

WSR 22-15-002

PREPROPOSAL STATEMENT OF INQUIRY
EMPLOYMENT SECURITY DEPARTMENT

[Filed July 6, 2022, 12:59 p.m.]

Subject of Possible Rule Making: The employment security department (department) is engaging in rule making regarding leaves of absence for unemployment claimants.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 50.12.010 and 50.12.040 provide general rule-making authority to the department. RCW 50.04.310 defines when an individual is "unemployed" and "not unemployed."

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In May of 2022, the department received a petition requesting that the department amend WAC 192-170-080 to eliminate WAC 192-170-080 (1)(a), which states, "If you are on a leave of absence, you are not unemployed and thus not eligible for benefits."

WAC 192-170-080 (1)(a), which states that someone on a leave of absence is not "unemployed," was determined to be "invalid" by the commissioner of the department in 2011 under *In re Ausburn*, Empl. Sec. Comm'r Dec.2d 971 (2011). In 2021, the United States Department of Labor (USDOL) issued guidance stating an individual should be considered "unemployed" when the individual incurs a reduction in work hours and their wages are less than their weekly benefit amount. Unemployment Insurance Program Letter No. 3-22 (Nov. 22, 2021). Rule making is therefore necessary to revisit whether individuals on a leave of absence should or should not be considered "unemployed."

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: USDOL reviews the state's administration of the unemployment insurance program to ensure conformity to federal statutes and regulations. The state has broad flexibility in the implementation of the unemployment insurance laws so long as conformity is maintained. The proposed regulations will be shared with USDOL prior to adoption.

Process for Developing New Rule: Draft rules will be shared with the public and stakeholders. The department will solicit input from all parties and consider all comments in the development of final rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Josh Dye, P.O. Box 9046, phone 360-890-3472, fax 844-652-7096, TTY relay 711, email Rules@esd.wa.gov, website <https://esd.wa.gov/newsroom/rulemaking/>.

July 6, 2022

Dan Zeitlin

Employment Security Policy Director

**WSR 22-15-021
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
RETIREMENT SYSTEMS**

[Filed July 12, 2022, 6:23 a.m.]

Pursuant to RCW 34.05.335 and WAC 1-21-060, the department of retirement systems withdraws Preproposal statement of inquiry (CR-101) WSR 19-06-086, filed March 6, 2019, fees related to requests for documents as allowed by the Public Records Act.

Comments, questions, or concerns may be directed to Rubi Reaume at 360-664-7311, or drs.rules@drs.wa.gov.

Rubi Reaume
Rules Coordinator

WSR 22-15-029
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF ECOLOGY

[Order 22-01—Filed July 12, 2022, 4:28 p.m.]

Subject of Possible Rule Making: Establish chapter 173-135 WAC; and repeal chapter 508-14 WAC.

We are proposing to establish a new rule, chapter 173-135 WAC, for managing the Pasco Basin groundwater subarea, and repeal the existing interim management rule chapter 508-14 WAC.

This rule making is part of a multi-step process to address groundwater management in the Pasco Basin. The project includes designating a groundwater subarea boundary as described in RCW 90.44.130, and establishing an agreement with the United States Bureau of Reclamation for allocating and managing groundwater in the subarea using our revised authority in RCW 89.12.170.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 43.21A, 43.27A, 90.03, 90.44, 90.54, 89.12 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In 1967, chapter 508-14 WAC established an interim policy for managing the commingled state and federal groundwater in the Columbia Basin until formal management programs could be established for specific subareas within the basin. In the Quincy and Odesa subareas, jurisdiction over groundwater has been resolved and management programs established through rule making. However, in the Pasco subarea, groundwaters have remained under the interim rule despite numerous efforts over the past 50 years.

In 2021, the legislature revised ecology's authority in RCW 89.12.170 to enter into agreements with the United States Bureau of Reclamation for allocating groundwater. Under the new and preexisting authorities, ecology is proposing to develop a new rule for managing groundwater in the Pasco subarea and repeal the interim rule. This will address the longstanding uncertainty for current and potential future groundwater users.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Bureau of Reclamation. Ecology plans to establish an agreement with the United States Bureau of Reclamation for the allocation and management of the groundwater in the area using our updated authority in RCW 89.12.170.

Process for Developing New Rule: Ecology will follow the standard process for the adoption of rules under the Administrative Procedure Act (chapter 34.05 RCW).

