers using AI systems must comply with the legal and regulatory standards that apply to those decisions, including unfair trade practice laws. These standards require, at a minimum, that decisions made by insurers are not inaccurate, arbitrary, capricious, or unfairly discriminatory. Compliance with these standards is required regardless of the tools and methods insurers use to make such decisions. However, because, in the absence of proper controls, AI has

the potential to increase the risk of inaccurate, arbitrary, capricious, or unfairly discriminatory outcomes for consumers, it is important that insurers adopt and implement controls specifically related to their use of AI that are designed to mitigate the risk of adverse consumer outcomes.

Consistent therewith, all insurers authorized to do business in this state are encouraged to develop, implement, and maintain a written program (an "AIS Program") for the responsible use of AI systems that make or support decisions related to regulated insurance practices. The AIS program should be designed to mitigate the risk of adverse consumer outcomes including, at a minimum, the statutory provisions set forth in Section 1 of this bulletin.

OIC recognizes that robust governance, risk management controls, and internal audit functions play a core role in mitigating the risk that decisions driven by AI systems will violate unfair trade practice laws and other applicable existing legal standards. OIC also encourages the development and use of verification and testing methods to identify errors and bias in predictive models and AI systems, as well as the potential for unfair discrimination in the decisions and outcomes resulting from the use of predictive models and AI systems.

The controls and processes that an insurer adopts and implements as part of its AIS program should be reflective of, and commensurate with, the insurer's own assessment of the degree and nature of risk posed to consumers by the AI systems that it uses, considering: (i) The nature of the decisions being made, informed, or supported using the AI system; (ii) the type and degree of potential harm to consumers resulting from the use of AI systems; (iii) the extent to which humans are involved in the final decision-making process; (iv) the transparency and explainability of outcomes to the impacted consumer; and (v) the extent and scope of the insurer's use or reliance on data, predictive models, and AI systems from third parties. Similarly, controls and processes should be commensurate with both the risk of adverse consumer outcomes and the degree of potential harm to consumers.

As discussed in Section 4, the decisions made as a result of an insurer's use of AI systems are subject to OIC's examination to determine that the reliance on AI systems are compliant with all applicable existing legal standards governing the conduct of the insurer.

AIS Program Guidelines:

1.0 General Guidelines

1.1 The AIS program should be designed to mitigate the risk that the insurer's use of an AI system will result in adverse consumer outcomes.

1.2 The AIS program should address governance, risk management controls, and internal audit functions.

1.3 The AIS program should vest responsibility for the development, implementation, monitoring, and oversight of the AIS program and for setting the insurer's strategy for AI systems with senior management accountable to the board or an appropriate committee of the board.

1.4 The AIS program should be tailored to and proportionate with the insurer's use and reliance on AI and AI systems. Controls and procedures should be focused on the mitigation of adverse consumer outcomes and the scope of the controls and procedures applicable to a given AI system use case should reflect and align with the degree of potential harm to consumers with respect to that use case.

1.5 The AIS program may be independent of or part of the insurer's existing enterprise risk management (ERM) program. The AIS pro-

gram may adopt, incorporate, or rely upon, in whole or in part, a framework or standards developed by an official third-party standard organization, such as the National Institute of Standards and Technology (NIST) Artificial Intelligence Risk Management Framework, Version 1.0.

1.6 The AIS program should address the use of AI systems across the insurance life cycle, including areas such as product development and design, marketing, use, underwriting, rating and pricing, case management, claim administration and payment, and fraud detection.

1.7 The AIS program should address all phases of an AI system's life cycle, including design, development, validation, implementation (both systems and business), use, ongoing monitoring, updating, and retirement.

1.8 The AIS program should address the AI systems used with respect to regulated insurance practices whether developed by the insurer or a third-party vendor.

1.9 The AIS program should include processes and procedures providing notice to impacted consumers that AI systems are in use and provide access to appropriate levels of information based on the phase of the insurance life cycle in which the AI systems are being used.

2.0 Governance

The AIS program should include a governance framework for the oversight of AI systems used by the insurer. Governance should prioritize transparency, fairness, and accountability in the design and implementation of the AI systems, recognizing that proprietary and trade secret information must be protected. An insurer may consider adopting new internal governance structures or rely on the insurer's existing governance structures; however, in developing its governance framework, the insurer should consider addressing the following items:

2.1 The policies, processes, and procedures, including risk management and internal controls, to be followed at each stage of an AI system life cycle, from proposed development to retirement.

2.2 The requirements adopted by the insurer to document compliance with the AIS program policies, processes, procedures, and standards. Documentation requirements should be developed with Section 4 in mind.

