

WSR 22-08-010  
PREPROPOSAL STATEMENT OF INQUIRY  
CASCADIA COLLEGE

[Filed March 23, 2022, 8:30 a.m.]

Subject of Possible Rule Making: Cascadia College intends to adopt rules implementing (1) a state board Family Educational Rights and Privacy Act student directory information policy, and (2) HB [2SHB] 2513 relating to official academic transcripts and student debts.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140, 28B.10.293; and Administrative Procedure Act (APA), chapter 34.05 RCW.

Process for Developing New Rule: Internal campus review, APA notice and public comment procedures, final approval by the college's board of trustees.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting M. Lily Allen, Rules Coordinator, Office of the President, Cascadia College, 18345 Campus Way N.E., Bothell, WA 98011-8205, phone 425-352-8252, fax 425-352-8265, email lallen@cascadia.edu, website www.cascadia.edu.

March 23, 2022  
M. Lily Allen  
Rules Coordinator  
Executive Assistant to President

WSR 22-08-012

PREPROPOSAL STATEMENT OF INQUIRY

GRAYS HARBOR COLLEGE

[Filed March 24, 2022, 9:01 a.m.]

Subject of Possible Rule Making: Repeal chapter 132B-310 WAC. Re-  
vise WAC 132B-125-430 and 132B-125-440.

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: Updating the student conduct code and complying with  
the Title IX regulations. Removal of old Title IX code.

Other Federal and State Agencies that Regulate this Subject and  
the Process Coordinating the Rule with These Agencies: United States  
Department of Education with relation to Title IX.

Process for Developing New Rule: Permanent rule making.

Interested parties can participate in the decision to adopt the  
new rule and formulation of the proposed rule before publication by  
contacting Darin Jones, 1620 Edward P. Smith Drive, Aberdeen, WA  
98520, phone 360-538-4078, email [darin.jones@ghc.edu](mailto:darin.jones@ghc.edu), website  
[www.ghc.edu](http://www.ghc.edu).

March 23, 2022

Darin Jones

Chief Executive for Human Resources

**WSR 22-08-019**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF HEALTH**

[Filed March 25, 2022, 10:04 a.m.]

Subject of Possible Rule Making: WAC 246-841-520 and 246-841-720, nursing assistants. The department of health (department) is considering amendments to WAC 246-841-520 to complete technical updates regarding expired licenses and WAC 246-841-720 to adopt the mandatory reporting requirements in chapter 246-16 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.130.040, 18.130.050, 18.130.060, 18.130.070, 18.130.175, 43.70.280.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is considering technical amendments to WAC 246-841-520, including clarifying what section in chapter 246-12 WAC is being referenced and changing the WAC section number to align with chapter revisions. The department is also considering amending WAC 246-841-720 to adopt mandatory reporting requirements in chapter 246-16 WAC, which pertain to impaired practice and unprofessional conduct. Rule making is necessary to bring these sections up-to-date and ensure the rules are clear for the public's safety and well-being.

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 Ross Valore, P.O. Box 47864, Olympia, WA 98504-7864, phone 360-236-4711, TTY 711, email NCQAC.Rules@doh.wa.gov.

Additional comments: The department will notify interested parties of rule making by posting information on the department website, the nursing quality assurance commission (commission) website and by use of GovDelivery. The commission will hold virtual meetings at varying times to encourage participation. Interested parties can join the distribution list at <https://public.govdelivery.com/accounts/WADOH/subscriber/new> and select health systems quality assurance, health professions, nursing assistant, and any other lists you wish to join.

March 23, 2022  
Kristin Peterson, JD  
Deputy Secretary  
Policy and Planning  
for Umair A. Shah, MD, MPH  
Secretary

**WSR 22-08-022  
WITHDRAWAL OF  
PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Filed March 25, 2022, 2:08 p.m.]

The department of labor and industries is withdrawing the CR-101 Preproposal statement of inquiry for the COVID-19 related relief option, filed on June 1, 2021, and published under WSR 21-12-082. This rule making would have amended chapter 296-17A WAC, Classifications for Washington workers' compensation insurance, and chapter 296-17B WAC, Retrospective rating for workers' compensation insurance.

After analyzing the data as it matured, the anticipated impacts did not materialize and therefore no changes are recommended or required.

If you have any questions, please contact Tracy West, rules coordinator, at 360-902-6954.

