

WSR 24-03-028

AGENDA

DEPARTMENT OF HEALTH  
STATE BOARD OF HEALTH

[Filed January 6, 2024, 4:54 p.m.]

January 2024

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.

SBOH

Rule Making

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR#	CR-105 WSR #	Program Contact
SBOH	Chapter 246-282 WAC, Sanitary control of shellfish. SBOH is considering revisions to the chapter to modify harvest control requirements by setting more proactive measures to prevent illnesses and protect public health. The rule revision may also include updating definitions, seed size, and other technical and editorial changes as needed.	22-06-034				Dani Toepelt 360-890-6054 Jocelyn Jones 360-236-3020
SBOH	Chapter 246-650 WAC, Newborn screening. SBOH is considering adding ornithine transcarbamylase deficiency to the list of mandatory conditions for newborn screening conducted by DOH.	22-05-012				Molly Dinardo 564-669-3455

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR#	CR-105 WSR #	Program Contact
SBOH	Chapter 246-260 WAC, Water recreation facilities; and chapter 246-262 WAC, Recreational water contact facilities. SBOH will consider adopting requirements from the Centers for Disease Control and Prevention Model Aquatics Health Code, modifying the rules to keep pace with changing water recreation technologies, and to improve clarity and usability including possible consolidation of all water recreation rules into a single chapter.	17-01-048				Andrew Kamali 360-584-6737 Ashlie Laydon ashlie.laydon@do h.wa.gov
SBOH	Chapter 246-272A WAC, On-site sewage systems. SBOH is considering revisions to the chapter. Priority issues include local management plans, property sale inspections, treatment levels, ultraviolet disinfection, and licensing of operations and maintenance providers. SBOH may consider other technical and editorial changes as needed.	18-06-082	23-22-062	Anticipate filing		Jeremy Simmons 360-236-3346 Peter Beaton 360-236-4031
SBOH	Chapter 246-760 WAC, Auditory screening standards in schools. SBOH is considering amending the auditory screening sections of chapter 246-760 WAC to align with current national evidence-based practices and assess potential options regarding whether to include otoacoustic emission screening technology in SBOH's rules. SBOH may also consider other technical or editorial changes as needed.	23-22-004	Anticipate filing			Molly Dinardo 564-669-3455
SBOH	Chapter 246-650 WAC, Newborn screening. SBOH is considering adding guanidinoacetate methyltransferase deficiency and Arginase 1 deficiency to the list of mandatory conditions for newborn screening conducted by DOH.	23-24-016				Molly Dinardo 564-669-3455

**DOH  
Rule Making**

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Board of Massage	WAC 246-830-035 Licensing by endorsement for out-of-state applicants. DOH, in coordination with the board of massage, is examining and may consider amending this section of the massage therapist rules related to licensing by endorsement for out-of-state applicants.	23-07-064	Anticipate filing			Megan Maxey 360-236-4945

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Board of Massage	WAC 246-830-430 Education and training. The board of massage, in coordination with DOH, is considering amendments to the education and training rules to include parameters on online and virtual education and adding health equity awareness training to initial licensure requirements for new massage licensees.	23-12-002				Megan Maxey 360-236-4945
Board of Nursing Home Administrators	WAC 246-843-071 Application, 246-843-090 Administrator-in-training program, 246-843-130 Continuing education requirements, and 246-843-231 Temporary practice permits. The board of nursing home administrators is considering amending licensure, licensure renewal, health equity continuing education (CE) and temporary practice permit rules.	23-03-119	23-20-116	Anticipate filing		Kendra Pitzler 360-236-4723
Board of Nursing Home Administrators	Chapter 246-843 WAC. The board of nursing home administrators is considering creating a new section to establish a retired active status for licensed nursing home administrators and amending existing requirements to renew an expired license under WAC 246-843-180.	22-19-058	23-20-116	Anticipate filing		Kendra Pitzler 360-236-4723
DOH in collaboration with Board of Nursing Home Administrators	WAC 246-843-990 Nursing home administrator fees and renewal cycle. DOH is opening this rule to establish a retired active status fee if that licensure status is first adopted by the board of nursing home administrators in separate rule making.	22-13-184	23-22-094	Anticipate filing		Kendra Pitzler 360-236-4723
Board of Optometry	Chapter 246-851 WAC; the board of optometry is proposing to amend, establish new, and repeal sections in chapter 246-851 WAC to implement SSB 5389 (chapter 400, Laws of 2023) which expands the optometrist scope of practice to include certain advanced procedures and establishes requirements for license endorsement.	23-16-043				Kristina Bell 360-236-4841
Board of Osteopathic Medicine and Surgery	Chapter 246-853 WAC, Osteopathic physicians and surgeons, five-year chapter review. The board of osteopathic medicine and surgery is proposing amendments to multiple sections in chapter 246-853 WAC for a general chapter cleanup to clarify and update rule language in accordance with the five-year rule review requirement under expedited rule making.				Anticipate filing	Becky McElhiney 360-236-4766