2.3 The insurer's internal AI system governance accountability structure, such as:

(a) The formation of centralized, federated, or otherwise constituted committees comprised of representatives from appropriate disciplines and units within the insurer, such as business units, product specialists, actuarial, data science and analytics, underwriting, claims, compliance, and legal.

(b) Scope of responsibility and authority, chains of command, and decisional hierarchies.

(c) The independence of decision-makers and lines of defense at successive stages of the AI system life cycle.

(d) Monitoring, auditing, escalation, and reporting protocols and requirements.

(e) Development and implementation of ongoing training and supervision of personnel.

2.4 Specifically with respect to predictive models: The insurer's processes and procedures for designing, developing, verifying, deploying, using, updating, and monitoring predictive models, including a description of methods used to detect and address errors, performance issues, outliers, or unfair discrimination in the insurance practices resulting from the use of the predictive model.

3.0 Risk Management and Internal Controls

The AIS program should document the insurer's risk identification, mitigation, and management framework and internal controls for AI systems generally and at each stage of the AI system life cycle. Risk management and internal controls should address the following items:

3.1 The oversight and approval process for the development, adoption, or acquisition of AI systems, as well as the identification of constraints and controls on automation and design to align and balance function with risk.

3.2 Data practices and accountability procedures, including data currency, lineage, quality, integrity, bias analysis and minimization, and suitability.

3.3 Management and oversight of predictive models (including algorithms used therein), including:

(a) Inventories and descriptions of the predictive models.

(b) Detailed documentation of the development and use of the predictive models.

(c) Assessments such as interpretability, repeatability, robustness, regular tuning, reproducibility, traceability, model drift, and the auditability of these measurements where appropriate.

3.4 Validating, testing, and retesting as necessary to assess the generalization of AI system outputs upon implementation, including the suitability of the data used to develop, train, validate, and audit the model. Validation can take the form of comparing model performance on unseen data available at the time of model development to the performance observed on data post-implementation, measuring performance against expert review, or other methods.

3.5 The protection of nonpublic information, particularly consumer information, including unauthorized access to the predictive models themselves.

3.6 Data and record retention.

3.7 Specifically with respect to predictive models: A narrative description of the model's intended goals and objectives and how the model is developed and validated to ensure that the AI systems that rely on such models correctly and efficiently predict or implement those goals and objectives.

4.0 Third-Party AI Systems and Data

Each AIS program should address the insurer's process for acquiring, using, or relying on (i) third-party data to develop AI systems; and (ii) AI systems developed by a third party, which may include, as appropriate, the establishment of standards, policies, procedures, and protocols relating to the following considerations:

4.1 Due diligence and the methods employed by the insurer to assess the third party and its data or AI systems acquired from the third party to ensure that decisions made or supported from such AI systems that could lead to adverse consumer outcomes will meet the legal standards imposed on the insurer itself.

4.2 Where appropriate and available, the inclusion of terms in contracts with third parties that:

(a) Provide audit rights and/or entitle the insurer to receive audit reports by qualified auditing entities.

(b) Require the third party to cooperate with the insurer with regard to regulatory inquiries and investigations related to the insurer's use of the third-party's product or services.

4.3 The performance of contractual rights regarding audits and/or other activities to confirm the third-party's compliance with contractual and, where applicable, regulatory requirements.

SECTION 4: REGULATORY OVERSIGHT AND EXAMINATION CONSIDERATIONS: OIC's regulatory oversight of insurers includes oversight of an insurer's conduct in the state, including its use of AI systems to make or support decisions that impact consumers. Regardless of the existence or scope of a written AIS program, in the context of an investigation or market conduct action, an insurer can anticipate to be asked about its development, deployment, and use of AI systems, or any specific predictive model, AI system, or application and its outcomes (including adverse consumer outcomes) from the use of those AI systems, as well as any other information or documentation deemed relevant by OIC.

