

WSR 21-01-005

PREPROPOSAL STATEMENT OF INQUIRY

RENTON TECHNICAL COLLEGE

[Filed December 2, 2020, 1:11 p.m.]

Subject of Possible Rule Making: Department of Education (DOE) Title IX Rules and student conduct code update.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Title IX of Education Amendments of 1972; RCW 28B.50.140, chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Adding and repealing rules to chapter 495E-110 WAC, Student conduct code and hearing procedures, rules are necessary for compliance with DOE updated Title IX rules issued on May 22, 2020, and requiring implementation of updated student conduct code requirements related to Title IX. Renton Technical College is proceeding with permanent rule making on these subjects.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: DOE.

Process for Developing New Rule: Federal regulations to student code of conduct and Title IX (see above).

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jessica Gilmore English, Vice President, Student Services, 3000 N.E. 4th Street, Renton, WA 98056, phone 425-235-2463, email jgilmoreenglish@rtc.edu, website www.rtc.edu; or Eduardo Rodriguez, Vice President, Administration and Finance, 3000 N.E. 4th Street, Renton, WA 98056, phone 425-235-5846, email erodriguez@columbiabasin.edu [erodriguez@rtc.edu], website www.rtc.edu.

December 2, 2020
Eduardo Rodriguez
Vice President of
Administration and Finance

WSR 21-01-032
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
CHILDREN, YOUTH, AND FAMILIES

[Filed December 7, 2020, 9:23 a.m.]

Subject of Possible Rule Making: Licensing requirements for group care facilities.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.43.832, 74.13.031, and 74.15.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Stakeholders requested a review of the education and professional development requirements for certain staff positions within licensed programs.

Process for Developing New Rule: Collaborative; the department will conduct focus groups comprised of impacted parties to inform rule development and comments about draft rules will be solicited from the focus group participants as well as the regulated community.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting department of children, youth, and families, rules coordinator, email dcyf.rulescoordinator@dcyf.wa.gov, website <https://del.wa.gov/PolicyProposalComment/Detail.aspx>.

December 7, 2020
Brenda Villarreal
Rules Coordinator

WSR 21-01-052
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE

[Filed December 8, 2020, 3:56 p.m.]

Subject of Possible Rule Making: The department is considering rule changes to govern the for-profit use of specific wildlife species for dog aversion training.

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 to chapter 220-450 WAC are necessary to clarify the rules and regulations associated with for-profit use of wildlife in dog aversion training.

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

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 S.E., [Olympia], WA 98504, phone 360-902-2515, fax 360-902-2162, email Rules.coordinator@dfw.wa.gov, website wdfw.wa.gov.

December 8, 2020
Ben Power
Rules Coordinator

WSR 21-01-056
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH
(Board of Physical Therapy)
[Filed December 9, 2020, 9:19 a.m.]

Subject of Possible Rule Making: WAC 246-915-120 Foreign educated applicants, the board of physical therapy (board) is considering changes to the requirement that passing scores for the internet-based Test of English as a Foreign Language (ibTOEFL) all be earned during the same test sitting.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.74.023.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The board received a petition on July 26, 2020, requesting that applicants be allowed to take the ibTOEFL and receive passing scores during multiple test sittings. This would permit an applicant to retake any failed category until a passing score is earned. Currently, WAC 246-915-120 (1)(c)(iii) requires applicants to achieve minimum scores for each category of the ibTOEFL examination during the same sitting. The petitioner stated multiple sittings for the ibTOEFL would help reduce barriers for foreign educated applicants trying to earn a license in Washington while still providing evidence of proficiency. On October 5, 2020, the board decided to accept the petition and initiate rule making consistent with RCW 34.05.330 (1)(b).

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

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kris Waidely, P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-4847, fax 360-236-2901, TTY 711, email kris.waidely@doh.wa.gov, website www.doh.wa.gov.

Additional comments: Interested persons can participate in the rule process through open public meetings and by submitting written comments, and are encouraged to sign up for the interested parties list (GovDelivery) at <https://public.govdelivery.com/accounts/WADOH/subscriber/new>. Rule-making notices will be emailed via GovDelivery.

December 9, 2020
Kathryn Dale, PT
Chair

WSR 21-01-088
PREPROPOSAL STATEMENT OF INQUIRY
SEATTLE COLLEGES

[Filed December 10, 2020, 4:02 p.m.]

Subject of Possible Rule Making: Student complaints.

Statutes Authorizing the Agency to Adopt Rules on this Subject:
RCW 28B.50.140, 28B.50.090(3).

