

WSR 21-16-085

AGENDA

DEPARTMENT OF HEALTH
STATE BOARD OF HEALTH

[Filed August 2, 2021, 3:38 p.m.]

July 2021
Rules Agenda

This report details current and anticipated rule-making activities for the department of health (DOH) and the state board of health (SBOH). If you have any questions regarding this report or DOH rule-making activities, please contact Tami Thompson at 360-628-0096. If you have any questions regarding SBOH rule-making activities, please contact Michelle Davis at 360-236-4105.

This agenda is for information purposes, and the anticipated rule-making actions are estimates. Any errors in this agenda do not affect the rules and rule-making notices filed with the office of the code reviser and published in the Washington State Register. There may be additional rule-making activities that cannot be forecasted as DOH and SBOH initiate rule making to implement new state laws, meet federal requirements, or meet unforeseen circumstances. See the "Key" below for explanations of terms and acronyms.

KEY

Blank cells in tables mean the anticipated filing date is not known at the time this rules agenda is filed.

CR: "Code reviser" on the notice forms created by the office of the code reviser for use by all state agencies.

CR-101: Preproposal statement of inquiry filed under RCW 34.05.310.

CR-102: Proposed rule-making notice filed under RCW 34.05.320 or 34.05.340.

CR-103: Rule-making order permanently adopting a rule, and filed under RCW 34.05.360 and 34.05.380.

CR-105: Expedited rule making filed under RCW 34.05.353.

RCW: Revised Code of Washington.

WAC: Washington Administrative Code.

WSR: Washington State Register official filing reference number given by the office of the code reviser when a notice is filed.

State Board of Health
Rule Making

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
State Board of Health	Chapter 205 Laws of 2021	Chapter 246-90 WAC, creating a new chapter to adopt requirements for local board of health membership.	21-13-024				Samantha Pskowski or Kaitlyn Donahoe	360-789-2358 or 360-584-6737
State Board of Health	RCW 43.20.050 and 70.24.130	Chapter 246-100 WAC, Communicable and certain other diseases; and chapter 246-101 WAC, Notifiable conditions. SBOH is considering amending these chapters to implement changes made by ESHB 1551 as it relates to HIV/AIDS. The board may also consider other technical or editorial changes as needed.	20-15-112	Anticipate Filing			Kaitlyn Donahoe or LinhPhung Huynh	360-584-6737 or 360-789-6860

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
State Board of Health	RCW 43.20.050	WAC 246-203-130 Keeping of animals.	19-21-018	Anticipate Filing			Stuart Glasoe	360-236-4111
State Board of Health	RCW 43.20.050 and 70.90.120	Chapter 246-260 WAC, Water recreation facilities; and chapter 246-262 WAC, Recreational water contact facilities. Chapter reviews.	17-01-048				Peter Beaton or Kaitlyn Donahoe	360-236-4031 or 360-584-6737
State Board of Health	RCW 43.20.050	Chapter 246-272A WAC, On-site sewage systems.	18-06-082	Anticipate Filing			Stuart Glasoe or Peter Beaton	360-236-4111 or 360-236-4031
State Board of Health	RCW 43.20.050	Chapter 246-272A WAC, On-site sewage systems, drain field remediation.	06-12-108				Stuart Glasoe or Peter Beaton	360-236-4111 or 360-236-4031
State Board of Health	RCW 43.20.050, 70.119A.080, and 70.142.010	Chapter 246-290 WAC, Group A water supplies, per- and polyfluoroalkyl substances.	18-01-080	Anticipate Filing			Stuart Glasoe or Jocelyn Jones	360-236-4111 or 360-236-3020
State Board of Health	RCW 43.20.050	Chapter 246-390 WAC, Lab certification and data reporting to incorporate changes for per- and polyfluoroalkyl substances.	20-05-032	Anticipate Filing			Jocelyn Jones or Stuart Glasoe	360-236-3020 or 360-236-4111