Insurers should anticipate those inquiries to include (but not be limited to) the insurer's governance framework, risk management, and internal controls (including the considerations identified in Section 3). In addition to conducting a review of any of the items listed in this bulletin, a regulator may also ask questions regarding any specific model, AI system, or its application, including requests for the following types of information and/or documentation:

1. Information and Documentation Relating to AI System Governance, Risk Management, and Use Protocols:

1.1. Information and documentation related to or evidencing the insurer's AIS program, including:

- (a) The written AIS program.
- (b) Information and documentation relating to or evidencing the adoption of the AIS program.
- (c) The scope of the insurer's AIS program, including any AI systems and technologies not included in or addressed by the AIS program.
- (d) How the AIS program is tailored to and proportionate with the insurer's use and reliance on AI systems, the risk of adverse consumer outcomes, and the degree of potential harm to consumers.
- (e) The policies, procedures, guidance, training materials, and other information relating to the adoption, implementation, maintenance, monitoring, and oversight of the insurer's AIS program, including:
 - i. Processes and procedures for the development, adoption, or acquisition of AI systems, such as:
 - (1) Identification of constraints and controls on automation and design.
 - (2) Data governance and controls, any practices related to data lineage, quality, integrity, bias analysis and minimization, suitability, and data currency.
 - ii. Processes and procedures related to the management and oversight of predictive models, including measurements, standards, or thresholds adopted or used by the insurer in the development, validation, and oversight of models and AI systems.
 - iii. Protection of nonpublic information, particularly consumer information, including unauthorized access to predictive models themselves.

1.2. Information and documentation relating to the insurer's pre-acquisition/preuse diligence, monitoring, oversight, and auditing of data or AI systems developed by a third party.

1.3. Information and documentation relating to or evidencing the insurer's implementation and compliance with its AIS program, including documents relating to the insurer's monitoring and audit activities respecting compliance, such as:

(a) Documentation relating to or evidencing the formation and on-going operation of the insurer's coordinating bodies for the development, use, and oversight of AI systems.

(b) Documentation related to data practices and accountability procedures, including data lineage, quality, integrity, bias analysis and minimization, suitability, and data currency.

(c) Management and oversight of predictive models and AI systems, including:

i. The insurer's inventories and descriptions of predictive models, and AI systems used by the insurer to make or support decisions that can result in adverse consumer outcomes.

ii. As to any specific predictive model or AI system that is the subject of investigation or examination:

(1) Documentation of compliance with all applicable AI program policies, protocols, and procedures in the development, use, and oversight of predictive models and AI systems deployed by the insurer.

(2) Information about data used in the development and oversight of the specific model or AI system, including the data source, provenance, data lineage, quality, integrity, bias analysis and minimization, suitability, and data currency.

(3) Information related to the techniques, measurements, thresholds, and similar controls used by the insurer.

(d) Documentation related to validation, testing, and auditing, including evaluation of model drift to assess the reliability of outputs that influence the decisions made based on predictive models. Note that the nature of validation, testing, and auditing should be reflective of the underlying components of the AI system, whether based on predictive models or generative AI.

2. Third-Party AI Systems and Data: In addition, if the investigation or examination concerns data, predictive models, or AI systems collected or developed in whole or in part by third parties, the insurer should also anticipate OIC to request the following additional types of information and documentation.

2.1 Due diligence conducted on third parties and their data, models, or AI systems.

2.2 Contracts with third-party AI system, model, or data vendors, including terms relating to representations, warranties, data security and privacy, data sourcing, intellectual property rights, confidentiality and disclosures, and/or cooperation with regulators.

2.3 Audits and/or confirmation processes performed regarding third-party compliance with contractual and, where applicable, regulatory obligations.

2.4 Documentation pertaining to validation, testing, and auditing, including evaluation of model drift.

OIC recognizes that insurers may demonstrate their compliance with the laws that regulate their conduct in the state in their use of AI systems through alternative means, including through practices that differ from those described in this bulletin. The goal of the bulletin is not to prescribe specific practices or to prescribe specific documentation requirements. Rather, the goal is to ensure that insurers in the state are aware of OIC's advice as to how AI systems will be governed and managed and of the kinds of information and documents about an insurer's AI systems that OIC expects an insurer to produce when requested.

As in all cases, investigations and market conduct actions may be performed using procedures that vary in nature, extent, and timing in accordance with regulatory judgment. Work performed may include inqui-

ry, examination of company documentation, or any of the continuum of market actions described in the NAIC's Market Regulation Handbook. These activities may involve the use of contracted specialists with relevant subject matter expertise. Nothing in this bulletin limits the authority of OIC to conduct any regulatory investigation, examination, or enforcement action relative to any act or omission of any insurer that OIC is authorized to perform.

Questions about this bulletin may be directed to Bryon Welch, policy@oic.wa.gov or 360-725-7171.

WSR 24-10-026
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
FISH AND WILDLIFE
 (Fish and Wildlife Commission)
 [Filed April 22, 2024, 3:24 p.m.]

2024 MEETING CALENDAR

During the April 19, 2024, meeting the fish and wildlife commission (commission) approved amending the following dates and locations for the 2024 calendar.