Tracy West  
Rules Coordinator

**WSR 22-08-033**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF HEALTH**  
(Board of Massage)  
[Filed March 29, 2022, 9:12 a.m.]

Subject of Possible Rule Making: WAC 246-830-005, 246-830-037, and 246-830-430, massage therapists. The department of health (department), in coordination with the board of massage (board), is examining and may consider revising sections of the massage therapist rules related to massage education and training transfer programs.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.108.025 and 18.108.085.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The board received a rules petition requesting the board to review the transfer process to make it a standard process that does not vary from school to school depending on the number [of] hours of massage education the school offers. In response to the petition, the board and the department, together, will consider changes to the rules regulating transfer program requirements taking into consideration if amendments are necessary to ensure that all transfer programs operate in accordance with RCW 18.108.025 and 18.108.028.

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 Megan Maxey, P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-4945, fax 360-236-2901, TTY 711, email [megan.maxey@doh.wa.gov](mailto:megan.maxey@doh.wa.gov), website [www.doh.wa.gov](http://www.doh.wa.gov).

Additional comments: All notices will be sent to the public through the board's distribution list. Interested parties can join the distribution list at <https://public.govdelivery.com/accounts/WADOH/subscriber/new> and selecting health systems quality assurance, health professions, board of massage. Other lists you wish to join may be subscribed to at the same time.

March 27, 2022  
Kristin Peterson, JD  
Director of Policy and Planning  
for Umair A. Shah, MD, MPH/Renee Fullerton  
Secretary  
Executive Director

**WSR 22-08-037  
WITHDRAWAL OF  
PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING**

[Filed March 30, 2022, 9:34 a.m.]

The department of licensing, and customer relations requests the withdrawal of the Preproposal statement of inquiry for chapter 308-104 WAC filed as WSR 21-10-099 on May 5, 2021.

Ellis Starrett  
Rules Coordinator

## WSR 22-08-039

**PREPROPOSAL STATEMENT OF INQUIRY  
EMPLOYMENT SECURITY DEPARTMENT**

[Filed March 30, 2022, 3:01 p.m.]

Subject of Possible Rule Making: The employment security department (department), leave and care division, is considering rules to implement legislation that became law during the 2022 legislative session. SHB 1732 (chapter 1, Laws of 2022) and ESHB 1733 (chapter 2, Laws of 2022) affect the long-term services and supports trust (WA Cares) program under Title 50B RCW and require rule making for implementation. This rule making will address portions of the program under the department's authority and will include consideration of rules regarding the delay in program implementation and voluntary exemptions. Other technical and clarifying rules and amendments may be considered as needed.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 1 and 2, Laws of 2022; RCW 50B.04.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department must implement and administer portions of Title 50B RCW. Rules will ensure clear guidance is available for implementation and administration.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Washington state health care authority, department of social and health services, and office of the state actuary also have program implementation and administration responsibilities under Title 50B RCW. Drafts of rules will be shared with these agencies and feedback will be requested from them throughout the rule-making process.

Process for Developing New Rule: Collaborative rule making. The draft rules will be shared with other state agencies, the public, stakeholders, and the program's commission. The department will request 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 Janette Benham, 640 Woodland Square Loop S.E., Lacey, WA 68503 [98503], phone 360-790-6583, TTY Teresa Eckstein, State EO Officer, 771 [711] or 360-902-9354, email rules@esd.wa.gov, website <https://esd.wa.gov/newsroom/rulemaking/ltss/>.

March 30, 2022  
April Amundson  
Policy and Rules Manager  
Leave and Care Division

**WSR 22-08-043**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**BOARD OF ACCOUNTANCY**

[Filed March 31, 2022, 9:51 a.m.]