Reasons Why Rules on this Subject may be Needed and What They
Might Accomplish:

- Increase integration and alignment as more students attend multiple campuses during their time as a student;
- Make the process more student focused by encouraging all parties to engage in sincere efforts to listen and resolve complaints informally;
- Ensure students are supported through the complaint process;
- Enhance an accepting culture and provide supports to encourage students to raise concerns.

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 Kurt Buttleman, 1500 Harvard Avenue, Seattle, WA 98122, phone 206-934-4111, email Kurt.Buttleman@seattlecolleges.edu.

October 8, 2020
Kurt Buttleman
Vice Chancellor
Academic and Student Success

WSR 21-01-101
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed December 11, 2020, 2:08 p.m.]

Subject of Possible Rule Making: WAC 182-512-0800 SSI-related medical—General income exclusions; other related rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is amending WAC 182-512-0800 to add an additional category of income excluded when determining eligibility for Washington apple health SSI-related medical programs, specifically, unearned income withheld for income tax purposes from a benefit that is beyond the person's control. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of Health and Human Services, Centers for Medicare and Medicaid Services, Washington state department of social and health services.

Process for Developing New Rule: The agency welcomes the public to take part in developing this rule. If interested, contact the person identified below to receive an early rule draft to review. After the early review, the agency will send a notice of proposed rule making (CR-102) to everyone receiving this notice and anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Brian Jensen, Rulemaking Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-0815, fax 360-586-9727, telecommunication[s] relay service 711, email brian.jensen@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Stephen Kozak, Program Questions, P.O. Box 45534, Olympia, WA 98504-5534, phone 360-725-1343, fax 360-586-9727, TRS 711, email Stephen.kozak@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

December 11, 2020
Wendy Barcus
Rules Coordinator

WSR 21-01-111
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Developmental Disabilities Administration)

[Filed December 14, 2020, 12:06 p.m.]

Subject of Possible Rule Making: The department is considering creating new chapter 388-847 WAC and amending other related rules as may be required in Title 388 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.12.030, 71A.12.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The developmental disabilities administration (DDA) is planning to write new rules to govern the new stabilization, assessment, and intervention facility (SAIF) program. The SAIF program was created by the 2019-2021 operating budget (ESHB 1109, section 203(j), chapter 415, Laws of 2019). During the course of this review, the department may make additional changes that are necessary to improve rule clarity or update policy.

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

Process for Developing New Rule: The department of social and health services (DSHS) welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Chantelle Diaz, DDA, P.O. Box 45310, Olympia, WA 98504-5310, phone 360-407-1589, fax 360-407-0955, TTY 1-800-833-6388, email chantelle.diaz@dshs.wa.gov.

December 14, 2020
Katherine I. Vasquez
Rules Coordinator

WSR 21-01-118
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Developmental Disabilities Administration)
[Filed December 14, 2020, 3:09 p.m.]

Subject of Possible Rule Making: The developmental disabilities administration (DDA) is planning to amend WAC 388-829-0005 and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.12.030, 71A.12.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: DDA is planning to amend these rules to add more provider types to the scope of chapter 388-829 WAC. During the course of this review, the department may make additional changes that are necessary to improve clarity or update policy.

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

Process for Developing New Rule: The department of social and health services (DSHS) welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Chantelle Diaz, DDA, P.O. Box 45310, Olympia, WA 98504-5310, phone 360-407-1589, fax 360-407-0955, TTY 1-800-833-6388, email chantelle.diaz@dshs.wa.gov.

December 14, 2020
Katherine I. Vasquez
Rules Coordinator

WSR 21-01-121
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Aging and Long-Term Support Administration)
[Filed December 15, 2020, 9:53 a.m.]

Subject of Possible Rule Making: The department is planning to amend WAC 388-71-0975 Who is required to obtain certification as a home care aide, and when?, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.09.520.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is planning to amend WAC 388-71-0975 to clarify how to interpret the long term care worker qualifications and requirements in statute and rule that have specific time periods for compliance when there has been a period of time in which the underlying requirements were suspended and waived in whole or part by emergency proclamation by the governor.

The department filed an emergency rule for WAC 388-71-0975 as WSR 21-01-018 on December 3, 2020.

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

Process for Developing New Rule: The department of social and health services (DSHS) welcomes the public to take part in the developing these rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Angel Sullivan, P.O. Box 45600, Olympia, WA 98504-5600, phone 360-725-2495, fax 360-438-8633, TTY 1-800-833-8633, email angel.sullivan@dshs.wa.gov.

December 15, 2020
Katherine I. Vasquez
Rules Coordinator

WSR 21-01-158
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed December 18, 2020, 9:12 a.m.]