Date	Meeting Type
January 25-27	Hybrid - Olympia
February 16	Web conference
March 14-16	Hybrid - Olympia
April 18-20	Hybrid - Olympia
May 17	Web conference
June 20-22	Hybrid - Vancouver
July 19	Web conference
August 8-10	Hybrid - Olympia
September 26-28	Hybrid - Spokane
October 24-26	Hybrid - Ellensburg
November 15	Web conference
December 12-14	Hybrid - Cle Elum

Commission meetings are open to the public. Meeting agendas, minutes, and recordings are available on the commission's website. Under meeting type, hybrid means both in person and virtual.

WSR 24-10-027

AGENDA

OFFICE OF THE
INSURANCE COMMISSIONER

[Filed April 22, 2024, 4:52 p.m.]

2024 Rules Agenda

For the most up-to-date information on rule making, visit <https://www.insurance.wa.gov/proposed-rules>. To sign up for email or text alerts from the office of the insurance commissioner (OIC) about rule changes, legislation, industry information, and consumer news, visit <https://public.govdelivery.com/accounts/WAOIC/subscriber/new>.

Name of proposed rule	Summary	Analyst/Advisor Staffing
2023-02 Revising the prior authorization process (with addition of new substance use disorder treatment requirements)	The legislature has modernized prior authorization processes to prevent delays in care and improve health outcomes. To implement these objectives, OIC will resume its work on prior authorization revisions from last year's E2SHB 1357 and will include the corresponding mental health-related utilization management requirements from this year's 2SSB 6228. This rule-making package will recommence at the CR-101 phase.	Joyce Brake Delika Steele Jane Beyer
Relating to health care benefit managers	E2SSB 5213 promotes greater prescription drug transparency and more consumer choice on how to obtain prescriptions. The bill prohibits pharmacy benefit managers (PBMs) from spread pricing and sets limits on consumer cost sharing within PBM transactions. This rule making will implement the new regulations governing PBMs.	Nico Janssen Jane Beyer
Protecting consumers from out-of-network health care charges and increasing the cap on Balance Billing Protection Act (BBPA) arbitration fees	SSB 5986 bans balance billing for covered emergency and nonemergency ground ambulance transportation. This rule making will revise current rules to include ground ambulance service providers and will increase the cap on BBPA arbitration fees.	Sydney Rogalla Jane Beyer
Consolidated health care rule making	This rule making will consolidate efforts in several areas: <ul style="list-style-type: none"> • SB 5300: Concerning continuity of coverage for prescription drugs prescribed for the treatment of behavioral health conditions • HB 2041: Concerning physician assistant collaborative practice • SB 5821: Establishing a uniform standard for creating an established relationship for the purposes of audio-only telemedicine services • ESHB 1957: Preserving coverage of preventive services without cost-sharing • Carrier Overpayment Recovery Limits: Limiting the number of times a carrier may request a refund within 24- or 30-month time frames and defining "date that the payment was made" to limit the recurrence of refund and claims reprocessing requests 	Delika Steele Jane Beyer
Concerning the insurer holding company act	SB 6027 aligns Washington's insurer holding company system with the National Association of Insurance Commissioners' standards. The rule revisions will focus on group solvency supervision and liquidity stress test standards.	Andrew Davis David Forte
Clarifying limited line credit inclusion and Designated Responsible Licensed Producer (DRLP) additions during agency renewal process	Clarifies that when a producer holds any line of authority (life, disability, property, or casualty) or combination of lines of authority, limited line credit is included in those lines. Allows insurance agencies to add/affiliate new DRLPs during the renewal process when current DRLP license is inactive.	Andrew Davis David Forte

Name of proposed rule	Summary	Analyst/Advisor Staffing
Technical-clean-up: Removing the adjuster continuing education exemption, the producer preclicensing education (PLE) requirement, and past licensing electronic submission dates	This technical clean-up will ensure that insurance rules are clear, relevant, and align with Title 48. This rule making will clarify adjuster continuing education requirements and producer PLE course requirements. It will also remove past dates associated with licensing electronic submissions.	Simon Casson
*Prescribing the duties of title insurance escrow agents	Prescribes the duties of title insurance agents acting as escrow agents to match those of the Title Insurers Model Act.	<i>*This rule making may be added to the 2024 rules agenda subject to workload and analyst availability.</i>
*Requiring disclosures for life insurance policy surrenders	This rule making will ensure that consumers receive proper disclosure on the effects of life insurance policy surrenders.	<i>*This rule making may be added to the 2024 rules agenda subject to workload and analyst availability.</i>

Contact rules coordinator, rulescoordinator@oic.wa.gov.