**Department of Health
Rule Making**

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Board of Hearing and Speech	RCW 18.35.161 and 43.70.250	WAC 246-828-020, 246-828-025, 246-828-04503, 246-828-075, 246-828-300, and 246-828-990, hearing and speech, examinations, definitions, postgraduate professional work experience requirements— Audiologist and speech-language pathologist, supervisors of students, expired license or certification, and hearing aid specialist, audiologist, speech-language pathologist, and speech-language pathology assistant fees and renewal cycle.	19-13-038	Anticipate Filing			Kim-Boi Shadduck	360-236-2912

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Board of Naturopathy	RCW 18.36A.160	WAC 246-836-210 Authority to use, prescribe, dispense, and order. The board of naturopathy is considering rule making regarding the practice of nonsurgical cosmetic procedures in naturopathic practice, including education and training. The board is considering revising WAC 246-836-210 and creating a new section(s) of rule.	20-24-042				Susan Gragg	360-236-4941
Board of Naturopathy	RCW 18.36A.160	WAC 246-836-080 Continuing competency program. The board of naturopathy is considering amendments to the continuing education rules for naturopathic physicians in response to rule petitions.	Anticipate Filing				Susan Gragg	360-236-4941
Board of Naturopathy	RCW 18.36A.160; and SB 5124 (chapter 179, Laws of 2021)	Chapter 246-836A WAC (new), Colon hydrotherapists; and chapter 246-836 WAC (new sections), Naturopathic physicians. The board of naturopathy is considering establishing a new chapter and section of rule to implement SB 5124 which establishes the colon hydrotherapist profession.	21-16-030				Susan Gragg	360-236-4941
Board of Nursing Home Administrators	RCW 18.52.061	WAC 246-843-130 Continuing education requirements for nursing home administrators.	12-04-138	21-09-076	Anticipate Filing		Kendra Pitzler	360-236-4723
Board of Optometry	Chapter 76, Laws of 2020	Chapter 246-851 WAC, Optometrics. The board of optometry is considering adding a new section for suicide prevention training, and repealing AIDS education requirements.	12-04-025	21-07-090	Anticipate Filing		Loralei Walker	360-236-4947
Board of Osteopathic Physicians and Surgeons	RCW 18.57.005 and 18.130.050	Chapter 246-853 WAC, Osteopathic physicians and surgeons. The board of osteopathic medicine and surgery is considering creating a new rule sections to regulate the use of telemedicine.	20-18-039				Tracie Drake	360-236-4766

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Board of Osteopathic Physicians and Surgeons	RCW 18.57.005 and 18.130.050	WAC 246-853-650 Safe and effective analgesia and anesthesia administration in office-based settings. The board of osteopathic medicine and surgery is considering rule amendments in response to a rule petition requesting changes to the definition of the term "minimal sedation."	21-11-025				Tracie Drake	360-236-4766
Board of Osteopathic Physicians and Surgeons	RCW 18.57.005 and 18.130.050	Chapter 246-853 WAC, Osteopathic physicians and surgeons. The board of osteopathic medicine and surgery is considering creating new rule sections to regulate the provision of anesthesia in a dental setting.	21-09-070				Tracie Drake	360-236-4766
Board of Physical Therapy	RCW 18.74.023	WAC 246-915-120 Foreign educated applicants. The board of physical therapy 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.	21-01-056	Anticipate Filing			Kris Waidely	360-236-4847
Board of Physical Therapy	RCW 18.74.023	WAC 246-915-085 Continuing competency— Physical therapists and physical therapist assistants. The board of physical therapy is considering general updates, revisions, and housekeeping amendments.	20-19-142	21-13-119	Anticipate Filing		Kris Waidely	360-236-4847
Board of Physical Therapy	RCW 18.74.023; and HB 2446 (chapter 222, Laws of 2018)	Chapter 246-915 WAC, Physical therapists and physical therapist assistants. The board of physical therapy is considering necessary changes to existing rules for physical therapist supervision of assistive personnel per HB 2446 (chapter 222, Laws of 2018). The board is also proposing chapter amendments to make general updates, revisions, and housekeeping amendments.	18-17-127				Kris Waidely	360-236-4847