Subject of Possible Rule Making: WAC 182-51-1800 Administrative hearing (formal appeal), 182-70-110 Appeals, 182-70-655 Hearing, 182-70-660 Final decision; other related rules, as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160, 43.71C.110; and ESSHB [E2SHB] 1224, chapter 334, Laws of 2019.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revisions to these sections are necessary due to the revisions the health care authority (HCA) is making to WAC 182-526-0005 Purpose and scope, which HCA filed a CR-101 under WSR 20-11-072 on May 20, 2020. Consistency is needed between chapters 182-51, 182-70, and 182-526 WAC regarding hearings and appeals. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.

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: The agency welcomes the public to take part in developing this rule. If interested, contact the person identified below to receive an early rule draft to review. After the early review, the agency will send a notice of proposed rule making (CR-102) to everyone receiving this notice and anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jason Crabbe, Rulemaking Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-9563, fax 360-586-9727, telecommunication[s] relay services (TRS) 711, email jason.crabbe@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Kerry Breen, Program Questions, P.O. Box 42700, Olympia, WA 98504-2700, phone 360-725-9970, fax 360-586-9727, TRS 711, email kerry.breen@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

December 18, 2020
Wendy Barcus
Rules Coordinator

WSR 21-01-171

**PREPROPOSAL STATEMENT OF INQUIRY
EASTERN WASHINGTON UNIVERSITY**

[Filed December 21, 2020, 9:14 a.m.]

Subject of Possible Rule Making: Chapter 172-123 WAC, Scholarships.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.35.120(12).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Eastern Washington University is considering repealing this chapter and adding information about scholarships to other regulations.

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

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 Annika Scharosch, 211 Tawanka Hall, Eastern Washington University, Cheney, WA 99004, phone 509-359-6724, email ascharosch@ewu.edu, website <https://inside.ewu.edu/policies/>.

December 21, 2020

Annika Scharosch
Associate Vice President

WSR 21-01-172

**PREPROPOSAL STATEMENT OF INQUIRY
EASTERN WASHINGTON UNIVERSITY**

[Filed December 21, 2020, 9:14 a.m.]

Subject of Possible Rule Making: Chapter 172-10 WAC, Public records.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.35.120(12).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Update contact information for the public records officer, website addresses, public records procedures, and costs.

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

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 Annika Scharosch, 211 Tawanka Hall, Eastern Washington University, Cheney, WA 99004, phone 509-359-6724, email ascharosch@ewu.edu, website <https://inside.ewu.edu/policies/>.

December 21, 2020
Annika Scharosch
Associate Vice President

WSR 21-01-173

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF TRANSPORTATION

[Filed December 21, 2020, 9:24 a.m.]

Subject of Possible Rule Making: Reduce conflict in the definition of small businesses.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 39.04.155, 47.01.101, and 47.28.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules are being modified as the current definition of small business allows for firms certified by the Washington state office of minority and women's business enterprises or registered in Washington's electronic business solution to participate in the small and veteran's business enforceable goals program.

The Washington state office of minority and women's business enterprises and Washington's electronic business solution have different size standards. This difference may cause unnecessary confusion and the agency will be creating different standards for businesses based upon ownership, which is not the intent of the program.

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: Washington state department of transportation will solicit comments from its stakeholders via email, stakeholder meetings, advisory groups and other available means.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jackie Bayne, 310 Maple Park Avenue S.E., phone 360-705-7084, fax 360-705-6801, TTY 711, email BayneJ@wsdot.wa.gov, website www.wsdot.wa.gov/equalopportunity.

December 21, 2020
Shannon Gill
Interim Director
Risk Management
and Legal Services

WSR 21-01-182
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
RETIREMENT SYSTEMS

[Filed December 21, 2020, 2:53 p.m.]

Subject of Possible Rule Making: Distributions following the member's death with no survivor beneficiary.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To clarify how any remaining contributions and prorated monthly benefit will be distributed following a member's death, if there is no ongoing survivor benefit.

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/.

December 21, 2020
Jilene Siegel
Rules Coordinator

WSR 21-01-186
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed December 21, 2020, 3:47 p.m.]

Subject of Possible Rule Making: Chapter 256-770 WAC, Fruit and vegetable incentives, the department of health (department) is considering creating a new chapter to implement a fruit and vegetable incentives program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.70.780 Fruit and vegetable incentives program.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 43.70.780 requires the department to adopt rules to implement a fruit and vegetable incentives program. The program includes farmers' market basic food incentives, grocery store basic food incentives, and fruit and vegetable vouchers. These incentives allow eligible participants to receive extra benefits or cash-value vouchers to purchase fruit and vegetables from farmers' markets and food retailers. The department will consider establishing criteria used to determine whether a grocer may become an approved grocery store for the purposes of participating in the fruit and vegetable incentives program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Farmers market basic food incentives and grocery store basic food incentives are regulated by the United States Department of Agriculture's Food and Nutrition Services (USDA). The department will ensure that state rules will align with federal rules for these incentives. No further coordination between the department and USDA is necessary. The Washington state department of social and health services (DSHS) administers the supplemental nutrition assistance program, known in Washington state as basic food. The department will coordinate with DSHS via email, phone, [and] online meetings to ensure the fruit and vegetable incentives program rules are compliant with the basic food rules adopted by DSHS.