WSR 24-10-033

INTERPRETIVE STATEMENT

DEPARTMENT OF REVENUE

[Filed April 23, 2024, 10:10 a.m.]

INTERPRETIVE STATEMENT ISSUED

The department of revenue has issued the following excise tax advisory (ETA): **ETA 3221.2024 [Data Center Exemption: Qualifying Tenants & Data Centers Consisting of Multiple Buildings]**.

This ETA explains the application of the sales and use tax exemptions for server equipment and power infrastructure in eligible computer data centers, to scenarios involving qualifying tenants and data centers consisting of multiple buildings.

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

Brenton Madison
Tax Policy Manager
Rules Coordinator

WSR 24-10-037
PUBLIC RECORDS OFFICER
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
[Filed April 23, 2024, 1:00 p.m.]

Pursuant to RCW 42.56.580, the public records officer for the Department of Social and Health Services is Geoff Nisbet, P.O. Box 45135, Olympia, WA 98504-5135, phone 360-902-8484, fax 360-902-7855, email DSHSPublicDisclosure@dshs.wa.gov.

Mike Williams
Deputy Chief of Staff

WSR 24-10-039
NOTICE OF PUBLIC MEETINGS
PUBLIC EMPLOYMENT
RELATIONS COMMISSION

[Filed April 23, 2024, 3:48 p.m.]

The following is the schedule of regular meetings of the public employment relations commission in 2024, **all to be held virtually via Zoom and in Olympia with location and format subject to change:**

Date	Time	Location
January 2024	No meeting	
February 13, 2024	10:00 a.m.	Via Zoom and in person at 112 Henry Street N.E. Suite 300 Olympia, WA
March 19, 2024	10:00 a.m.	Same as above
April 9, 2024	10:00 a.m.	Same as above
May 14, 2024	10:00 a.m.	Same as above
June 11, 2024	10:00 a.m.	Same as above
July 2024	No meeting	
August 13, 2024	10:00 a.m.	Same as above
September 10, 2024	10:00 a.m.	Same as above
October 8, 2024	10:00 a.m.	Same as above
November 12, 2024	10:00 a.m.	Same as above
December 2024	No meeting	

If you need further information, contact Vanessa Smith at vanessa.smith@perc.wa.gov or 360-570-7332.

WSR 24-10-040

POLICY STATEMENT

DEPARTMENT OF HEALTH

[Filed April 23, 2024, 4:55 p.m.]

This memo serves as notice that the department of health (department) is rescinding the policy statement Federal Rules Regarding Over-the-Counter Hearing Aids - Policy Number: BHS 01.22, which was filed December 22, 2022, and published in WSR 23-02-010.

The department is rescinding this policy statement because the content was permanently incorporated into WAC 246-828-100 as published in WSR 24-01-087 on December 18, 2023. The policy statement is no longer needed.

Individuals requiring information on the rescission of this policy statement or the adoption of standards into WAC 246-828-100 should contact Kim-Boi Shadduck, program manager, at 360-236-2912, or kimboi.shadduck@doh.wa.gov.

Tami M. Thompson
Regulatory Affairs Manager

WSR 24-10-053

NOTICE OF APPEAL

OFFICE OF THE GOVERNOR

[Filed April 25, 2024, 2:32 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 March 11, 2024, the Governor's Office received an appeal from Matthew Hepner, relating to the Washington State Department of Labor & Industries' denial of a petition to amend or repeal WAC 296-127-01344 (*Laborers*). The Governor's Office denied the appeal on April 25, 2024.

DATE: April 25, 2024

Kathryn Leathers
General Counsel
to the Governor

WSR 24-10-054

NOTICE OF APPEAL

OFFICE OF THE GOVERNOR

[Filed April 25, 2024, 2:37 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 March 5, 2024, the Governor's Office received an appeal from Todd Myers and Patrick Hanks, relating to the State Building Code Council's denial of a petition to amend or repeal *WSR 23-21-105* and *WSR 23-21-106*. The Governor's Office denied the appeal on April 17, 2024.

REVISED: April 25, 2024

DATE: April 17, 2024

Kathryn Leathers
General Counsel
to the Governor

WSR 24-10-075

NOTICE OF PUBLIC MEETINGS

GRAYS HARBOR COLLEGE

[Filed April 29, 2024, 3:17 p.m.]

The Grays Harbor College board of trustees has changed the following regular meetings:

From: June 13, 2024, at 9:00 a.m.

To: June 11, 2024, at 9:00 a.m.