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Chiropractic Quality Assurance Commission	RCW 18.25.0171 and 18.130.050	WAC 246-808-105, 246-808-115, 246-808-130, 246-808-133, 246-808-135, 246-808-140, 246-808-180, 246-808-181, 246-808-190, 246-808-201, 246-808-215, 246-808-510, and 246-808-535, regarding Licensure—Application and eligibility requirements. The chiropractic quality assurance commission is considering revising the rules and proposing to establish new temporary practice rules for military status or military-related status.	16-21-080				Bob Nicoloff	360-236-4924
Chiropractic Quality Assurance Commission	RCW 18.25.0171 and 18.130.050	WAC 246-808-540 Billing, 246-808-545 Improper billing practices, 246-808-550 Future care contracts prohibited, 246-808-560 Documentation of care, 246-808-565 Radiographic standards, 246-808-570 Pelvic or prostrate [prostate] examination prohibited, 246-808-575 Intravaginal adjustment restricted, 246-808-580 Acupuncture, 246-808-585 Clinically necessary X-rays, and 246-808-590 Sexual misconduct. The chiropractic quality assurance commission is considering amending these rules to align with current practice standards.	16-23-106				Bob Nicoloff	360-236-4924

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Chiropractic Quality Assurance Commission	RCW 18.25.0171 and 18.130.050	WAC 246-808-010, 246-808-505, 246-808-600, 246-808-605, 246-808-610, 246-808-615, 246-808-620, 246-808-625, 246-808-630, 246-808-650, 246-808-655, 246-808-660, 246-808-670, 246-808-680, 246-808-685, 246-808-690, 246-808-695, 246-808-720, and 246-808-810. The chiropractic quality assurance commission is considering revising these rules regarding definitions, procedures, instrumentation, publicity, advertising, printed materials, transactions, costs, records, duties, mandatory reporting, associations, societies, insurance and professional liability carriers, courts, state and federal agencies, and conflict of interest.	16-23-120	Anticipate Filing			Bob Nicoloff	360-236-4924
Chiropractic Quality Assurance Commission	RCW 18.25.0171 and 18.130.050	WAC 246-808-XXX Independent chiropractic examinations (ICE). The chiropractic quality assurance commission is considering creating rules to set standards for independent chiropractic physical examinations and patient records reviews.	15-21-047				Bob Nicoloff	360-236-4924
Dental Quality Assurance Commission	RCW 18.32.002, 18.32.0365, and 18.32.640	WAC 246-817-701 through 246-817-790, administration of anesthetic agents for dental procedures. The dental quality assurance commission is considering amendments to update general requirements. In addition to general updates, the commission is also considering amendments to address 24 hour on-call availability after a complex dental procedure, on-site inspections for all dentists holding sedation permits, and creation of a pediatric sedation endorsement.	17-17-089				Jennifer Santiago	360-236-4893

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Dental Quality Assurance Commission	RCW 18.32.002, 18.32.0365, and 18.29.050	WAC 246-817-581 Novel coronavirus disease 2019 vaccination delegation. The dental quality assurance commission is considering permanent rule making allowing dentists to delegate administration of novel coronavirus disease 2019 (COVID-19) vaccination to licensed dental hygienists with close supervision and demonstration of competency.	21-07-020	Anticipate Filing			Jennifer Santiago	360-236-4893
Dental Quality Assurance Commission	RCW 18.32.002, 18.32.0365, and 18.29.050	WAC 246-817-440 Dentist continuing education. The dental quality assurance commission is considering rule amendments for the number of hours allowed under self-study methods.	21-08-076	Anticipate Filing			Jennifer Santiago	360-236-4893
Dental Quality Assurance Commission	RCW 18.32.002, 18.32.0365, and 18.29.050	WAC 246-817-195 Licensure requirements for expanded function dental auxiliaries (EFDAs). The dental quality assurance commission is considering rule amendments to determine if placing and finishing amalgam restoration on clinical patients for expanded function dental auxiliary licensure is necessary during required education.	Anticipate Filing				Jennifer Santiago	360-236-4893
Department of Health	Chapter 220, Laws of 2017	Title 246 WAC, establishing a new chapter relating to rapid health information network data reporting.	17-21-075				Amanda Morse	206-437-2045
Department of Health	RCW 70.342.075 and 43.70.040	Title 246 WAC, Creating a new chapter of rules to establish nicotine content measurement standards for closed system nicotine containers use with vapor products.	17-15-026				Stacia Wasmundt or Liz Clement	360-236-2568 or 360-236-3309
Department of Health	SHB 2246 (chapter 20, Laws of 2020)	Title 246 WAC, updating statutory references within multiple chapters of rule due to a legislative reorganization of Title 70 RCW and splitting it into two separate chapters, Title 70A RCW.		Anticipate Filing			Nina Helping	360-236-3065