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Annie Sawabini, Department of Ecology, Water Resources Program, P.O. Box 47600, Olympia, WA 98504-7600, phone 360-701-4432, Washington relay service or TTY call 711 or 877-833-6341, email annie.sawabini@ecy.wa.gov, website <https://ecology.wa.gov/Regulations-Permits/Laws-rules-rulemaking/Rulemaking/WAC-173-135>. Sign up to receive email notices <https://tinyurl.com/42avbhnn>.

July 12, 2022
G. Thomas Tebb, L.H.G., L.E.G., Director
Office of the Columbia River

WSR 22-15-035
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

[Filed July 14, 2022, 8:09 a.m.]

Subject of Possible Rule Making: New chapter 182-52 WAC, Prescription drug affordability board.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160; chapter 70.405 RCW, and SSSB [2SSB] 5532, sections 2(6), 4(4), 5(1), 7(3), 9, and 11, chapter 153, Laws of 2022.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To implement the prescription drug affordability board as required in SSSB [2SSB] 5532, chapter 153, Laws of 2022.

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 Valerie Freudenstein, Rulemaking Questions, 626 8th Avenue S.E., Olympia, WA 98504, 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 Nonye Connor, Program Questions, 626 8th Avenue S.E., Olympia, WA 98504, phone 360-725-2044, fax 360-586-9727, TRS 711, email nonye.connor@hca.wa.gov, website www.hca.wa.gov/about-hca/rulemaking.

July 14, 2022
Wendy Barcus
Rules Coordinator

**WSR 22-15-043
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed July 14, 2022, 3:42 p.m.]

The economic services administration, division of child support, requests the withdrawal of chapter 388-14A WAC, Preproposal statement of inquiry (CR-101), filed as WSR 20-07-090 on March 17, 2020.

Katherine I. Vasquez
Rules Coordinator

WSR 22-15-044
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed July 15, 2022, 10:58 p.m.]

Subject of Possible Rule Making: Chapter 246-720 WAC, Donor human milk bank standards. The department of health (department) is considering adopting new standards for ensuring human milk bank safety.

Statutes Authorizing the Agency to Adopt Rules on this Subject: E2SSB 5702 (chapter 236, Laws of 2022).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: E2SSB 5702 requires the department to adopt standards to help ensure the safety of human milk donated to milk banks. Beginning January 1, 2023, health carriers shall provide coverage for medically necessary donor human milk for inpatient use when ordered by a licensed health care provider with prescriptive authority or an international board certified lactation consultant. The statute sets specific criteria for coverage.

To ensure the safety of the donated milk, rules may need to be established to address proper screening, milk handling and processing, and recordkeeping. The department will also consider testing standards for the presence of viruses, bacteria, and prescription and nonprescription drugs in the donated milk.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Donor human milk banks are not regulated by Washington state or federal agencies at this time.

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 Michelle Izumizaki, P.O. Box 47380, Olympia, WA 98504-7903, phone 360-236-3667, fax 360-236-2601, TTY 711, website <https://doh.wa.gov/>, pchrules@doh.wa.gov; or Ashley Noble, P.O. Box 47380, Olympia, WA 98504-7903, phone 360-628-3776, fax 360-236-2601, website <https://doh.wa.gov/>, pchrules@doh.wa.gov.

Additional comments: To be added to the department of health's interested parties list, please contact Michelle Izumizaki or Ashely Noble.

July 7, 2022
Kristin Peterson, JD
Deputy Secretary
Policy and Planning
for Umair A. Shah, MD, MPH
Secretary

WSR 22-15-046
PREPROPOSAL STATEMENT OF INQUIRY
UTILITIES AND TRANSPORTATION
COMMISSION

[Docket T-220252—Filed July 15, 2022, 9:21 a.m.]

Subject of Possible Rule Making: The purpose of this rule making is to consider revisions to safety regulations in chapters 480-15, 480-30, and 480-70 WAC safety rules that govern household goods, passenger transportation, and solid waste collection companies.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 80.01.040, 81.01.010, 81.04.160, 81.68.030, 81.70.270, 81.77.030, 81.80.130, 81.80.140, 81.80.290, and 34.05.365.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To address inconsistencies between the utility and transportation commission's (UTC) motor carrier safety rules, the Washington state patrol's (WSP) rules in Titles 204 and 446 WAC, and Title 49 C.F.R. governing the passenger, household goods, and solid waste transportation industries.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: UTC adopts by reference several parts of Title 49 C.F.R. The Federal Motor Carrier Safety Administration (FMCSA) and WSP also utilize parts of Title 49 C.F.R. to establish and enforce safety regulations on public highways in the state of Washington. UTC partners with FMCSA as well as WSP to ensure intrastate regulated companies comply with all required safety standards.