New Meeting Dates:

July 9, 2024, at 9:00 a.m.

August 13, 2024, at 9:00 a.m.

September 10, 2024, at 9:00 a.m.

October 8, 2024, at 9:00 a.m.

November 12, 2024, at 9:00 a.m.

December 3, 2024, at 9:00 a.m.

January 14, 2025, at 9:00 a.m.

February 11, 2025, at 9:00 a.m.

March 11, 2025, at 9:00 a.m.

April 8, 2025, at 9:00 a.m.

May 13, 2025, at 9:00 a.m.

June 10, 2025, at 9:00 a.m.

If you need further information, contact Shannon Bell at shannon.bell@ghc.edu or call at 360-538-4000.

WSR 24-10-082

DEPARTMENT OF ECOLOGY

[Filed April 30, 2024, 11:34 a.m.]

PUBLIC NOTICE

Announcing the Reissuance of the Winery General Permit

The Washington state department of ecology (ecology) is reissuing the winery state waste discharge general permit (permit) on May 29, 2024. The permit becomes effective on July 1, 2024, and expires on June 30, 2029.

Purpose of the Permit: The permit addresses various legal requirements and responsibilities, and regulates the discharge of pollutants to protect water quality in Washington state. The permit provides coverage for the conditional discharge of pollutants to land, ground waters, or to a wastewater treatment plant in the state of Washington. The wastewater discharge methods covered under this permit include unlisted wastewater treatment plants, irrigation to managed vegetation, lagoons or other liquid storage structures, road dust abatement, subsurface infiltration systems, and infiltration basins. The permit is a state waste discharge permit that limits the discharge of pollutants to groundwater under the authority of the State Water Pollution Control Act (chapter 90.48 RCW).

Public Notice Process and Comments: Ecology accepted public comments on the draft permit from January 18, 2024, **through** March 1, 2024. Ecology held informational public workshops and hearings during this time via online statewide webinars on February 20, 2024, and February 26, 2024. Ecology received written public comments and emails. The comments and ecology's responses are included as Appendix D of the fact sheet.

Copies of the Permit: The final permit, fact sheet, and response to comments are available online at <https://ecology.wa.gov/regulations-permits/permits-certifications/winery-permit>. You may request hard copies from Jackie Lince at jackie.lince@ecy.wa.gov or 360-407-6400.

Applying for Coverage Under the Permit: Your facility covered under the existing permit that reapplied for permit coverage will be covered under the new permit. New or unpermitted wineries 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). The application is available online at <https://ecology.wa.gov/regulations-permits/permits-certifications/winery-permit#info>.

Ecology Contact: Danielle Edelman, Washington State Department of Ecology, P.O. Box 47696, Olympia, WA 98504-7696, phone 360-763-2597, email danielle.edelman@ecy.wa.gov.

Assistance for Persons with Disabilities: To request ADA accommodation for disabilities, call ecology at 360-407-7285 or visit <https://ecology.wa.gov/accessibility>. People with impaired hearing may call Washington relay service at 711. People with speech disability may call TTY at 877-833-6341.

En Español: Para información en español, por favor comuníquese con Danielle Edelman al 360-763-2597.

Your Right to Appeal: You have a right to appeal the final general permit and general permit coverage for a specific facility to the pollution control hearings board. The appeal process is governed by chapters 43.21B RCW and 371-08 WAC.

- Appeals of the general permit issuance must be filed **within 30 days of issuance** of the general permit. See the *Appeal of the General Permit Focus Sheet* for more information at <https://fortress.wa.gov/ecy/publications/documents/1710009.pdf>.
- Appeals of general permit coverage for a specific facility must be filed **within 30 days of the effective date of coverage**. See the *Appeal of a General Permit Coverage Focus Sheet* for more information at <https://fortress.wa.gov/ecy/publications/documents/1710007.pdf>.

If you have questions, please contact Danielle Edelman at danielle.edelman@ecy.wa.gov or 360-763-2597.

WSR 24-10-084

DEPARTMENT OF ECOLOGY

[Filed April 30, 2024, 12:40 p.m.]

PUBLIC NOTICE

**Announcing the Reissuance of the Aquatic Mosquito Control
General Permit**

The Washington state department of ecology (ecology) is reissuing the Aquatic Mosquito Control National Pollutant Discharge Elimination System (NPDES) and state waste discharge general permit (permit) on May 21, 2024. The permit becomes effective on June 20, 2024, and expires on June 20, 2029.