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Alyssa Auvinen, P.O. Box 47848, Olympia, WA 98504-7848, phone 360-999-8967, TTY 711, email alyssa.auvinen@doh.wa.gov.

December 20, 2020
Jessica Todorovich
Chief of Staff
for John Wiesman, DrPH, MPH
Secretary

WSR 21-01-191
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed December 22, 2020, 9:12 a.m.]

Subject of Possible Rule Making: Medical aid rules updates regarding rate setting for most professional health care services for injured workers. These updates may also impact rates for health care services provided to crime victims. WAC 296-20-135 Conversion factors, 296-23-220 Physical therapy rules, and 296-23-230 Occupational therapy rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.04.020 and 51.04.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The affected rules describe elements used in the process of updating the maximum allowable payments for most professional health care services. These elements are set in rule in order to follow the established methodologies of the department of labor and industries (L&I) and maintain consistency with the health care authority and medicaid purchasing administration. Specifically, the proposed rule changes will do the following:

1. WAC 296-20-135: Update the conversion factors used by L&I for calculating reimbursement rates for most professional health care and anesthesia services. The conversion factors will be updated to correspond to changes in the medical procedure codes, the relative value units, and anesthesia base units. These changes will enable L&I to continue a reimbursement methodology consistent with other state agencies. Cost-of-living adjustments may be incorporated into the changes in the conversion factors.

2. WAC 296-23-220 and 296-23-230: Update the maximum daily reimbursement level for physical and occupational therapy services so L&I may, if necessary, give cost-of-living adjustments to affected providers.

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

Process for Developing New Rule: L&I notifies external stakeholders through the GovDelivery system on updates to conversion factors and to the physical and occupational therapy maximum daily reimbursement level. L&I coordinates these updates with the health care authority, the medicaid purchasing administration and the Centers for Medicare and Medicaid Services to insure [ensure] consistent health care purchasing policies when possible. The proposed changes will be presented to the advisory groups, published via the GovDelivery system, and publicized in a letter to interested persons.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Emily Stinson, L&I, Health Services Analysis, P.O. Box 44322, Olympia, WA 98504-4322, phone 360-902-5974, fax 360-902-4249, email Emily.Stinson@Lni.wa.gov, website <https://www.Lni.wa.gov/rulemaking-activity>.

December 22, 2020
Joel Sacks
Director

WSR 21-01-199
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed December 22, 2020, 4:11 p.m.]

Subject of Possible Rule Making: WAC 182-513-1620 Tailored supports for older adults (TSOA)—Presumptive eligibility (PE); other related rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021 and 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The health care authority is revising this section to mirror language in WAC 388-106-1910 to alleviate confusion caused by the discrepancies in the language between the two sections. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of social and health services.

Process for Developing New Rule: The agency welcomes the public to take part in developing this rule. If interested, contact the person identified below to receive an early rule draft to review. After the early review, the agency will send a notice of proposed rule making (CR-102) to everyone receiving this notice and anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jason Crabbe, Rulemaking Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-9563, fax 360-586-9727, telecommunication[s] relay service (TRS) 711, email jason.crabbe@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Mark Westenhaver, Program Questions, P.O. Box 45534, Olympia, WA 98504-5534, phone 360-725-1324, fax 360-586-9727, TRS 711, email mark.westenhaver@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

December 22, 2020
Wendy Barcus
Rules Coordinator

WSR 21-01-200
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed December 22, 2020, 4:11 p.m.]

Subject of Possible Rule Making: WAC 296-900-13015 Posting citation and notices, the purpose of this state initiated rule making is to change the length of time that a citation and notice, and any correspondence related to an employee complaint, needs to be posted on an employee safety bulletin board in WAC 296-900-13015. The department is considering changing the amount of time, will be updated from three working days to seven working days.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060, and 49.17.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Employers are currently required to post a citation and notice for three working days for employees to see. There are employees who work nonstandard shifts that may not have access to this information due to the short amount of time the citation and notice is actually posted. The department believes worker safety could be improved if all employees have access to corrective action information.

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: Parties interested in the formulation of these rules for proposal may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Tari Enos, P.O. Box 44620, Olympia, WA 98504-4620, phone 360-902-5541, fax 360-902-5619, email tari.enos@Lni.wa.gov.

December 22, 2020
Joel Sacks
Director