Process for Developing New Rule: UTC will ask for initial written comments on the CR-101 by August 15, 2022, and will conduct a stakeholder workshop on October 11, 2022.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Amanda Maxwell, Executive Director and Secretary, P.O. Box 47250, Olympia, WA 98504-7250, phone 360-664-1160, fax 360-586-1150, website www.utc.wa.gov/200252.

July 15, 2022
Amanda Maxwell
Executive Director and Secretary

WSR 22-15-050
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Division of Child Support)
[Filed July 15, 2022, 11:06 a.m.]

Subject of Possible Rule Making: The division of child support (DCS) proposes to amend, adopt, or repeal as needed various sections in chapter 388-14A WAC to make the administrative support establishment process more efficient and user-friendly as we: (1) Implement ESSB 6037 (chapter 6, Laws of 2018, which adopted the 2017 version of the Uniform Parentage Act), and the technical corrections made to that bill by SSB 5333 (chapter 46, Laws of 2019); as well as (2) update terminology and to clarify and streamline the rules and procedures regarding parentage to conform with current state and federal laws.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 26.23.050, 26.23.110, 43.20A.550, 74.04.050, 74.04.057, 74.08.090, 74.20.040, 74.20A.055, 74.20A.056, and 74.20A.310.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: DCS is updating its rules to implement changes in state and federal law in order to clarify and streamline our processes, with the end goal of making our processes and procedures clearer, more flexible and more understandable for the parties, children and families who receive our services.

DCS is incorporating changes in terminology regarding parentage from the Uniform Parentage Act (adopted as chapter 26.26A RCW).

In addition, DCS is implementing certain mandatory and optional provisions from the *Flexibility, Efficiency, and Modernization in Child Support Enforcement Programs* rule ("Flexibility rule," which was published on December 20, 2016, in the Federal Register, Volume 81, Number 244, on page 93492), as well as other concepts.

This rule-making project is intended to improve the level of services we can provide to children and families.

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: DCS engages in modified collaborative rule making. Those persons wishing to participate in developing the new rules are encouraged to contact DCS rules coordinator at department of social and health services (DSHS) DCS headquarters as soon as possible. DCS will post information regarding this rule development project and others on DSHS economic services administration's policy review website, which can be found at <https://fortress.wa.gov/dshs/f2ws03esaapps/extpolicy/>. Rule-making forms and draft rules may also be found on the DSHS filings and rules page at <https://www.dshs.wa.gov/office-of-the-secretary/filings-and-rulings>.

DSHS/DCS encourages the public to take part in developing rules. After the rules are drafted, DSHS will file a copy with the office of the code reviser with a notice of proposed rule making, and will send a copy to everyone currently on the mailing list and to anyone else 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 Brady Horenstein, DCS Rules Coordinator, DCS Headquarters, P.O. Box 9162, Olympia, WA 98507-9162, phone 360-664-5291, fax

360-664-5342, TTY 1-800-833-6384, email horenbj@dshs.wa.gov, website
www.childsupportonline.wa.gov.

July 14, 2022
Katherine I. Vasquez
Rules Coordinator

WSR 22-15-083
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed July 18, 2022, 2:21 p.m.]

Subject of Possible Rule Making: Chapter 246-834 WAC, Midwives. The department of health (department) is considering creating new rule sections and amending existing sections to implement SSB 5765 (chapter 289, Laws of 2022). This bill creates two levels of limited prescriptive license extension for midwives to prescribe, obtain, and administer medications and therapies for the prevention and treatment of common prenatal and postpartum conditions, family planning methods, medical devices and implants. The bill also gives the secretary the authority to establish education requirements. The department will also replace gendered terms with gender-neutral terms throughout the chapter. The department intends to open the complete chapter for these potential revisions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.50.135, 18.50.115; and SSB 5765 (chapter 289, Laws of 2022).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: SSB 5765 creates two new credentials for limited prescriptive license extensions for midwives. Rules may be needed for the new license extensions to specify processes for applicants to meet education and training requirements. Amended rules will also replace gendered language with gender-neutral terms throughout the chapter and update the legend drugs and devices that allowed for the license extensions.

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 Kathy Weed, P.O. Box 47852, Olympia, WA 98604-7852, phone 360-236-4883, fax 360-236-2910, TTY 711, email kathy.weed@doh.wa.gov, website www.doh.wa.gov.

