

WSR 21-10-017
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed April 23, 2021, 1:14 p.m.]

Subject of Possible Rule Making: WAC 182-559-100 General, which is a section of the foundational community supports program chapter.

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 this rule to remove the community support services benefit exclusion for institutes for mental diseases.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Centers for Medicare and Medicaid 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 Melinda Froud, Rulemaking Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-1408, fax 360-586-9727, telecommunications relay service (TRS) 711, email melinda.froud@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Annette Schuffenhauer, Program Questions, P.O. Box 45502, Olympia, WA 98504-5502, phone 360-725-1254, fax 360-586-9727, TRS 711, email Annette.schuffenhauer@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

April 23, 2021
Wendy Barcus
Rules Coordinator

**WSR 21-10-021
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
WASHINGTON STATE PATROL**

[Filed April 26, 2021, 7:18 a.m.]

The Washington state patrol requests the withdrawal of the pre-proposal rule making regarding WAC 446-65-010, filed as WSR 20-12-001, and distributed in Washington State Register issue 20-12 on May 20 [June 17], 2020.

John R. Batiste
Chief

WSR 21-10-024
PREPROPOSAL STATEMENT OF INQUIRY
CRIMINAL JUSTICE
TRAINING COMMISSION

[Filed April 26, 2021, 1:58 p.m.]

Subject of Possible Rule Making: Creating and clarifying rules within Title 139 WAC regarding reserve officers including the possible creation of new chapters or subchapters, and reorganization [of] language within existing chapters or subchapters.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.101.080.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules changes are needed to provide clarity and establish standards for the public and law enforcement agencies on the requirements and the training of reserve officers.

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: Negotiated rule making; and rule development also done with commissioners and subject matter experts.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Derek Zable, 19010 1st Avenue South, Burien, WA 98148, phone 206-835-7350, email Dzable@cjtc.wa.gov, website cjtc.wa.gov.

April 26, 2021
Derek Zable
Records and Government
Affairs Manager

WSR 21-10-029
PREPROPOSAL STATEMENT OF INQUIRY
CRIMINAL JUSTICE
TRAINING COMMISSION

[Filed April 27, 2021, 9:30 a.m.]

Subject of Possible Rule Making: Title 139-02 WAC, Public records.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.101.080.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To update public records rules to current practices and expectations.

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; and correspondence between commissioners and subject matter experts.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Derek Zable, 19010 1st Avenue South, Burien, WA 98148, phone 253-835-7350, email Dzable@cjtc.wa.gov, website cjtc.wa.gov.

April 27, 2021
Derek Zable
Records and Governmental
Affairs Manager

WSR 21-10-030
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed April 27, 2021, 9:31 a.m.]

Subject of Possible Rule Making: WAC 182-60-027 Patient decision aid review advisory panel, 182-60-040 Agency medical director certification, and other related rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160, and 7.70.060(4).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The health care authority (HCA) is amending WAC 182-60-027 to add patient representative to the list of panel members. Patient representatives add value to HCA's patient decision aid review advisory panels. After conducting several rounds of certification and recertification, HCA has determined that two years is too short of a time frame between the initial certification of a patient decision aid and its recertification. Therefore, HCA is amending WAC 182-60-040 to change the length of time for certification of patient decision aids from two years to four years. 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, TTY telecommunication[s] relay service (TRS) 711, email jason.crabbe@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Sarah Pearson, Program Questions, P.O. Box 45502, Olympia, WA 98504-5502, phone 360-725-0877, fax 360-586-9727, TRS 711, email sarah.pearson@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

April 27, 2021
Wendy Barcus
Rules Coordinator

WSR 21-10-034

PREPROPOSAL STATEMENT OF INQUIRY

THE EVERGREEN STATE COLLEGE

[Filed April 27, 2021, 2:12 p.m.]

Subject of Possible Rule Making: Parking regulations.

Statutes Authorizing the Agency to Adopt Rules on this Subject:
RCW 28B.40.120.