Subject of Possible Rule Making: WAC 4-30-010 Definitions, 4-30-020 What are the authority for and the purpose of the board's rules?, 4-30-028 Rules governing the formal adjudicative proceedings and the brief adjudicative proceedings before the board, 4-30-030 What are the requirements for communicating with the board and staff?, 4-30-032 Do I need to notify the board if I change my address?, 4-30-034 Must I respond to inquiries from the board?, 4-30-036 What enforcement actions must be reported to the board?, 4-30-038 Fees; 4-30-040 What are the requirements concerning integrity and objectivity?, 4-30-042 When is independence required?, 4-30-044 What restrictions govern commissions, referral, and contingent fees?, 4-30-046 What are the requirements concerning competence?, 4-30-048 Compliance is required with which rules, regulations and professional standards?, 4-30-050 Records and clients confidential information; 4-30-051 Client records; 4-30-052 What acts are considered discreditable?, 4-30-054 What are the limitations on advertising and other forms of solicitation?, 4-30-056 What are the limitations regarding individual and firm names?, 4-30-058 Does the board authorize the use of any other titles or designations?, 4-30-082 How does a CPA-inactive certificate holder apply for licensure?, 4-30-088 What is the effect on a Washington individual licensee or CPA-inactive certificate holder in the armed forces, reserves, or National Guard if the individual receives orders to deploy for active military duty?, 4-30-094 How do I renew my individual license, CPA-inactive certificate, or registration as a resident nonlicensee firm owner?, 4-30-104 How do I renew a Washington CPA-inactive certificate and/or license granted through foreign reciprocity?, 4-30-120 I am a CPA-inactive certificate holder—Prior to July 1, 2001, I held a license—How do I apply to return to my previous status as a licensee?, 4-30-122 If I retire my license or CPA-inactive certificate, how do I apply to renew my license or CPA-inactive certificate out of retirement?, 4-30-124 How do I reinstate a lapsed license, CPA-inactive certificate, or registration as a resident nonlicensee firm owner?, 4-30-126 How do I reinstate a revoked or suspended license, CPA-inactive certificate, or registration as a resident nonlicensee firm owner?, 4-30-134 Continuing professional education (CPE) requirements, 4-30-136 Reporting continuing professional education (CPE) to the board, and 4-30-142 What are the bases for the board to impose discipline?

Statutes Authorizing the Agency to Adopt Rules on this Subject:  
RCW 18.04.055.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: On March 17, 2022, Governor Inslee signed into law SB 5519. SB 5519 amends existing laws to remove outdated references to certificate holders. The board of accountancy (board) has not issued such certificates since the early 2000s. SB 5519 allows for the remaining population of certificate holders to transition to a licensed but inactive status while affording such certificate holders the opportunity to become fully licensed. SB 5519 also creates this new inactive status which did not previously exist. This new licensed status provides an intermediate step bridging the gap between the licensee statuses of CPA and retired CPA. Because SB 5519 removes the certificate holder status and creates an inactive licensee status, board laws



now align with other CPA jurisdictions. As a result, many board rules must be amended because "CPA-Inactive certificate holder" references are woven throughout the entirety of chapter 4-30 WAC (board rules). The proposed board rules also further refine the new licensed but inactive status and the processes associated with the new status. The proposed rule changes will ensure consistency with the law as enacted by SB 5519 and consistency with other CPA jurisdictions. Also, we will align several rules with the American Institute of Certified Public Accountants code of professional conduct.

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 Kirsten Donovan, Rules Coordinator, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, phone 360-664-9191, fax 360-664-9190, TTY 1-800-833-6388, email [Kirsten.donovan@acb.wa.gov](mailto:Kirsten.donovan@acb.wa.gov), website <https://acb.wa.gov/>.

March 31, 2022  
David E. Trujillo, CPA  
Executive Director

## WSR 22-08-049

**PREPROPOSAL STATEMENT OF INQUIRY  
EMPLOYMENT SECURITY DEPARTMENT**

[Filed March 31, 2022, 2:08 p.m.]

Subject of Possible Rule Making: The employment security department (department), leave and care division, is considering rules to implement 2SSB 5649 (chapter 233, Laws of 2022), which was passed into law during the 2022 legislative session. 2SSB 5649 makes changes to the paid family and medical leave (PFML) law (Title 50A RCW) and rules are needed to implement these changes.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 50A.05.060; chapter 233, Laws of 2022.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department recognizes the need for clear and usable guidance for ongoing programmatic operations. The department is considering new or amended rules to implement recently passed legislation. Topics may include: Collective bargaining agreements; initial application for benefits; and leave associated with the death of a family member.

The department may also consider providing additional guidance 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 employment security department.

Process for Developing New Rule: Collaborative rule making. 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 Janette Benham, 640 Woodland Square Loop S.E., Lacey, WA 98503, phone 360-790-6583, TTY Theresa Eckstein, Relay 771 [711], 360-507-9890, or teckstein@esd.wa.gov, email rules@esd.wa.gov, website [paidleave.wa.gov/rulemaking/](http://paidleave.wa.gov/rulemaking/).