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Board of Osteopathic Medicine and Surgery	WAC 246-853-020 Osteopathic medicine and surgery examinations. The board of osteopathic medicine and surgery is considering amendments to update osteopathic physician examination requirements pursuant to 2SHB 1724.	24-01-084	Anticipate filing			Becky McElhiney 360-236-4766
Board of Osteopathic Medicine and Surgery	WAC 246-853-080 Continuing education for osteopathic providers. The board of osteopathic medicine and surgery is considering amending WAC 246-853-080 Continuing education, to update CE requirements for licensure renewal of osteopathic physicians.	Anticipate filing				Becky McElhiney 360-236-4766
Board of Osteopathic Medicine and Surgery	Osteopathic physician opioid prescribing, WAC 246-853-661, 246-853-730, and 246-853-755. The board of osteopathic medicine and surgery is considering amendments to osteopathic physician opioid prescribing rules to modernize the language, add clarity, bring the rules in line with current practice, and align with the Washington medical commission.	Anticipate filing				Becky McElhiney 360-236-4766
Board of Osteopathic Medicine and Surgery	WAC 246-853-290, 246-853-300, 246-853-310, and 246-853-320. Substance abuse monitoring program for osteopathic physicians. The board of osteopathic medicine and surgery is proposing amendments to update rules regarding health profession monitoring programs to update language changes made by SSB 5496 (chapter 43, Laws of 2022).				Anticipate filing	Becky McElhiney 360-236-4766
Board of Physical Therapy	Chapter 246-915 WAC, Dry needling endorsement. New section in chapter 246-915 WAC to clarify statutory requirements for education and training and define an intramuscular needling endorsement.	23-16-028	Anticipate filing			Allyson McIver 360-236-2878
Board of Physical Therapy	Initial license and endorsement requirements, WAC 246-915-030, 246-915-039, 246-915-040, and 246-915-085.	23-24-101				Allyson McIver 360-236-2878
Board of Physical Therapy	WAC 246-915A-010 Physical therapy license compact, update to match compact commission rules. The board of physical therapy is proposing to update the effective date in WAC 246-915A-010 for the physical therapy compact per RCW 18.74.500, Article IX(2).				Anticipate filing	Allyson McIver 360-236-2878
Chiropractic Quality Assurance Commission	WAC 246-808-201 and 246-808-215. The chiropractic quality assurance commission is considering adopting health equity CE requirements for chiropractic X-ray technicians.	23-08-021	23-20-026	Anticipate filing		Betty Moe 360-236-2868

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Chiropractic Quality Assurance Commission	WAC 246-808-010, 246-808-105 through 246-808-140, 246-808-180 through 246-808-190, 246-808-510, 246-808-535, and 246-808-801 through 246-808-830. Amending the chiropractic credentialing requirements.	23-05-053	Anticipate filing			Betty Moe 360-236-2868
Dental Quality Assurance Commission	Dental school faculty member licenses. The dental quality assurance commission is proposing to amend WAC 246-817-150 to remove specific references about granting licenses to University of Washington faculty and replacing with a reference to a faculty of any institution of higher education in Washington state accredited by the Commission on Dental Accreditation.	23-16-100	23-23-053	Anticipate filing		Amber Freeberg 360-236-4893
Dental Quality Assurance Commission	Dental graduates of nonaccredited schools, WAC 246-817-160.	Anticipate filing				Amber Freeberg 360-236-4893
Dental Quality Assurance Commission	WAC 246-817-905 Exclusions. The dental quality assurance commission is considering adding residential habilitation centers to the list of opioid prescribing exclusions.	Withdrawn 23-22-030	Anticipate filing			Amber Freeberg 360-236-4893
DOH	Title 246 WAC; crisis call center hubs. DOH is considering creating a new chapter of rules to implement E2SHB 1477 (chapter 302, Laws of 2021). The rules will establish standards for designation of crisis call centers as crisis call center hubs within the 988 national suicide prevention and mental health crisis hotline system.	22-15-084	Anticipate filing			Vanessa Saavedra 564-669-0609 Me'Kyel Bailey 360-764-9161
DOH	Title 246 WAC; establishing a new chapter relating to rapid health information network data reporting (RHINO).	17-21-075	Anticipate filing			Samantha Fuller 564-669-1964
DOH	Music therapists; Title 246 WAC. DOH is considering creating a new chapter of rules to establish licensing regulations for music therapists, including fees. DOH will consider any necessary rules for an advisory committee.	23-22-034	Anticipate filing			Kendra Pitzler 360-236-4723
DOH	Behavioral health support specialist; Title 246 WAC. DOH is considering rule making to establish the new behavioral health support specialist credential under SSB 5189 (chapter 270, Laws of 2023).	23-14-113	Anticipate filing			Nancy Delgado 360-236-4951
DOH	Certified peer specialist and trainee credential; Title 246 WAC. DOH is considering rule making to establish the new certified peer specialist and trainee credentials under SSB [2SSB] 5555 (chapter 469, Laws of 2023).	23-16-037				Ted Dale 360-236-2991