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Department of Health	RCW 34.05.220, 34.05.240, 42.56.070, and 43.70.040	Chapter 246-08 WAC, Practice and procedure. Specifically addressing rules regarding department of health (department) adjudicative proceedings for declaratory orders; public record requests; agency indexes; and general agency administrative processes. The department is reviewing existing rules within the chapter to identify amendments that may be necessary as a result of changes in statutes, changes in internal operations, opportunities to streamline processes to reduce regulatory burden without compromising public health and safety, and to provide clear, concise and reasonable rules. This rule making excludes: WAC 246-08-390 Acquisition, security, disclosure and destruction of health information, and 246-08-400 How much can a health care provider charge for searching and duplicating health care records.	19-16-114				Tami Thompson	360-628-0096
Department of Health	RCW 43.70.280	Chapter 246-12 WAC, Administrative procedures and requirements for credentialed health care providers.	17-10-007				Stephanie Vaughn	360-236-4617
Department of Health	RCW 43.70.280	Chapter 246-12 WAC, creating a new section of rule for closure of abandoned incomplete health care credential applications.	17-10-045				Stephanie Vaughn	360-236-4617
Department of Health	RCW 43.70.075; SHB 1049 (chapter 62, Laws of 2019)	Chapter 246-15 WAC, Whistleblower complaints in health care settings.	20-07-054	Anticipate Filing			Marlee O'Neill	360-236-4845
Department of Health	Chapter 43.70 RCW; ESHB 1094 (chapter 203, Laws of 2019)	Chapter 246-72 WAC, Medical marijuana consultant certification. DOH is opening the chapter to consider amendments that would enhance and clarify training requirements and practice parameters of a medical marijuana certified consultant.	20-06-027	Anticipate Filing			Shelly Rowden	360-236-2820

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Department of Health	RCW 90.46.200	Chapter 246-275 WAC, establishing a new chapter for on-site nonpotable water systems.	Anticipate Filing				Jocelyn Jones	360-236-3020
Department of Health	RCW 70A.125.170	WAC 256-296-020, 246-296-050, and 246-296-130, drinking water state revolving fund loan program - disadvantaged communities.	Anticipate Filing				Nina Helpling	360-236-3065
Department of Health	RCW 70.38.115, 70.38.135, and 43.70.040	Chapter 246-310 WAC, Certificate of need. Amending, creating, and repealing rules in order to clarify, streamline, and modernize language including need methodologies.	20-02-008				Eric Hernandez	360-236-2956
Department of Health	RCW 70.41.030	Chapter 246-320 WAC, Hospital licensing regulations (construction standards only).	18-17-045				Susan Upton and John Williams	360-236-2950
Department of Health	SHB 2426 (chapter 115, Laws of 2020)	Chapter 246-322 WAC, Private psychiatric and alcoholism hospitals. DOH is considering creating a severity matrix for fines related to psychiatric hospital enforcement in order to implement SHB 2426 (chapter 115, Laws of 2020).	20-14-108	Anticipate Filing			Dan Overton	360-236-2937
Department of Health	RCW 18.46.060	Chapter 246-329 WAC, proposed updates to childbirth center rules.	Anticipate Filing				John Hilger	360-236-2929
Department of Health	RCW 70.127.120	Chapter 246-335 WAC, In-home services. DOH will consider permanently adopting remote flexibilities that were used successfully during COVID-19.	Anticipate Filing				John Hilger	360-236-2929