March 31, 2022  
April Amundson  
Policy and Rules Manager  
Leave and Care Division

**WSR 22-08-055**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**

[Filed April 1, 2022, 2:31 p.m.]

Subject of Possible Rule Making: WAC 182-130-0100 Family initiated treatment (FIT)—Appropriately trained professional person; 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 authority is amending these rules to fix an error in the final CR-103P rule text filed under WSR 21-18-058. The agency held a public hearing and agreed to a request from the hearing to add psychiatric advanced registered nurse practitioners to the definition of appropriately trained person. The authority agreed; however, the final rule text filed under WSR 21-18-058, effective September 26, 2021, inadvertently did not include the addition of psychiatric advanced registered nurse practitioners. During the course of this review, the health care authority 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: 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](mailto:valerie.freudenstein@hca.wa.gov), website [www.hca.wa.gov/about-hca/rulemaking](http://www.hca.wa.gov/about-hca/rulemaking); or Enos Mbajah, Program Questions, P.O. Box 55056, Olympia, WA 98504-5056, phone 360-725-1879, fax 360-586-9727, TRS 711, email [enos.mbahaj@hca.wa.gov](mailto:enos.mbahaj@hca.wa.gov), website [www.hca.wa.gov/about-hca/rulemaking](http://www.hca.wa.gov/about-hca/rulemaking).

April 1, 2022  
Wendy Barcus  
Rules Coordinator

WSR 22-08-057

PREPROPOSAL STATEMENT OF INQUIRY

PIERCE COLLEGE

[Filed April 1, 2022, 5:33 p.m.]

Subject of Possible Rule Making: Pierce College is engaging in proposed rule making to update the student conduct code, chapter 132K-135 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140(13).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Pierce College is engaging in the rule-making process to maintain compliance with federal laws regarding Title IX.

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: Revised draft of student conduct code will be presented to the following entities for comment: Student advancement council, assistant attorney general, cabinet, and board of trustees.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Julie Draper Davis, 9401 Farwest Drive S.W., Lakewood, WA 98498, phone 253-912-2331, email [jdraperdavis@pierce.ctc.edu](mailto:jdraperdavis@pierce.ctc.edu); or Marie Harris, 9401 Farwest Drive S.W., Lakewood, WA 98498, phone 253-864-3104, email [mharris@pierce.ctc.edu](mailto:mharris@pierce.ctc.edu).

April 1, 2022  
Michele Johnson  
Chancellor

## WSR 22-08-059

PREPROPOSAL STATEMENT OF INQUIRY  
HEALTH CARE AUTHORITY

[Filed April 4, 2022, 10:04 a.m.]

Subject of Possible Rule Making: WAC 182-503-0005 Washington apple health—How to apply; 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 health care authority (HCA) is amending WAC 182-503-0005(3) to include language regarding a telephonic signature option when applying for apple health coverage. During this review, HCA may identify additional related changes that are required to improve clarity or update policy.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: 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 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](mailto:jason.crabbe@hca.wa.gov), website [www.hca.wa.gov/about-hca/rulemaking](http://www.hca.wa.gov/about-hca/rulemaking); or Paige Lewis, Program Questions, P.O. Box 45534, Olympia, WA 98504-5534, phone 360-725-0757, fax 360-586-9727, TRS 711, email [paige.lewis@hca.wa.gov](mailto:paige.lewis@hca.wa.gov), website [www.hca.wa.gov/about-hca/rulemaking](http://www.hca.wa.gov/about-hca/rulemaking).

April 4, 2022  
Wendy Barcus  
Rules Coordinator

**WSR 22-08-060**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

[Filed April 4, 2022, 12:06 p.m.]

Subject of Possible Rule Making: The department is considering amending WAC 388-97-0120 Individual transfer and discharge rights and procedures, 388-97-0140 Transfer and discharge appeals for residents in medicare or medicaid certified facilities; and other related rules as may be necessary to assure [ensure] nursing homes are able to rapidly transfer and discharge residents for grouping of COVID-19 positive residents in one facility or grouping asymptomatic residents together. This helps expedite infection control processes and maximize the availability of nursing home beds.