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-08 WAC, Practice and procedure, rules regarding DOH adjudicative proceedings for declaratory orders; public record requests; agency indexes; and general agency administrative processes. DOH 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
DOH	Chapter 246-12 WAC, advanced suicide education standards.	21-04-054	Anticipate filing			Stephanie Vaughn 360-819-0714
DOH	Chapter 246-70 WAC, Cannabis product compliance. DOH is opening this chapter to consider updating the term "marijuana" to "cannabis," examine the definition of compliant product, review compliant product labeling, and align quality assurance standards with the Washington state liquor and cannabis board.	22-23-001	Anticipate filing			Loralei Walker 360-236-2820
DOH	Security screening systems. DOH may adopt new chapter 246-230 WAC to establish radiation safety standards for the use of security screening systems capable of detecting contraband contained under clothing and within body cavities, meeting applicable federal and state radiation and safety standards. Other sections of rule that may need to be amended include: Chapter 246-220 WAC, Radiation protection—General provisions; chapter 246-221 WAC, Radiation protection standards; chapter 246-222 WAC, Radiation protection—Worker rights; chapter 246-224 WAC, Radiation protection—Radiation machine assembly and registration; chapter 246-225 WAC, Radiation protection—X-rays in the healing arts; and chapter 246-227 WAC, Radiation protection—Industrial X-ray.	22-17-145	Anticipate filing			Ashlie Laydon ashlie.laydon@do h.wa.gov Richard Montemarano 360-236-3238
DOH	X-ray in healing arts, chapter 246-225 WAC. DOH will consider amending existing rules and adopting new rules to address advancements in technology for radiation therapy and fluoroscopic X-ray and plan review shielding requirements.	Anticipate filing				Ashlie Laydon ashlie.laydon@do h.wa.gov

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-254 WAC, Radiation protection fees. DOH is considering amending or creating new radioactive material license and licensee fees.	Anticipate filing				Earl Fordham 509-628-7628  Peter Beaton 360-236-4031
DOH	Chapter 246-275 WAC; establishing a new chapter for on-site nonpotable water systems.	21-17-04 [21-17-040]				Jocelyn Jones 360-236-3020
DOH	WAC 246-282-990 Sanitary control of shellfish—Fees. DOH is proposing changes to existing fees and creating new fees for operator licenses, export certificates, biotoxin testing, and paralytic shellfish poisoning testing related to the commercial shellfish program.	23-04-061	23-23-186	Anticipate filing		Dani Toepelt 360-890-6054  Peter Beaton 360-236-4031
DOH	Chapter 246-296 WAC, Drinking water state revolving fund. DOH is considering amendments to implement requirements of the federal Bipartisan Infrastructure Law.	23-11-003	Anticipate filing			Nina Helpling 360-236-3065
DOH	Certificate of need, adult elective percutaneous coronary intervention (PCI) program. DOH is considering amendments to WAC 246-310-700 to 246-310-755, in response to a rule-making petition to amend the adult elective PCI certificate of need requirements.	Anticipate filing				Ross Valore 360-236-2955
DOH	WAC 246-310-800 through 246-310-833, certificate of need, kidney disease treatment centers temporary emergency rule exemptions. DOH is considering creating a new section to implement SSB 5659 (chapter 48, Laws of 2023) that creates exemptions from the certificate of need requirements for kidney disease treatment center rules. DOH will also consider amendments to the kidney disease center rules based upon the effects of implementing rules pursuant to SSB 5569.	23-16-038	Anticipate filing			Ross Valore 360-236-2955
DOH	WAC 246-320-010, 246-320-500, 246-320-505, 246-320-600, and other sections of chapter 246-320 WAC relevant to construction standards. DOH is considering amending the hospital licensing regulations to align with the current national construction standards.	23-15-082				Susan Upton 360-236-2948
DOH	Acute care and private psychiatric hospital fees, WAC 246-320-199 Acute care hospital and 246-322-990 Private psychiatric hospitals. DOH is considering updates to rules regarding acute care and private psychiatric hospital fees to address funding needs.	23-22-096	Anticipate filing			Heather Cantrell 360-236-4637