Additional comments: Interested parties can contact Kathy Weed for instructions on how to be added to the interested party's notification list.

July 18, 2022
Kristin Peterson, JD
Deputy Secretary
Policy and Planning
for Umair A. Shah, MD, MPH
Secretary

WSR 22-15-084
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed July 18, 2022, 2:26 p.m.]

Subject of Possible Rule Making: Title 246 WAC. The department of health (department) is considering creating a new chapter of rules to implement E2SHB 1477 (chapter 302, Laws of 2021). The rules would establish standards for designation of crisis call centers as crisis hubs within the 988 national suicide prevention and mental health crisis hotline system.

Statutes Authorizing the Agency to Adopt Rules on this Subject: E2SHB 1477 (chapter 302, Laws of 2021).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Federal Communications Commission promulgated rules under 47 C.F.R. § 52.200 designating "988" as the three-digit code "for a national suicide prevention and mental health crisis hotline system." In 2021, the Washington state legislature passed E2SHB 1477 with the intent to establish crisis call center hubs and expand the crisis response system. The bill requires the department to adopt rules "to establish standards for designation of crisis call centers as crisis call center hubs."

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: E2SHB 1477 requires the health care authority (HCA) and the department to work collaboratively. The department has the responsibility for establishing and designating the crisis call center hubs. HCA is responsible for developing and implementing the crisis response system and services to support the work of the crisis call center hubs. The two agencies will be working closely together to develop rules and processes.

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 Michelle Izumizaki, P.O. Box 47380, Olympia, WA 98504-7903, phone 360-236-3667, fax 360-236-2601, TTY 711, email pchrules@doh.wa.gov, website doh.wa.gov; or Ashley Noble, P.O. Box 47380, Olympia, WA 98504-7903, phone 360-628-3776, fax 360-236-2601, TTY 711, email pchrules@doh.wa.gov, website doh.wa.gov.

Additional comments: Interested parties may contact Michelle Izumizaki to be included on an interested parties contact list.

July 18, 2022
Kristin Peterson, JD
Deputy Secretary
Policy and Planning
for Umair A. Shah, MD, MPH
Secretary

WSR 22-15-091
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed July 19, 2022, 8:33 a.m.]

Subject of Possible Rule Making: Chapter 296-14 WAC, Industrial insurance.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.04.020, 51.04.030, 51.08.142, 51.32.185.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In 2018, the Washington state legislature passed SSB 6214, chapter 264, Laws of 2018. SSB 6214, amending RCW 51.32.185, established post-traumatic stress disorder (PTSD) as a presumption of occupational disease for certain firefighters, law enforcement officers, and emergency medical technicians covered under workers' compensation laws. SSB 6214 also updated the definition of occupational disease to exclude mental health conditions other than those identified in RCW 51.32.185 regarding PTSD. The legislature subsequently passed SHB 2758, chapter 234, Laws of 2020. SHB 2758 added public safety telecommunications as an occupation that could identify PTSD as an occupational disease for workers' compensation claims, but did not make PTSD a presumption for those telecommunications.

Rule making is necessary to explain clearly when a presumption exists for the groups identified in both SSB 6214 and SHB 2758, and when a presumption does not exist what must occur to meet the definition of occupational disease. SSB 6214 also requires L&I to adopt rules implementing this distinction.

Process for Developing New Rule: Parties interested in these rules may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments and/or testimony during the public hearing and comment process. Public hearings will be held after the proposal is filed.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jordan Ely, Department of Labor and Industries, Insurance Services/Legal Services, P.O. Box 44270, Olympia, WA 98504-4270, phone 360-902-4616, fax 360-902-5029, TTY 360-902-4252, email Jordan.ely@Lni.wa.gov.

July 19, 2022
Joel Sacks
Director

**WSR 22-15-092
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES**

[Filed July 19, 2022, 8:35 a.m.]

The department of labor and industries (L&I) is withdrawing the CR-101 Preproposal statement of inquiry regarding post-traumatic stress disorder (PTSD) presumption of occupational disease filed on August 21, 2018, and published under WSR 18-17-151.

We are withdrawing the CR-101 for PTSD filed in 2018 because SHB 2758, passed by the Washington state legislature in 2020, again amended RCW 51.08.142 by adding public safety telecommunicators to the list of job classes where PTSD may be considered as an occupational disease. Rather than have two separate rulings, one rule making for a PTSD presumption of occupational disease and another for PTSD as an occupational disease without presumption, we will combine and explain both in one rule making.