Reasons Why Rules on this Subject may be Needed and What They
Might Accomplish: Agency procedures update and change from display of
permits to permit by vehicle license plate.

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: Submit written comments by Au-
gust 1, 2021.

Interested parties can participate in the decision to adopt the
new rule and formulation of the proposed rule before publication by
contacting Bryce Winkelman, 2700 Evergreen Parkway N.W., L1125, phone
360-867-6385, email winkelmb@evergreen.edu.

April 27, 2021
Daniel Ralph
Rules Coordinator

WSR 21-10-047
PREPROPOSAL STATEMENT OF INQUIRY
EMPLOYMENT SECURITY DEPARTMENT

[Filed April 28, 2021, 2:35 p.m.]

Subject of Possible Rule Making: The employment security department (department), leave and care division, is considering rules to implement legislation passed during the 2021 legislative session concerning the paid family and medical leave (PFML) program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 50A.05.060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: E2SHB 1073 was passed into law during the 2021 legislative session. The bill provides expanded qualifying periods for those whose employment was affected by the COVID-19 pandemic and provides a small business assistance grant for employers whose employees take paid family or medical leave under the expanded qualifying periods. Rules are being considered regarding small business grant eligibility, what information is required when applying for benefits, and application backdating requirements to align with the new law.

Additionally, ESSB 5097 was passed into law this year. This bill expands the definition of "family member" for the purposes of the PFML program and requires the department to submit two reports to the legislature regarding usage of the program. Rules are being considered to update documentation requirements to align with the new legislation.

Other clarifying or technical amendments may also be considered as needed.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No federal agencies and no other state agencies regulate the PFML program as authority is granted solely to the department.

Process for Developing New Rule: The draft rules will be shared with the public, stakeholders, and the program's advisory committee. The department will solicit input from all involved parties and consider all comments in the development of the final rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting April Amundson, 640 Woodland Square Loop S.E., Lacey, WA 98503, phone 360-485-2816, TTY Theresa Eckstein, state EO office, 771 [711] or 360-902-9354, email rules@esd.wa.gov, website paidleave.wa.gov/rulemaking/.

April 28, 2021
April Amundson
Policy and Rules Manager
Leave and Care Division

WSR 21-10-053
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FINANCIAL INSTITUTIONS
(Division of Consumer Services)
[Filed April 29, 2021, 11:53 a.m.]

Subject of Possible Rule Making: Amending the rules (chapter 208-620 WAC) under the Consumer Loan Act (chapter 31.04 RCW).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.320.040 and 31.04.165.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules must be amended to implement amendments (SB 5077, chapter 15, Laws of 2021) to the Consumer Loan Act which provides authority, under certain circumstances, to licensed companies to allow licensed mortgage loan originators to work from their residences without the company licensing the residence as a branch office of the company. Other amendments may include technical changes for clarity and consistency.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Consumer Financial Protection Bureau implements a number of federal laws that industry must comply with.

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 Ashley Sutherland, P.O. Box 41200, Olympia, WA 98504-1200, phone 360-664-7866, email Ashley.sutherland@dfi.wa.gov, website www.dfi.wa.gov. Sign up for the GovDelivery email subscription system from the department of financial institution's (DFI) website and/or access the rule-making page on the DFI website. By signing up for our GovDelivery service you will receive emails containing information or links to information on DFI's website about industry newsletters, annual assessments, rule-making documents including notices of comment periods and hearing dates, licensing information, interpretive and policy statements, and other important industry information. If you wish to receive paper copies of rule-making documents you must contact Ashley Sutherland at 360-664-7866 and ask to be added to a paper copy mailing list.

April 29, 2021
Lucinda Fazio, Director
Division of Consumer Services

WSR 21-10-054
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FINANCIAL INSTITUTIONS
(Division of Consumer Services)
[Filed April 29, 2021, 11:54 a.m.]