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 is amending WAC 388-97-0120 and 388-97-0140 to waive and suspend the requirement for nursing homes to suspend certain transfers and discharges pending the outcome of a resident appeal of the nursing home transfer or discharge decision. The COVID-19 pandemic continues to require more rapid transfers and discharges than the rule permits. The rule in place by emergency waives the requirement for nursing homes to suspend certain transfer and discharges pending the outcome of a resident appeal hearing and improves resident safety by allowing faster grouping of COVID-19 positive residents in one facility or grouping of asymptomatic residents together.

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 department will use a collaborative rule-making process to develop and receive comments on draft rules. Draft material and information about how to participate in the rule-making process may be obtained from the department representative listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Molly McClintock, Policy Program Manager, P.O. Box 45600, Olympia, WA 98513, phone 360-742-6966, fax 360-725-3224, email [molly.mcclintock@dshs.wa.gov](mailto:molly.mcclintock@dshs.wa.gov).

April 4, 2022  
Katherine I. Vasquez  
Rules Coordinator

**WSR 22-08-069**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)  
[Filed April 4, 2022, 4:39 p.m.]

Subject of Possible Rule Making: WAC 388-478-0033 What are the payment standards for aged, blind, or disabled (ABD) cash assistance?; and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.005, 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.04.655, 74.04.770, 74.04.0052, 74.08.043, 74.08.090, 74.08.335, 74.08A.100, 74.08A.120, 74.08A.230, and 74.62.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In anticipation of enactment of the 2021-2023 supplemental operating budget, which includes funding to increase the ABD payment standard as of September 1, 2022, planned amendments to WAC 388-478-0033 will reflect the updated payment 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: 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 Nicholas Swiatkowski, Economic Services Administration, Community Services Division, P.O. Box 45470, Olympia, WA 98504-5470, phone 360-764-3494, fax 360-725-4905, email Nicholas.swiatkowski@dshs.wa.gov.

April 4, 2022  
Katherine I. Vasquez  
Rules Coordinator

**WSR 22-08-070**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Aging and Long-Term Support Administration)  
[Filed April 4, 2022, 4:46 p.m.]

Subject of Possible Rule Making: The department is considering amending sections in chapter 388-106 WAC, Long-term care services, specifically the rules related to the TCARE assessment tool.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is amending the following sections:

- WAC 388-106-1915 (3)(ii) to amend qualifications for TCARE assessment.
- WAC 388-106-1921 to indicate changes made to TCARE screening and assessment process.
- WAC 388-106-1931 to modify the TCARE screening measures.
- WAC 388-106-1932 to indicate changes in the screening scores due to the changed screening measures.
- WAC 388-106-1933 to indicate changes made to the GetCare screening questions and scores for step three services.

Other related rule changes that arise during this rule making may be incorporated. Other related WAC sections may need to be updated as a result of this rule making.

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 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 Angel Sullivan, P.O. Box 45600, Olympia, WA 98504-5600, phone 360-725-2495, fax 360-407-7582, TTY 360-493-2637, email [Angel.Sullivan@dshs.wa.gov](mailto:Angel.Sullivan@dshs.wa.gov).

April 4, 2022  
Katherine I. Vasquez  
Rules Coordinator



**WSR 22-08-086**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**ENTERPRISE SERVICES**

[Filed April 5, 2022, 11:12 a.m.]

Subject of Possible Rule Making: Amend chapter 200-100 WAC, Self-insurance transactions as to local governments.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.62.061 Rule making by state risk manager—Standards.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Update of the rules is necessary to align with statutory changes; including, but not limited to, allowing the state board of pilotage commissioners to participate in a local government self-insurance program covering liability risks. Other content changes are needed to align with recent changes to other self-insurance rules addressing purchasing requirements and independent audit requirements.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department of enterprise services (DES) will communicate and coordinate with the office of insurance commissioner, which has an interest in the rules governing joint self-insurance programs, as necessary. DES will also communicate with the state auditor's office, which is currently responsible for financial and accountability audits of local governments.

Process for Developing New Rule: DES will provide an opportunity for anyone interested to provide input as the rule changes are developed. An opportunity will also be provided for anyone to submit written comments on the proposed rules during the formal public comment period and present oral testimony at a virtual public hearing. The public is encouraged to participate in all agency rule making. Opportunities to participate in agency rule-making activities are provided on the DES rule-making website <https://des.wa.gov/about/policies-laws-rules/rulemaking>.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jack Zeigler, Policy and Rules Manager, 1500 Jefferson [Street S.E.], Olympia, WA 98501, phone 360-407-9209, email [jack.zeigler@des.wa.gov](mailto:jack.zeigler@des.wa.gov), website <https://des.wa.gov/about/policies-laws-rules/rulemaking>.