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-320 WAC, Hospital licensing regulations. DOH is considering amending the acute care hospital regulations in chapter 246-320 WAC in order to implement 2SSB 5120 (chapter 433, Laws of 2023), an act concerning the establishment of 23-hour crisis relief centers in Washington state.	23-13-016	Anticipate filing			Julie Tomaro 360-236-2937
DOH	Chapter 246-329 WAC, Childbirth centers. DOH is considering updates to clarify, consolidate, and modernize the chapter.	22-06-058	Anticipate filing			John Hilger 360-236-2929
DOH	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				John Hilger 360-236-2929
DOH	WAC 246-338-010 and 246-338-020, medical test site licenses. DOH is removing the profession of naturopath and changing midwife to nurse midwife in WAC 246-338-020 to maintain Washington's clinical laboratory improvement amendments exempt status.	N/A	Anticipate filing			Jessica Holloway 360-236-2927
DOH	Chapter 246-341 WAC, Behavioral health agency (BHA) licensing and certification requirements. DOH is considering amending the BHA regulations in chapter 246-341 WAC in order to implement 2SSB 5120 (chapter 433, Laws of 2023). DOH may also amend sections of chapter 246-341 WAC to address statutory changes as a result of the 2023 legislative session.	23-13-017	Anticipate filing			Dan Overton 360-236-2953
DOH	BHA regulations in chapter 246-341 WAC related to opioid treatment programs (OTPs). DOH is considering amending the BHA regulations related to OTPs to address general cleanup, remove duplicate requirements, align with C.F.R. and implement 2E2SSB 5536 (chapter 1, Laws of 2023, 1st sp. sess.). DOH is also fixing two internal citations from a previous rules project.	23-17-078	Anticipate filing			Michelle Weatherly 360-236-2992
DOH	WAC 246-358-990 Temporary worker housing fees. DOH is considering updating or creating new fees to cover operating costs for the temporary worker housing program.	Anticipate filing				Juan Gamez 360-628-6620 Peter Beaton 360-236-4031
DOH	Private detention facilities. DOH is considering creating a new chapter 246-385 WAC to set operational health and safety standards for private detention facilities.	23-23-079				Nina Helpling 360-236-3065



Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-453 WAC, Hospital charity care. DOH is considering amendments to implement new requirements in SSB 6273 (chapter 623 [263], Laws of 2018) and SHB 1616 (chapter 197, Laws of 2022). Updates may be needed to ensure that the rules are current and align with best practices. DOH will also consider adding a new section to address requirements for clarity and conciseness.	22-20-069				Carrie Baranowski 360-236-4210
DOH	WAC 246-454-010, 246-454-020, 246-454-090, and 246-454-110, Hospitals—System of accounting, financial reporting, budgeting, cost allocation. DOH is considering amendments to existing rules to implement new requirements in E2SHB 1272. Updates may be needed to ensure that the rules are current and align with best practices. DOH will also consider adding a new section to address requirements for clarity and conciseness.	21-23-082				Carrie Baranowski 360-236-4210
DOH	Prescription monitoring program (PMP); clarifying terms and information about prescription history for PMP. Amending WAC 246-470-010, 246-470-030, and 246-470-050. DOH is considering clarifying that prescribers can request the history of prescriptions they have written.	23-22-092	Anticipate filing			Jennifer Kang 360-688-6644
DOH	WAC 246-480-010, 246-480-070, 246-480-080, and 246-480-990 within chapter 246-480 WAC, Drug take-back program. DOH is considering rule making to align existing rules with 2SHB 1161 (chapter 155, Laws of 2021) and adopt other amendments necessary to regulate the state drug take-back program, also known as the "safe medication return" program. Amendments may include clarifying how multiple program operators participate in the drug take-back program, setting fees, and other changes as appropriate.	22-01-170	23-15-102	Anticipate filing		Mary Kellington 360-236-2988