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Department of Health	RCW 70.127.120	WAC 246-335-510, 246-335-545, 246-335-610, and 246-335-645, In-home services agencies. The department will consider: (1) Removing the requirement that supervision of aide services must be "during an on-site visit," (2) adding that a supervisory visit "may be conducted on-site or via telemedicine," (3) amending the definition of "telemedicine" to align with current practice, and (4) other related changes as appropriate. These permanent rules will replace emergency rules on the same subject.	Anticipate Filing				John Hilger	360-236-2929
Department of Health	RCW 71.12.670	WAC 246-337-040 Construction review services requirements. DOH is considering updating residential treatment facility rules to reflect upcoming changes to the Washington state building code.	20-07-124	Anticipate Filing			John Hilger	360-236-2929
Department of Health	RCW 71.24.037	Chapter 246-341 WAC, Behavioral health agency licensing and certification. Phase two of a multi-phase project to modernize licensing and certification requirements.	21-14-010				Julie Tomaro	360-236-2937
Department of Health	Chapters 70.114A and 43.70 RCW	Chapter 246-358 WAC, Temporary worker housing. The purpose is to consider including increased protections for housing occupants from communicable diseases such as COVID-19.	20-19-047				Theresa Phillips	360-236-3147
Department of Health	RCW 43.70.040 and 70.170.060	Chapter 246-453 WAC, Hospital charity care. DOH is considering amendments to implement SHB 6273 (chapter 263, Laws of 2018) regarding delineating charity care and notice requirements without restricting charity care.	18-18-073	Anticipate Filing			Carrie Baranowski	360-236-4210

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Department of Health	RCW 70.225.090 (2)(b)	Chapter 246-470 WAC, adding a new section relating to the prescription monitoring program (PMP) to establish a waiver process and criteria for facilities, entities, offices, or provider groups with ten or more prescribers to apply for an exemption from the PMP and electronic health record (EHR) integration required by SSB 5380.	20-03-038				Carly Bartz-Overman	360-236-3044
Department of Health	RCW 43.70.780	Chapter 246-770 WAC, Fruit and vegetable incentives. DOH is considering creating a new chapter to implement a fruit and vegetable incentives program.	21-01-186				Alyssa Auvienen	360-999-8967
Department of Health	RCW 18.225.040 and 18.225.090	Chapter 246-809 WAC, Licensure for mental health counselors, marriage and family therapists, and social workers. DOH is considering amending the chapter regarding education, recordkeeping, mandatory reporting, supervision, approved supervisor, continuing education, and other licensing standards and to make needed clarification and technical changes.	18-11-029				Brandon Williams	360-236-4611
Department of Health	SHB 1007 (chapter 21, Laws of 2021)	WAC 246-809-330 Supervised postgraduate experience requirements. DOH is proposing to remove the limit on distance supervision hours that may be obtained by social worker associates applying for licensure, consistent with SHB 1007.			Anticipate Filing	21-13-148	Brandon Williams	360-236-4611

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Department of Health	HB 1063 (chapter 57, Laws of 2021)	WAC 246-809-990 Licensed counselor, and associate—Fees and renewal cycle, and 246-811-035 Certification of a substance use disorder professional trainee. Proposed amendments will incorporate by reference statutes that now allow additional license renewals for licensed counselor associates and substance use disorder professional (SUDP) trainees when a governor-declared emergency has resulted in barriers to testing or training.			Anticipate Filing	21-13-152	Brandon Williams	360-236-4611
Department of Health	HB 1504	Chapter 246-810 WAC, Counselors. DOH will consider amending WAC 246-910-010 Definitions and 246-810-015 Agency affiliated counselor: Scope of practice and credentialing requirements. Other sections may also need to be amended. HB 1504 allowed student interns to apply for the agency affiliated counselor registration and requires the department to define "student intern."	Anticipate Filing				Ted Dale	360-236-2991
Department of Health	RCW 18.225.040	Chapter 246-811 WAC, Licensure for mental health counselors, marriage and family therapists, and social workers. Chapter rewrite.	Anticipate Filing				Brandon Williams	360-236-4611
Department of Health	RCW 18.205.060	Chapter 246-811 WAC, Chemical dependency professionals and chemical dependency professional trainees. DOH is considering amendments regarding chemical dependency professional trainee (CDPT) certification, supervision, approved supervisor requirements, disclosure information, disclosure statements, definitions, and clarifying and technical changes to other requirements, as needed.	18-11-030				Ted Dale	360-236-2991