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

Tracy West
Rules Coordinator

**WSR 22-15-093
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed July 19, 2022, 9:30 a.m.]

The developmental disabilities administration requests the withdrawal of Preproposal statement of inquiry notice filed as WSR 20-16-138 on August 3, 2020, chapter 388-829Z WAC, regarding emergency transitional respite.

Katherine I. Vasquez
Rules Coordinator

**WSR 22-15-094
WITHDRAWAL OF
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed July 19, 2022, 9:34 a.m.]

The developmental disabilities administration requests the withdrawal of Preproposal statement of inquiry notice filed as WSR 20-14-099 on June 30, 2020, WAC 388-829R-170, 388-829R-230, 388-829-0005, and 388-829-0045 regarding adding overnight planned respite services providers to the scope of chapter 388-829 WAC, to correct and clarify terminology used, and add a section about client rights in chapter 388-829R WAC.

Katherine I. Vasquez
Rules Coordinator

WSR 22-15-112

PREPROPOSAL STATEMENT OF INQUIRY

WASHINGTON STATE UNIVERSITY

[Filed July 20, 2022, 8:56 a.m.]

Subject of Possible Rule Making: The university is updating the policies and regulations applying to all student organizations, chapter 504-28 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.30.150.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed amendments modify, clarify, and update the university's requirements for recognized or registered student organizations.

Process for Developing New Rule: Reviewed internally at many levels before proposal.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Deborah L. Bartlett, Director, Office of Procedures, Records, and Forms and University Rules Coordinator, P.O. Box 641225, Pullman, WA 99164-1225, phone 509-335-2005, fax 509-335-3969, email prf.forms@wsu.edu, website <http://policies.wsu.edu/prf/index/wac/>.

Additional comments: A public hearing will be held to permit comment to all proposed rules and revisions. There will also be an opportunity to provide written comments to the proposed rules.

July 20, 2022

Deborah L. Bartlett, Director
Office of Procedures, Records, and Forms
and University Rules Coordinator

WSR 22-15-113

PREPROPOSAL STATEMENT OF INQUIRY

WASHINGTON STATE UNIVERSITY

[Filed July 20, 2022, 8:56 a.m.]

Subject of Possible Rule Making: The university is updating the rules regarding standards of conduct for students, chapter 504-26 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.30.150.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed amendments modify, clarify, and update the university's standards of conduct for students.

Process for Developing New Rule: Reviewed internally at many levels before proposal.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Deborah L. Bartlett, Director, Office of Procedures, Records, and Forms and University Rules Coordinator, P.O. Box 641225, Pullman, WA 99164-1225, phone 509-335-2005, fax 509-335-3969, email prf.forms@wsu.edu, website <http://policies.wsu.edu/prf/index/wac/>.

Additional comments: A public hearing will be held to permit comment to all proposed rules and revisions. There will also be an opportunity to provide written comments to the proposed rules.

July 20, 2022

Deborah L. Bartlett, Director
Office of Procedures, Records, and Forms
and University Rules Coordinator

WSR 22-15-117
PREPROPOSAL STATEMENT OF INQUIRY
BOARD OF
PILOTAGE COMMISSIONERS

[Filed July 20, 2022, 9:51 a.m.]

Subject of Possible Rule Making: WAC 363-116-082 Limitations on new pilots.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 88.16 RCW, Pilotage Act.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The board will be considering revisions to the pilot license upgrade programs in both the Puget Sound and Grays Harbor Pilotage Districts to better align with statutory rest rules and changes in vessel traffic. The board seeks to ensure that upgrading pilots are gaining necessary experience with larger vessels as they progress through their first five years of piloting while also maintaining best practices in fatigue mitigation.

Process for Developing New Rule: Discussion regarding proposed revisions will occur at monthly trainee evaluation committee and board meetings. Upon committee review and consensus, and consultation with the board's assistant attorney general, a recommendation will be presented to the board. Tribe and stakeholder comments are encouraged throughout the process. Upon review and consideration of recommended revisions, a public hearing will be scheduled pursuant to formal notice requirements.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jaimie C. Bever, Executive Director, 2901 3rd Avenue, Suite 500, Seattle, WA 98121, phone 206-515-3887, fax 206-515-3906, email BeverJ@wsdot.wa.gov, website www.pilotage.wa.gov.

July 20, 2022
Jaimie C. Bever
Executive Director