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-490 WAC, Vital statistics; and chapter 246-491 WAC, Vital statistics—Certificates. DOH is considering amending and repealing existing rules, and creating new rules related to vital records. The rules may establish registration and amendment requirements for vital records; update or add program processes to align with statutory changes; adopt fees associated with amendment and delayed birth applications; add or adjust fees associated with the issuance of certifications and informational copies; add or remove data items collected in a vital record; expand use of electronic registration of a vital event; make editorial and technical changes to align with statutory changes; and repeal obsolete sections of rule.	23-04-062	Anticipate filing			Kelly Thomson 360-236-2274
DOH	Physician Visa waivers in chapter 246-562 WAC. DOH is considering a chapter review to reorganize sections and amend rules regarding J-1 Physician Visa waivers. DOH is considering changing these rules to help meet the greatest needs across Washington state. DOH is considering amending the organizational structure, application criteria, and requirements for letters of support.	Anticipate filing new CR-101 and withdrawing WSR 23-12-089				Sarah Gambrell 564-669-1697 Kelly Shaw 360-480-8690
DOH	Chapter 246-780 WAC; electronic benefit payments for farmers' market nutrition program, also to be known as e-FMNP. DOH is considering updating the chapter to allow for electronic benefit payments for the farmers' market nutrition program.	23-07-101	Anticipate filing			Katherine Flores 360-742-4543 Steve Strong 360-742-2930
DOH	Chapter 246-790 WAC, Special supplemental nutrition program for women, infants, and children (WIC). DOH is considering changes to the rule which would allow for more variety in WIC vendor types.	23-22-061				Karen Mullen 360-515-8279
DOH	WAC 246-803-040, virtual training for point injection therapy for acupuncture and Eastern medicine. DOH is considering amending education and training for point injection therapy to allow the 16 hours of didactic education to be done virtually.	23-17-077	Anticipate filing			Vicki Brown 360-236-4865
DOH	Chapter 246-805 WAC, Applied behavior analysis. Chapter review.	20-18-067	Anticipate filing			Kendra Pitzler 360-236-4723
DOH	Chapter 246-809 WAC; supervisor directory and stipend program for mental health counselor, marriage and family therapist, and social worker associates.	Anticipate filing				Brandon Williams 360-913-4643

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-809 WAC; DOH is considering rule making to implement recommendations developed under 2SHB 1724 (chapter 425, Laws of 2023) to support the behavioral health workforce and lower barriers to licensure. Professions potentially impacted by this rule making include mental health counselors, marriage and family therapists, social workers, and associates.	Anticipate filing				Lana Crawford 564-669-1455
DOH	Chapter 246-810 WAC; DOH is considering rule making to: (1) Implement 2SHB 1724 (chapter 425, Laws of 2023), which created two new agency-affiliated counselor credential types; (2) implement E2SHB 1504 (chapter 170, Laws of 2021), which allowed student interns to become agency-affiliated counselors; and to update the chapter as appropriate.	23-16-044	Anticipate filing			Carmen Leso 360-742-1463
DOH	WAC 246-811-070, 246-811-076, and 246-811-300, substance use disorder professionals and substance use disorder professional trainees. DOH is considering updating the chapter to amend national certification requirements, include pharmacists as a profession eligible for the alternative training program, remove AIDS training from the probationary licensure requirements, and make other housekeeping updates as appropriate.	22-03-052	23-20-120	Anticipate filing		Ted Dale 360-236-2991
DOH	Chapter 246-811 WAC; DOH is considering rule making to implement recommendations developed under 2SHB 1724 (chapter 425, Laws of 2023) to support the behavioral health workforce and lower barriers to licensure. Professions potentially impacted by this rule making include substance use disorder professionals and trainees.	Anticipate filing				Ted Dale 360-236-2991
DOH	Amend WAC 246-815-140 Dental hygienists CE.	Anticipate filing				Bruce Bronoske 360-236-4843
DOH	Dental hygiene health equity CE; create WAC 246-815-145. Establish health equity CE; DOH is considering creating a new rule in chapter 246-815 WAC, Dental hygiene equity training requirements. Health equity rules, WAC 246-12-830 [246-12-800] through 246-12-830, to comply with RCW 43.70.613.	23-21-070	24-02-006	Anticipate filing		Bruce Bronoske 360-236-4843
DOH	Dental hygienists, infection control, chapter 246-815 WAC.	Anticipate filing				Bruce Bronoske 360-236-4843
DOH	Chapter 246-819 WAC, Dental therapist. DOH is considering establishing new chapter 246-819 WAC for the dental therapist profession in order to implement ESHB 1678 (chapter 460, Laws of 2023).	23-22-058	Anticipate filing			Bruce Bronoske 360-236-4843