Subject of Possible Rule Making: Amending the rules (chapter 208-660 WAC) under the Mortgage Broker Practices Act (chapter 19.146 RCW).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.320.040 and 31.04.165.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules must be amended to implement amendments (SB 5077, chapter 15, Laws of 2021) to the Mortgage Broker Practices Act which provides authority to licensed companies to allow licensed mortgage loan originators to work from their residences without the company licensing the residence as a branch office of the company. Other amendments may include technical changes for clarity and consistency.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Consumer Financial Protection Bureau implements a number of federal laws that industry must comply with.

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 Ashley Sutherland, P.O. Box 41200, Olympia, WA 98504-1200, phone 360-664-7866, email Ashley.sutherland@dfi.wa.gov, website www.dfi.wa.gov. Sign up for the GovDelivery email subscription system from the department of financial institution's (DFI) website and/or access the rule-making page on the DFI website. By signing up for our GovDelivery service you will receive emails containing information or links to information on DFI's website about industry newsletters, annual assessments, rule-making documents including notices of comment periods and hearing dates, licensing information, interpretive and policy statements, and other important industry information. If you wish to receive paper copies of rule-making documents you must contact Ashley Sutherland at 360-664-7866 and ask to be added to a paper copy mailing list.

April 29, 2021
Lucinda Fazio, Director
Division of Consumer Services

WSR 21-10-068
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed April 30, 2021, 4:16 p.m.]

Subject of Possible Rule Making: WAC 182-559-100 General, 182-559-200 Eligible providers, 182-559-300 Eligibility for community support services, 182-559-350 Eligibility for supported employment services; 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 these rules to correct outdated WAC citations and to make other clarifying changes. 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: Centers for Medicare and Medicaid 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 Melinda Froud, Rulemaking Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-1408, fax 360-586-9727, telecommunications relay service (TRS) 711, email melinda.froud@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Annette Schuffenhauer, Program Questions, P.O. Box 45502, Olympia, WA 98504-5502, phone 360-725-1254, fax 360-586-9727, TRS 711, email Annette.schuffenhauer@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

April 30, 2021
Wendy Barcus
Rules Coordinator

WSR 21-10-069

PREPROPOSAL STATEMENT OF INQUIRY
BELLINGHAM TECHNICAL COLLEGE

[Filed May 2, 2021, 7:15 p.m.]

Subject of Possible Rule Making: Revise WAC 495B-121-350, 495B-121-365, 495B-121-370, and 495B-121-385 to update language to allow the college to hire an outside decision maker as well as amend committee titles.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.130.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To provide students, staff, and visitors clear direction on college processes.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ronda Laughlin, Rules Coordinator, 3028 Lindbergh Avenue, Bellingham, WA 98225, phone 360-752-8334, fax 360-752-7134, TTY 360-752-8515, email rlaughlin@btc.edu, website www.btc.edu.

April 30, 2021
Ronda Laughlin
Executive Assistant
to the President

WSR 21-10-079
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE

[Filed May 3, 2021, 11:01 a.m.]

Subject of Possible Rule Making: The department is considering rule changes to WAC 220-413-030 Importation and retention of dead non-resident wildlife and 220-413-180 Special closures and firearm restriction areas.

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: WAC 220-413-030 Importation and retention of dead nonresident wildlife. The purpose of WAC 220-413-030 is to prevent the introduction of chronic wasting disease (CWD) to Washington state by hunters that transport potentially infected carcasses of deer, elk, or moose from other states. The rule lists states from which the importation of ungulate carcasses is prohibited due to documented cases of CWD. A rule amendment is proposed to incorporate newly reported CWD states in the list of prohibited carcass importation areas.

WAC 220-413-180 Special closures and firearm restriction areas. A proposed amendment to this section is necessary to make it consistent with recently adopted amendments to WAC 220-410-040. The department designated Henry and Stuart Islands (in San Juan County) as standalone game management units (GMUs) and separate from the single GMU that covers the other islands in the county. A proposed amendment to WAC 220-413-180 would be an administrative change to reflect the newly separated GMUs and make this section consistent. This proposal does not involve changes to the management of or hunting regulations in these GMUs.

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, P.O. Box 43200, phone 360-902-2515, email RulesCoordinator@dfw.wa.gov, website <https://wdfw.wa.gov/about/regulations>.