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Department of Health	RCW 18.205.060	WAC 246-811-076 WAC, Eligibility for certification through alternative training. SUDP and substance use disorder professional trainees. DOH is considering amendments to the alternative training requirements for SUDP certification. The department will review possible amendments to the list of professions eligible for the alternative certification path: (1) Removal of osteopathic physician assistant, and (2) addition of pharmacists. Additionally, the department will consider any necessary clarification or technical changes.	Anticipate Filing				Ted Dale	360-236-2991
Department of Health	EHB 1311 (chapter 165, Laws of 2021)	WAC 246-811-010, 246-811-030, 246-811-035, 246-811-990, and new section(s) in chapter 246-811 WAC, Substance use disorder professionals and substance use disorder professionals trainees. DOH is considering updating these sections and possibly adding new sections to implement EHB 1311, recent legislation that adds apprenticeship as a pathway to meeting educational requirements for SUDP certification.	21-15-110				Ashley Bell	360-236-2961
Department of Health	RCW 18.138.070	Chapter 246-822 WAC, Dietitians or nutritionists. DOH is considering rule making to amend or repeal several sections of the dietitians and nutritionists chapter. Specific sections focus on mandatory reporting, examinations, and curriculum.	18-10-059	Anticipate Filing			Ted Dale	360-236-2991
Department of Health	ESSB 6237 (chapter 153, Laws of 2012)	Chapter 246-826 WAC, Health [Health] care assistants. DOH is proposing repealing this chapter in support of ESSB 6237 (chapter 153, Laws of 2012), Creating a career pathway for medical assistants.				Anticipate Filing	Davis Hylkema	360-236-4633

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Department of Health	RCW 18.50.135	Chapter 246-834 WAC. DOH is considering proposing revisions to WAC 246-834-050 Examination requirements for licensure as a midwife, 246-834-060 Initial application requirements for licensure as a midwife, 246-834-160 Student midwife permit, 246-834-250 Legend drugs and devices, and 246-834-370 Data submission.	21-04-048	Anticipate Filing			Kathy Weed	360-236-4883
Department of Health	RCW 18.36A.060, 18.36A.140, 43.70.110, 43.70.250, 43.70.280; and SB 5124 (chapter 179, Laws of 2021)	WAC 246-836A-990 (new) Colon hydrotherapist—Fees and renewal cycle. DOH is considering establishing a new section of rule to implement SB 5124, which establishes the colon hydrotherapist profession. The department is considering [to] adopt rules to specify the fees.	21-16-026				Heather Cantrell	360-236-4637
Department of Health	RCW 18.84.040 and 43.70.040	Chapter 246-926 WAC, Radiological technologists. Clarify, streamlining [streamline], and modernize the rules for cardiovascular invasive specialists, radiologic technologists, radiologist assistants, and X-ray technicians.	19-16-115				Debra Mendoza	360-236-4841
Department of Health	RCW 18.89.040 and 18.89.050	Chapter 246-928 WAC, creating a new section of rule to clarify the scope of practice regarding the administration of medications by respiratory therapists.	10-17-099				Ted Dale	360-236-2991