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	Chapter 246-822 WAC, Dietitians or nutritionists. DOH is considering rule making to amend or repeal several sections of the dietitian and nutritionist chapter. Specific sections focus on mandatory reporting, examinations, and curriculum. Updating rules about dieticians and nutritionists to modernize the chapter.	18-10-059	23-22-131	Anticipate filing		Kim-Boi Shaddock 360-236-2912
DOH	WAC 246-828-991 Audiologist and Speech-Language Pathology Interstate Compact (ASLP-IC) fees and renewal cycle. DOH is considering establishing new WAC 246-828-991 to implement HB 1001 (chapter 53, Laws of 2023), which establishes the ASLP-IC and gives member states the discretion to charge a fee for compact privileges.	23-17-072	Anticipate filing			Kim-Boi Shaddock 360-236-2912
DOH	Medical assistants—Various provisions. DOH will consider rule amendments to medical assistant rules, WAC 243-827-0010, 246-827-0200, and 246-827-0240, to align with statutes updated by ESHB 1073 (chapter 134, Laws of 2023) and ensure that the rules are current and align with best practices.	23-20-118	Anticipate filing			Becky McElhiney 360-236-4766
DOH	Chapter 246-834 WAC, Midwives. Limited prescriptive license. DOH 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. DOH will also replace gendered terms with gender-neutral terms throughout the chapter. DOH intends to open the complete chapter for these potential revisions.	22-15-083	Anticipate filing			Kathy Weed 360-236-4883
DOH	Chapter 246-916 WAC, Athletic trainers. DOH and the athletic training advisory committee are proposing to create a new section in the athletic trainer rules in response to SHB 1274.	23-17-091	Anticipate filing			Allyson McIver 360-236-2878
DOH	Chapter 246-930 WAC, Sex offender treatment providers (SOTP). Chapter rewrite based on recommendations from newly established SOTP advisory committee.	22-04-057				Lana Crawford 564-669-1455

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
DOH	WAC 246-976-010 through 246-976-310, 246-976-330 through 246-976-400, 246-976-890, 246-976-920, 246-976-960, and 246-976-970, EMS and trauma care systems. DOH is considering amending the rules to align with current national standards and make rules more clear, concise, and organized; proposing changes to address barriers to initial and renewal application processes; and responding to new legislative requirements. New sections may be added as required.	17-24-013 Withdrawn 22-11-065 New	Anticipate filing			Catie Holstein 360-236-2841
DOH	Chapter 246-976 WAC, EMS and trauma care systems. DOH is considering updating 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	Anticipate filing			Jim Jansen 360-236-2821
DOH	Chapter 246-976 WAC, EMS, organ transport. DOH is considering creating licenses for organ transport vehicles.	23-17-070				Jason Norris 360-236-2851
DOH	WAC 246-980-100 Examination and reexamination for home care aide certification. DOH is considering amending WAC 246-980-100 to: (1) Update the home care aide examination process; (2) consider whether the examination must be completed within a certain time period after completing training; and (3) address any other issues identified by DOH or interested parties. DOH also may consider changes to streamline or clarify the rules as appropriate.	23-04-064				Jennifer Osbun 360-236-2737
DOH	Home care aide reducing barriers, chapter 246-980 WAC. DOH is considering amending WAC 246-980-010, 246-980-025, 246-980-040, 246-980-100, 246-980-110, 246-980-115, and 246-980-140, and possibly creating new rule sections in chapter 246-980 WAC.	23-15-019				Jennifer Osbun 360-236-2737
Examining Board of Psychology	Chapter 246-924 WAC; the examining board of psychology (board) is considering rule making to implement recommendations developed under 2SHB 1724 (chapter 425, Laws of 2023) to support the behavioral health workforce and lower barriers to licensure. Additionally, the board will consider updating licensure requirements for psychologists.	Anticipate filing				Zach Patnode 360-490-2587
Occupational Therapy Practice Board	Chapter 246-847 WAC; streamlining occupational therapy licensure and endorsement.	24-01-099				Kathy Weed 360-236-4883