May 3, 2021
Annie Szvetcz
Rules Coordinator

**WSR 21-10-082
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed May 3, 2021, 11:23 a.m.]

The aging and long-term support administration requests the withdrawal of Preproposal statement of inquiry notice filed as WSR 20-08-101 on March 30, 2020 (WAC 388-97-0001 and 388-97-1090), regarding direct care.

Katherine I. Vasquez
Rules Coordinator

WSR 21-10-084
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Aging and Long-Term Support Administration)
[Filed May 3, 2021, 11:31 a.m.]

Subject of Possible Rule Making: The department is considering amending WAC 388-97-0001 Definitions, 388-97-1090 Direct care hours, and other related rules as may be required to implement EHB 1564 (chapter 301, Laws of 2019).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.42.620.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department of social and health services (DSHS) is considering amending WAC 388-97-0001 and 388-97-1090 to implement EHB 1564 (chapter 301, Laws of 2019). This bill revised the definition of "direct care staff" to establish the methodology for calculating the hours per day minimum staffing standard. The department will consider amending the staffing language in WAC 388-97-0001 and 388-97-1090 to include when the director of nursing services hours must be included or excluded in calculating the minimum staffing standard.

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: DSHS will use a collaborative rule-making process to develop and receive comments on draft rules. Contact the DSHS staff listed below to receive draft material and information about how to participate in the rule-making process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sondra Silverman, Policy Program Manager, P.O. Box 45600, Olympia, WA 98504, phone 360-688-0715, email sondra.silverman@dshs.wa.gov.

May 3, 2021
Katherine I. Vasquez
Rules Coordinator

WSR 21-10-088
PREPROPOSAL STATEMENT OF INQUIRY
UTILITIES AND TRANSPORTATION
COMMISSION

[Filed May 3, 2021, 1:36 p.m.]

Subject of Possible Rule Making: In Commission Docket UE-210183, the commission has initiated this rule making to amend WAC 480-100-600 through 480-100-665 to implement chapter 19.405 RCW, with focus on sections RCW 19.405.030, [19.405.]040, [19.405.]050, [19.405.]130, and other portions of chapter 19.405 RCW that may affect or be affected by these subsections as enacted in E2SSB 5116, the Clean Energy Transformation Act (CETA).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 80.01.040, 80.04.160; and chapter 19.405 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 19.405.130(3) requires the commission to adopt rules by June 30, 2022, defining the requirements for meeting the obligations under RCW 19.405.030 - [19.405.]050 with markets purchases from the Energy Imbalance Market and other centralized markets and to address the prohibition on double counting of nonpower attributes under RCW 19.405.040 that could occur under other programs. The rule making will also consider other issues related to chapter 19.405 RCW and the enactment of the CETA that were not fully addressed in the previous rule making, Dockets UE-190698 and UE-191023. Topics include the interpretation of RCW 19.405.040 (1)(a), the treatment of energy storage for compliance with RCW 19.405.030 through 19.405.050, and other portions of chapter 19.405 RCW that may affect or be affected by these portions of CETA.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department of commerce is also required by RCW 19.405.130(3) to promulgate rules, and the two agencies will be working together to coordinate the respective rules.

Process for Developing New Rule: The utilities and transportation commission uses a collaborative rule-making process that includes stakeholder workshops, formal comments, and draft rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mark L. Johnson, Washington Utilities and Transportation Commission, P.O. Box 47250, Olympia, WA 98504-7250, phone 360-664-1234, TTY 711 or 1-800-833-6384, email records@utc.wa.gov, website www.utc.wa.gov/e-filing.

May 3, 2021
Mark L. Johnson
Executive Director
and Secretary

WSR 21-10-092
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING
[Filed May 4, 2021, 9:29 a.m.]

Subject of Possible Rule Making: Chapter 308-94A WAC, Off-road and nonhighway vehicles.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Adding new sections to chapter 308-94A WAC will allow the department to clarify the registration and titling process for wheeled all-terrain vehicles.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: We will consult with our enforcement partners; Washington state patrol, department of natural resources, department of fish and wildlife, and parks and recreation commission as needed.