Purpose of the Permit: The permit addresses various legal requirements and responsibilities, and regulates the discharge of pollutants to protect water quality in Washington state. The permit authorizes the discharge of certain types of insecticides into state waters to control mosquitoes. The permit is a combined NPDES and state waste discharge permit that limits the discharge of pollutants to surface waters under the authority of the Federal Water Pollution Control Act (33 U.S.C. 1251) and limits the discharge of pollutants to surface and groundwater under the authority of the State Water Pollution Control Act (chapter 90.48 RCW).

Public Notice Process and Comments: Ecology accepted public comments on the draft permit from **November 15, 2023, through December 29, 2023**. Ecology held informational public workshops and hearings during this time via online statewide webinars on **December 19, 2023, and December 20, 2023**. Ecology received written public comments and emails. The comments and ecology's responses are included as Appendix B of the fact sheet.

Copies of the Permit: The final permit, fact sheet, and response to comments are available online at <https://ecology.wa.gov/mosquitopermit>. You may request hard copies from Jackie Lince at jackie.lince@ecy.wa.gov or 360-407-6600.

Applying for Coverage Under the Permit: Permittees conducting mosquito control activities under the existing permit that reapplied for permit coverage will be covered under the new permit. New or unpermitted mosquito control projects that discharge to surface water 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). The application is available online at <https://ecology.wa.gov/mosquitopermit>.

Ecology Contact: Shawn Ultican, Washington State Department of Ecology, P.O. Box 47696, Olympia, WA 98504-7696, phone 360-407-6283, email shawn.ultican@ecy.wa.gov.

Assistance for Persons with Disabilities: To request ADA accommodation for disabilities, call ecology at 360-407-7285 or visit <https://ecology.wa.gov/accessibility>. People with impaired hearing may call Washington relay service at 711. People with speech disability may call TTY at 877-833-6341.

En Español: Para información en español, por favor comuníquese con Shawn Ultican al 360-407-6283.

Your Right to Appeal: You have a right to appeal the final general permit and general permit coverage for a specific facility to the pollution control hearings board. The appeal process is governed by chapters 43.21B RCW and 371-08 WAC.

- Appeals of the general permit issuance must be filed **within 30 days of issuance** of the general permit. See the *Appeal of the General Permit Focus Sheet* for more information at <https://fortress.wa.gov/ecy/publications/documents/1710009.pdf>.
- Appeals of general permit coverage for a specific facility must be filed **within 30 days of the effective date of coverage**. See the *Appeal of a General Permit Coverage Focus Sheet* for more information at <https://fortress.wa.gov/ecy/publications/documents/1710007.pdf>.

If you have questions, please contact Shawn Ultican at shawn.ultican@ecy.wa.gov or 360-407-6283.

WSR 24-10-085

DEPARTMENT OF ECOLOGY

[Filed April 30, 2024, 12:40 p.m.]

PUBLIC NOTICE

Announcing the Draft Industrial Stormwater General Permit and Fact Sheet for Review and Comment

The Washington state department of ecology (ecology) proposes to reissue the Industrial Stormwater National Pollutant Discharge Elimination System and state waste discharge general permit (permit). The current permit was last issued in November 2019 and is scheduled to **expire December 31, 2024**. The revised draft permit and fact sheet, which explains the legal and technical basis for the permit, are available with any associated documents for review and public comment from **May 15, 2024, through June 28, 2024, 11:59 p.m.** Ecology will host informational workshops and public hearings on the draft permit.

Purpose of the Permit: The permit addresses various legal requirements and responsibilities, and regulates the discharge of pollutants to protect water quality in Washington state. The proposed industrial stormwater general permit limits the discharge of pollutants to surface waters under the authority of the Federal Water Pollution Control Act (33 U.S.C. 1251) and limits the discharge of pollutants to surface and groundwater under the authority of the State Water Pollution Control Act (chapter 90.48 RCW). Stormwater may become contaminated by industrial activities as a result of contact with materials stored outside, spills and leaks from equipment or materials used on-site, contact with materials during loading, unloading or transfer from one location to another, and from airborne contaminants and therefore require a discharge permit. When the permitted activities conducted by a specific class of industries are similar, ecology issues a general permit to cover all of them, rather than issuing a series of individual permits.

Applying for Coverage Under the Permit: Facilities that have already applied for coverage by July 5, 2024, and are covered under the existing permit, are 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 (SEPA) requirements (WAC 173-226-200). Access to the application is available online at <https://ecology.wa.gov/IndustrialStormwaterPermit>.