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Department of Health	SHB 1383 (chapter 114, Laws of 2021)	Chapter 246-928 WAC, Respiratory care practitioners. DOH is considering rules to implement and align with legislation. SHB 1383 (chapter 114, Laws of 2021) makes several amendments to the respiratory care practitioner profession, including changing the profession's scope of practice and required qualifications and giving the department authority to create regulations on training requirements and hospital protocols for particular medical procedures. The department will also consider updates and housekeeping changes to clarify and streamline chapter 246-928 WAC.	21-12-040	Anticipate Filing			Ted Dale	360-236-2991
Department of Health	RCW 18.155.040	Chapter 246-930 WAC, Sex offender treatment providers (SOTP). Chapter rewrite based on recommendations from newly established SOTP advisory committee.	Anticipate Filing				Brandon Williams	360-236-4611
Department of Health	Chapters 70.168, 18.73 RCW	Chapter 246-976 WAC (minus 246-976-420, 246-976-580, and 246-976-700 currently open). Updating EMS and trauma care systems. Chapter to align with the national standards and streamline applications.	17-24-013				Catie Holstein	360-236-2830
Department of Health	SSB 5380 (section 19, chapter 314, Laws of 2019)	Chapter 246-976 WAC, Emergency medical services (EMS) and trauma care systems. DOH is considering updating the sections of this chapter relating to EMS data to respond to legislative requirements required by SSB 5380 (section 19, chapter 314, Laws of 2019). New sections may be added as required.	20-17-011				Jim Jansen	360-236-2821
Department of Health	HB 1120 (2021), RCW 18.88B.021 and 18.88B.060	Chapter 246-980 WAC, Home care aides, DOH is considering amending the rules to allow more than one "date of hire" to allow individuals to complete their initial certification and reduce barriers to reentry.	20-07-049	Anticipate Filing			Stacey Saunders	360-236-2813

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Examining Board of Psychology	RCW 18.83.090	WAC 246-924-230, continuing education requirements. The board of psychology will examine the possibility of reducing the number of hours required for continuing education.	Anticipate Filing				Stacey Saunders	360-236-2813
Examining Board of Psychology	RCW 18.83.050	WAC 246-924-046, 246-924-049, 246-924-053, 246-924-056, 246-924-059, 246-924-100, and others as necessary. The board will consider removing the face-to-face requirement for practicums.	Anticipate Filing				Stacey Saunders	360-236-2813
Nursing Care Quality Assurance Commission	RCW 18.79.110, 18.79.250, 18.79.260, 18.79.270	WAC 246-840-300, 246-840-700 through 246-840-710, nursing scope of practice.	19-01-002				Shad Bell	360-236-4711
Nursing Care Quality Assurance Commission	RCW 18.79.110, 18.79.400, and 18.79.800	Chapter 246-840 WAC, Practical and registered nursing, advanced practice pain management rules.	19-15-092				Shad Bell	360-236-4711
Nursing Care Quality Assurance Commission	RCW 18.79.110	WAC 246-840-010, 246-840-840, 246-840-850, 246-840-860, and 246-840-905, include licensed practical nurse students as eligible for the nursing technician credential.	20-11-044	Anticipate Filing			Shad Bell	360-236-4711
Nursing Care Quality Assurance Commission	RCW 18.88A.060	Chapters 246-841 and 246-842 WAC, Nursing assistants chapter review.	21-05-021				Shad Bell	360-236-4711
Pharmacy Quality Assurance Commission	Chapter 314, Laws of 2019 (SSB 5380)	WAC 246-945-014, Electronic prescribing mandate waiver. The pharmacy quality assurance commission and DOH are jointly proposing a new section of rule to outline the electronic prescribing mandate, exceptions allowing a waiver, and related waiver process as required by SSB 5380 passed during the 2019 legislative session.	21-04-051	21-08-059	Anticipate Filing		Lindsay Trant	360-236-2932