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC; the pharmacy quality assurance commission (commission) is considering a new section of rule to implement SSB 6086, an act relating to increasing access to medications for people with opioid use disorder.	20-17-123	23-16-071	Anticipate filing		Joshua Munroe 360-502-5058
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC; adding new section pertaining to medication assistance and the settings in which medication assistance occurs. The commission and DOH are filing jointly to reinstate rules on medication assistance as permitted under chapter 69.41 RCW.	22-02-015	Anticipate filing			Joshua Munroe 360-502-5058
Pharmacy Quality Assurance Commission	Pharmacy mobile opioid treatment program units. The commission is considering amending WAC 246-945-060 and 246-945-250 and adding new sections in chapter 246-945 WAC to exempt mobile OTP units from having to obtain separate registrations, as long as they are covered under the OTP site's controlled substance registration, and to develop more comprehensive facility requirements for analytical laboratories and dog handlers among other facilities that are licensed under the other controlled substance registration.	23-18-046				Haleigh Mauldin 360-890-0720
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC; transfer practices for a dispensed prescription drug for the purpose of redispensing or subsequent administration to a patient.	23-20-115				Joshua Munroe 360-502-5058
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC; the commission is considering amending WAC 246-945-055 to remove fenfluramine from the list of Schedule IV substances and adding a new section to chapter 246-945 WAC to establish a list of Schedule IV exemptions.	23-20-119				Julia Katz 360-791-1167
Pharmacy Quality Assurance Commission	Pharmacy home dialysis programs; chapter 246-945 WAC.	23-21-010				Julia Katz 360-791-1167
Pharmacy Quality Assurance Commission	Pharmacy wildlife capture drug classification, WAC 246-945-507.	23-21-011				Julia Katz 360-791-1167
Pharmacy Quality Assurance Commission	Prescription transfers, WAC 246-945-345.	23-23-051				Julia Katz 360-791-1167
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC, Prescription drug label accessibility standards; WAC 246-945-016 and 246-945-417. The pharmacy quality assurance commission is opening these rules to consider including prescription label accessibility standards and is also considering new sections to chapter 246-945 WAC on the subject of prescription drug label accessibility.	22-09-065	Anticipate filing			Joshua Munroe 360-502-5058

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Pharmacy Quality Assurance Commission	WAC 246-945-455. The commission is reviewing existing rules (WAC 246-945-455) limiting access to drugs stored outside of the pharmacy in a health care facility to licensed health care professionals. The commission will consider adopting new requirements allowing access to drugs outside the pharmacy by unlicensed staff. The commission will also consider if other disruptions within the health care facilities, resulting from requirements within WAC 246-945-455, are necessary.	23-01-111	Anticipate filing			Joshua Munroe 360-502-5058
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC; the commission is considering amending WAC 246-945-585 and creating a new section of rule in the chapter to clarify expectations for wholesalers submitting suspicious order and zero order reports to the commission.	23-10-012				Haleigh Mauldin 360-890-0720
Pharmacy Quality Assurance Commission	Chapter 246-945 WAC, technical updates. The commission initiated rule making to update rule section references and conduct additional technical updates in chapter 246-945 WAC.				23-23-153	Joshua Munroe 360-502-5058
Veterinary Board of Governors	WAC 246-933-010 Definitions and 246-933-200 Veterinary-client-patient relationship. The veterinary board of governors is considering rule making to amend existing rules and potentially adding a new section of rules to establish additional standards for veterinary telemedicine services.	22-17-101	Anticipate filing			Poppy Budrow 564-669-0026
Veterinary Board of Governors	WAC 246-935-060 Eligibility for examination as veterinary technician. The veterinary board of governors is considering amending WAC 246-935-060 to clarify that a board-approved apprenticeship program is a pathway for veterinary technician licensure.	23-07-007	23-21-094	Anticipate filing		Poppy Budrow 564-669-0026
Veterinary Board of Governors	Animal health care tasks for and supervision of veterinary technicians and veterinary medication clerks. The veterinary board of governors is considering updates and revisions to WAC 246-935-050 Animal health care tasks, 246-935-040 Responsibilities of a veterinarian supervising a licensed veterinary technician or unregistered assistant, 246-935-010 Definitions (veterinary technicians), and 246-937-010 Definitions (registered veterinary medication clerks).	23-18-060				Poppy Budrow 564-669-0026

Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Board of Nursing	Initial licensure via an out-of-state traditional nursing education program approved by another United States nursing board, applicants applying via interstate endorsement, and other related licensure requirements. The Washington state board of nursing is considering amending WAC 246-840-030, 246-840-090, and other rule sections related to licensure requirements for registered nurses and licensed practical nurses.	23-11-143				Jessilyn Dagum 360-236-3538
Board of Nursing	WAC 246-840-095 Temporary practice permits.	22-06-057	23-21-071	Anticipate filing		Jessilyn Dagum 360-236-3538
Board of Nursing	WAC 246-840-010, 246-840-700, and 246-840-910 through 246-840-970. The Washington state board of nursing is considering amending the blood glucose testing and monitoring rules.	23-02-037				Jessilyn Dagum 360-236-3538
Board of Nursing	Nursing education rules, WAC 246-840-517 and 246-840-534. The Washington state board of nursing is considering amendments to nursing education rules in response to E2SSB 5582 (chapter 126, Laws of 2023).	23-17-011				Jessilyn Dagum 360-236-3538
Board of Nursing	Substance abuse monitoring program for nursing professions, amending WAC 246-840-750 through 246-840-780, and potential new rules in chapter 246-840 WAC. The Washington state board of nursing is considering amendments to current rule sections relating to the nursing board's substance use disorder monitoring program in response to SHB 1255 Nursing — Substance use disorder monitoring program participation (chapter 141, Laws of 2023). The board of nursing is also considering creating new rule sections to establish a stipend program as directed by SHB 1255.	23-17-074				Jessilyn Dagum 360-236-3538
Board of Nursing	ARNP education requirements for licensure, updating definition of graduate-level education. WAC 246-840-010, 246-840-340, 246-840-342, and other related sections.	Anticipate filing				Jessilyn Dagum 360-236-3538
Washington Medical Commission	New sections in chapters 246-918 and 246-919 WAC regarding collaborative drug therapy agreements.	20-16-008				Amelia Boyd 360-918-6336



Authority	WAC and Rule Title	CR-101 WSR #	CR-102 WSR #	CR-103 WSR #	CR-105 WSR #	Program Contact
Washington Medical Commission	Physicians and physician assistants general provision for opioid prescribing and tapering rules. The Washington medical commission (commission) is considering amending the following rules to modernize the language, add clarity, and bring the rules more in line with current practice: WAC 246-918-801 (physician assistants) Exclusions, 246-918-845 (physician assistants) Patient evaluation and patient record—Subacute pain, 246-918-855 (physician assistants) Patient evaluation and patient record—Chronic pain, 246-918-870 (physician assistants) Periodic review—Chronic pain, 246-918-900 (physician assistants) Tapering considerations—Chronic pain, 246-919-851 (physicians) Exclusions, 246-919-895 (physicians) Patient evaluation and patient record—Subacute pain, 246-919-905 (physicians) Patient evaluation and patient record—Chronic pain, 246-919-920 (physicians) Periodic review—Chronic pain, and 246-919-950 (physicians) Tapering considerations—Chronic pain. The commission is considering amending these WAC to modernize the language, add clarity, and bring the rules more in line with current practice.	23-17-094	Anticipate filing			Amelia Boyd 360-918-6336
Washington Medical Commission	WAC 246-919-330 Postgraduate medical training. The commission is considering removing two requirements that have become barriers to licensure.	23-18-005	Anticipate filing			Amelia Boyd 360-918-6336
Washington Medical Commission	Military spouse temporary practice permits; WAC 246-918-076 (physician assistants) and 246-919-397 (physicians) How to obtain a temporary practice permit—Military spouse. The commission will consider amending these WAC in response to 2SHB 1009 (chapter 165, Laws of 2023), Military Spouse Employment Act.	23-19-029	Anticipate filing			Amelia Boyd 360-918-6336
Washington Medical Commission	Establishing the use of nitrous oxide in office-based settings under WAC 246-919-601.	Anticipate filing				Amelia Boyd 360-918-6336
Washington Medical Commission	ESSB 5389 defining "qualified physician."	Anticipate filing				Amelia Boyd 360-918-6336