Copies of the Draft Permit and Fact Sheet: The draft permit and fact sheet are available online at <https://ecology.wa.gov/IndustrialStormwaterPermit> by end of day on **May 15, 2024**. You may request hard copies from Jackie Lince at jackie.lince@ecy.wa.gov or 360-407-6600.

Submitting Written Comments: Ecology will accept written comments on the draft permit from **May 15, 2024, through June 28, 2024, 11:59 p.m.** Ecology prefers online comment submission via the eComment form (link below) on the permit web page. Written comments by mail must be postmarked by July 12, 2024. Comments should reference specific permit text when possible.

Online via the eComment form: <https://wg.ecology.commentinput.com/?id=tx2Ba6krSR> (preferred).

By mail: Send to Travis Porter, Washington State Department of Ecology, P.O. Box 47696, Olympia, WA 98504-7696, phone 360-280-8370, email travis.porter@ecy.wa.gov.

Assistance for Persons with Disabilities: To request ADA accommodation for disabilities, call ecology at 360-407-7285 or visit <https://ecology.wa.gov/accessibility>. People with impaired hearing may call Washington relay service at 711. People with speech disability may call TTY at 877-833-6341.

Public Workshops and Hearings: The purpose of the workshops is to explain the general permit and to answer questions prior to the formal public hearings. The purpose of the hearings 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 hearings will begin immediately following the public workshops and will conclude when public testimony is complete.

Details about the meeting times and locations for each workshop and hearing are available at <https://ecology.wa.gov/IndustrialStormwaterPermit>.

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 general permit in **December 2024**.

WSR 24-10-087
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
[Filed April 30, 2024, 1:35 p.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 AP 1.25: How Staff Obtain an Anti-Harassment Order.

Subject: DCS AP 1.25.

Effective Date: April 26, 2024.

Document Description: This DCS administrative policy explains how a DCS employee obtains a protection order in the event a customer engages in threatening behavior against a DCS employee.

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 360-753-9122, fax 360-664-5342, email Rachel.Shaddox@dshs.wa.gov, website <https://www.dshs.wa.gov/esa/division-child-support> [<https://www.dshs.wa.gov/esa/division-child-support>].

WSR 24-10-109

NOTICE OF PUBLIC MEETINGS
RECREATION AND CONSERVATION
OFFICE

(Salmon Recovery Funding Board)
[Filed May 1, 2024, 10:20 a.m.]

The salmon recovery funding board is changing the **location** and **time** of the regular quarterly meeting scheduled for June 12-13, 2024.
FROM: June 12-13, 2024, from 9:00 a.m. to 5:00 p.m., to be determined.

to: June 12, 2024, from **9:00 a.m. to 4:25 p.m.**, at the **Hemlock Forest Conference Room, Olympic Natural Resource Center, 1455 South Forks Avenue, Forks, WA 98331**; and **online via Zoom**; and on June 13, 2024, from **9:00 a.m. to 3:15 p.m.**, at **Clallam County, Washington**.

For further information, please contact Julia McNamara, julia.mcnamara@rco.wa.gov or check the recreation and conservation office's (RCO) web page at Meetings - RCO (wa.gov).

The 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 24-10-111
NOTICE OF PUBLIC MEETINGS
RECREATION AND CONSERVATION
OFFICE

(Invasive Species Council)

[Filed May 1, 2024, 10:33 a.m.]

The Washington invasive species council is changing the **location**, and adjusting the **time** of the regular quarterly meeting scheduled for June 27, 2024:

FROM: June 27, 2024, from 9:00 a.m. to 5:00 p.m., at the Washington Department of Transportation Building, 1206 G Street, Walla Walla, WA 99362. In person and online with a tour included in the afternoon. See meeting page for more information.

to: June 27, 2024, from 9:00 a.m. to **3:00 p.m. Tour: Between US 12 Mile Post 324.5 west bound and 330.7 eastbound;** Meeting: Washington Department of Transportation Building, 1206 G Street, Walla Walla, WA 99362. In person and online meeting. Tour in person only. See meeting page for more information.

If you need further information, contact Julia McNamara, Board Liaison Coordinator, 1111 Washington Avenue S.E., P.O. Box 40917, Olympia, WA 98504-0917, phone 360-902-2956, fax 360-902-3026, Julia.McNamara@rco.wa.gov, www.rco.wa.gov; or Steph Helms, Executive Coordinator, 1111 Washington Avenue S.E., P.O. Box 40917, Olympia, WA 98504-0917, phone 360-704-0973, fax 360-902-3026, Stephanie.Helms@rco.wa.gov, www.InvasiveSpecies.wa.gov.

The recreation and conservation office 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.