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Pharmacy Quality Assurance Commission	RCW 18.64.005, 18.64.043, 18.64.044, 18.64.045, 18.64.046, 18.64.047, 18.64.080, 18.64.140, 18.64.205, 18.64.310, 18.64.460	Chapter 246-945 WAC, Pharmacy quality assurance commission (commission). The commission is considering creating a new section for all fees and to move pharmacy licensing fees under various other chapters of rule to this chapter. The commission will also explore changes to renewal cycles and restructuring the fees for drug researchers as requested by stakeholders during public comment of the chapter rewrite.	20-14-129	21-12-074	Anticipate Filing		Cori Tarzwell	360-236-4981
Pharmacy Quality Assurance Commission	SSB 6086 (chapter 244, Laws of 2020)	Chapter 246-945 WAC, creating a new section for the implementation of SSB 6086, an act relating to increasing access to medications for people with opioid use disorder.	20-17-123	Anticipate Filing			Lindsay Trant	360-236-2932
Pharmacy Quality Assurance Commission	SSB 6526 (chapter 264, Laws of 2020)	Chapter 246-945 WAC, creating a new section allowing for the donation and reuse of unexpired drugs as required by SSB 6526.	20-17-143	Anticipate Filing			Lindsay Trant	360-236-2932
Pharmacy Quality Assurance Commission	RCW 18.64.205 and 18.64.005	Chapter 246-945 WAC. The pharmacy quality assurance commission (commission) is considering adding a new section to the chapter to allow retired pharmacists to apply for a retired active pharmacist license status and practice pharmacy under certain conditions. The commission may also amend other sections in chapter 246-945 WAC to correspond to the new section.	21-09-063	Anticipate Filing			Lindsay Trant	360-236-2932
Pharmacy Quality Assurance Commission	RCW 18.64.005 and 69.50.201	WAC 246-945-056, Schedule V. The pharmacy quality assurance commission is considering deleting Epidiolex from the list of Schedule V controlled substance in Washington state in line with changes to federal regulation and in response to a stakeholder petition to do so.	20-23-027	Anticipate Filing			Lindsay Trant	360-236-2932

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Podiatric Medical Board	RCW 18.22.015	WAC 246-922-300 Podiatric continuing education requirements and WAC 246-922-310 Categories of creditable podiatric continuing education activities. The podiatric medical board is considering amendments to update and clarify the continuing education rules for podiatric physicians.	Anticipate Filing				Susan Gragg	360-236-4941
Veterinary Board of Governors	RCW 18.92.030 and 18.92.260	WAC 246-933-501 through 246-933-590, authorizing animal care and control agencies and nonprofit humane societies to provide veterinary services.	20-01-013	Anticipate Filing			Loralei Walker	360-236-4947
Veterinary Board of Governors	Chapter 76, Laws of 2020	Chapter 246-933 WAC, Suicide prevention education, repealing AIDs education.	20-24-095	Anticipate Filing			Loralei Walker	360-236-4947
Washington Medical Commission	RCW 18.71.017, 18.71.002 [18.71.002], and 18.130.050	Chapters 246-919 and 246-918 WAC. Considering a new technical assistance program to address practitioner deficiency issues. The Washington medical commission (commission) is considering creating two new rule sections that will establish a clinical assistance program to resolve practice deficiencies that may not rise to the level of a license sanction or revocation through a plan of education, training, and/or supervision for allopathic physicians and physician assistants. The commission will consider amending other related rules as needed.	18-06-007				Amelia Boyd	360-236-2727
Washington Medical Commission	RCW 18.71.017 and 18.71A.020	WAC 246-918-801 amending opioid prescribing rules to exempt long-term care facilities.	20-08-070				Amelia Boyd	360-236-2727
Washington Medical Commission	RCW 18.71.017 and 18.130.050	Chapters 246-918 and 246-919 WAC, adding new sections regarding telemedicine.	19-19-072				Amelia Boyd	360-236-2727
Washington Medical Commission	RCW 18.71.017 and 18.130.050	Chapters 246-918 and 246-919 WAC, adding new sections regarding stem cell therapies.	20-09-132				Amelia Boyd	360-236-2727

Authority	RCW or Session Law	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact Name	Program Contact Phone
Washington Medical Commission	SB 6551 (2020)	Chapter 246-919 WAC, establishing a waiver and experience license for international medical grads as required by SB 6551 from the 2020 session.	20-17-024				Amelia Boyd	360-236-2727
Washington Medical Commission	RCW 18.71.017, 18.130.050 and 18.71A.020	Chapters 246-918 and 246-919 WAC, creating new rules regarding collaborative drug therapy agreements.	20-16-008				Amelia Boyd	360-236-2727
Washington Medical Commission	SHB 2378 (chapter 80, Laws of 2020); RCW 18.71A.150, 18.130.050; chapter 18.71A RCW	Chapter 246-918 WAC, Physician assistants— Washington medical commission (commission). Revising physician assistant (PA) rules pursuant to SHB 2378 (chapter 80, Laws of 2020) and updating PA rules to incorporate current, national standards and best practices.	20-24-015	Anticipate filing			Amelia Boyd	360-236-2727