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

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

May 3, 2021
Ellis Starrett
Rules Coordinator

WSR 21-10-093
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Developmental Disabilities Administration)
[Filed May 4, 2021, 10:07 a.m.]

Subject of Possible Rule Making: WAC 388-829C-131 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: The developmental disabilities administration (DDA) is considering amending this rule to update companion home providers' daily rate. DDA is also considering adding new sections of rule to chapter 388-829C WAC that establish requirements for positive behavior support plans. During the course of this review, DDA 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, fax 360-407-0955, TTY 1-800-833-6388, email Chantelle.Diaz@dshs.wa.gov.

May 3, 2021
Katherine I. Vasquez
Rules Coordinator

WSR 21-10-096
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY
[Filed May 5, 2021, 8:58 a.m.]

Subject of Possible Rule Making: Chapter 182-535A WAC, Orthodontic services.

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 these rules to remove all references to interceptive treatment. This change is necessary to align with the planned discontinuance of the current dental terminology code for interceptive treatment, effective January 1, 2022, by the American Dental Association's Council of Dental Benefit Program's Code Maintenance Committee. During the course of this review, the agency may identify additional housekeeping changes or 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: The Centers for Medicare and Medicaid 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 Valerie Freudenstein, Rulemaking Questions, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-1344, fax 360-586-9727, telecommunication[s] relay service (TRS) 711, email valerie.freudenstein@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking; or Janice Tadeo, Program Questions, P.O. Box 45506, Olympia, WA 98504-5506, phone 360-725-1583, fax 360-586-9727, TRS 711, email Janice.tadeo@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

May 5, 2021
Wendy Barcus
Rules Coordinator

WSR 21-10-098
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING
[Filed May 5, 2021, 10:06 a.m.]

Subject of Possible Rule Making: Enhancing data stewardship and privacy protections for vehicle and driver data.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: On April 16, 2021, Governor Inslee signed SSB 5152, Enhancing data stewardship and privacy protections for vehicle and driver data. The department of licensing intends to create rules to clarify this new law and its data sharing practices. Statutes involved include: RCW 46.12.630, 46.12.635, 46.12.640, 46.52.120, 46.52.130.

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 Ellis Starrett, 1125 Washington Street S.E., Olympia, WA 98501, phone 360-902-3846, email rulescoordinator@dol.wa.gov, website dol.wa.gov.

May 5, 2021
Ellis Starrett
Rules Coordinator

WSR 21-10-099
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING
[Filed May 5, 2021, 10:25 a.m.]

Subject of Possible Rule Making: Creating medical alerts/designations on driver's licenses and identicards for people with developmental disabilities, people who are deaf or hard of hearing, and people who have a medical condition which could affect communication or account for a driver health emergency.

Statutes Authorizing the Agency to Adopt Rules on this Subject: SSB 6429 Providing a designation on driver's license or identicard that a person has a developmental disability. Please note that this bill also includes designations for other medical conditions such as deaf or hard of hearing, and conditions which could affect communication or account for a driver health emergency.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule making will further clarify SSB 6429 regarding medical alerts/designations on driver's licenses and identicards.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department will coordinate with Washington state patrol, the department of revenue, and the department of health on this rule making, as well as reach out to business resource groups to aid in the coordination of input from state agencies who may have expertise that would support the efficacy of these rules.

Process for Developing New Rule: Negotiated rule making; and the department intends to reach out to community partners, advocates, and other organizations who may have expertise that would support the efficacy of these rules. The department is committed to soliciting input from customers who might choose to have a medical alert/designation on their license.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ellis Starrett, 1125 Washington Street S.E., Olympia, WA, phone 360-902-3846, email rulescoordinator@dol.wa.gov, website dol.wa.gov/about/driversrules.html; or Jill Johnson, 1125 Washington Street S.E., Olympia, WA, phone 360-902-0183.

May 5, 2021
Ellis Starrett
Rules Coordinator