April 4, 2022  
Jack Zeigler  
Policy and Rules Manager

**WSR 22-08-095**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Filed April 5, 2022, 3:48 p.m.]

Subject of Possible Rule Making: The department is proposing changes to information required on an electronic fish receiving ticket.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012 and 77.04.055.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department proposes to add dealer geolocation to the required information provided on an electronic fish receiving ticket. This rule change is needed to support a fishery enforcement feature of the new WA-Tix electronic catch reporting application under development by Washington department of fish and wildlife.

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 Aaron Dufault, Puget Sound shellfish manager, voicemail comments 855-925-2801 code 3447, email [FishReceivingTickets101@PublicInput.com](mailto:FishReceivingTickets101@PublicInput.com), website <https://publicinput.com/FishReceivingTickets101>.

Additional comments: Assistance for additional accessibility and persons with disabilities, contact Title VI/ADA compliance coordinator, phone 360-902-2349, TTY 1-800-833-6388 or 711, email [Title6@dfw.wa.gov](mailto:Title6@dfw.wa.gov).

April 5, 2022  
Annie Szvetecz  
Rules Coordinator

WSR 22-08-096

PREPROPOSAL STATEMENT OF INQUIRY

SECRETARY OF STATE

[Filed April 5, 2022, 4:01 p.m.]

Subject of Possible Rule Making: Protecting county vote counting systems from unauthorized access.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 29A.04.230, 29A.04.611, 29A.12.190, 29A.12.200, 42.56.420.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: It is necessary to update the WAC to update and clarify procedures.

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 Fina Ormond, P.O. Box 40229, Olympia, WA 98504, phone 360-902-4146, fax 360-664-4619, email [fina.ormond@sos.wa.gov](mailto:fina.ormond@sos.wa.gov), website [sos.wa.gov/elections](http://sos.wa.gov/elections); or Lisa Tuerk, P.O. Box 40229, Olympia, WA 98504, phone 360-902-4167, fax 360-664-4619, email [lisa.tuerk@sos.wa.gov](mailto:lisa.tuerk@sos.wa.gov), website [sos.wa.gov/elections](http://sos.wa.gov/elections).

April 5, 2022  
Randy Bolerjack  
Deputy Secretary of State

**WSR 22-08-105**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF REVENUE**

[Filed April 6, 2022, 8:50 a.m.]

Subject of Possible Rule Making: WAC 458-20-18801 (Rule 18801)  
Medical substances, devices, and supplies for humans—Drugs prescribed for human use—Medically prescribed oxygen—Prosthetic devices—Mobility enhancing equipment—Durable medical equipment.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 82.32.300 and 82.01.060(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is considering updating the rule to make technical corrections and to more comprehensively describe the documentation and/or information required for buyers and sellers to substantiate that they are entitled to make purchases or sales exempt from retail sales tax. The proposed amendment to the rule makes a technical correction so that the rule conforms to RCW 82.08.02806; updates the department's contact information; and adds advice that, to make a retail sales tax exempt purchase, a buyer may provide to the seller an exemption certificate such as a streamlined sales tax agreement certificate of exemption or the seller may capture the relevant data elements that would otherwise be captured in a completed streamlined sales and use tax agreement exemption certificate or otherwise meet the requirements of RCW 82.08.050(7).

Process for Developing New Rule: Parties interested in this rule making may contact the individual listed below. The public may also participate by providing written comments throughout this rule making or giving oral testimony at the public meeting or public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Tim Danforth, P.O. Box 47467, Olympia, WA 98504-7467, phone 1-360-534-1538, email TimD@dor.wa.gov, website dor.wa.gov.

Additional comments: Written comments may be submitted by mail or email and should be directed to Tim Danforth using one of the contact methods above. Written and oral comments will be accepted at the public meeting on April 27, 2022, at 10:00 a.m., telephonic/internet meeting only (contact AtifA@dor.wa.gov for login/dial-in information).

April 6, 2022  
Atif Aziz  
Rules Coordinator