

WSR 05-22-001
NOTICE OF PUBLIC MEETINGS
OFFICE OF THE
INTERAGENCY COMMITTEE

(Interagency Committee for Outdoor Recreation)

[Memorandum—October 17, 2005]

The Interagency Committee for Outdoor Recreation (IAC) will meet Tuesday, November 15, 2005, at the Dumas Bay Centre in Federal Way, Washington, beginning at 8:30 a.m.

This one-day meeting is a funding recommendation session for projects in the boating facilities program (BFP), non-highway off-road vehicle activity (NOVA) program, and firearms and archery range recreation (FARR) program. Additional agenda items include adoption of the 2006 IAC meeting schedule, continued work on the new Washington wildlife and recreation program (WWRP) policies, and a discussion of the possible agency name change, along with management update reports.

If you plan to participate or have materials for committee review, please submit information to IAC no later than November 4, 2005. This will allow for distribution to committee members in a timely fashion.

IAC public meetings are held in locations accessible to people with disabilities. Arrangements for individuals with hearing or visual impairments can be provided by contacting IAC by November 4, 2005, at (360) 902-2637 or TDD (360) 902-1996.

WSR 05-22-002
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
INFORMATION SERVICES

(Information Services Board)

[Memorandum—October 17, 2005]

The Information Services Board will be holding a special meeting on November 2, 2005, in the James R. Larson Forum Building, 605 East 11th Street, Olympia, WA. The meeting begins at 3:30. The Department of Corrections will come before the board to request funds to be released for high-level specification work and defect correction and continued project management and QA staff for the OMNI project.

For further information please contact Laurel McMillian at (360) 902-3566.

WSR 05-22-003
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
INFORMATION SERVICES

(State Interoperability Executive Committee)

[Memorandum—October 17, 2005]

The October 27, 2005, regular meeting of the State Interoperability Executive Committee (SIEC) has been rescheduled to Monday, November 7, 2005. The meeting is

scheduled to begin at 9:30 a.m. and end at 11:30 a.m. The meeting will take place in the Department of Information Services Boardroom, 2nd Floor, James Larson Forum Building, 605 11th Avenue S.E., Olympia, WA.

For further information please contact Laurel McMillan at (360) 902-3566.

WSR 05-22-004
NOTICE OF PUBLIC MEETINGS
GAMBLING COMMISSION

[Memorandum—October 7, 2005]

Following is the January - April 2006, commission meeting schedule. A full schedule for 2006 will be filed once it has been confirmed.

2006 Commission Meeting Schedule	
January 12 and 13	DoubleTree Guest Suites 16500 Southcenter Parkway Seattle, WA 98188 (206) 575-8220
February 9 and 10	The Phoenix Inn 415 Capitol Way North Olympia, WA 98501 (360) 570-0555
March 9 and 10	Red Lion Hotel - Olympia 2300 Evergreen Park Drive Olympia, WA 98502 (360) 943-4000
April 13 and 14	The Heathman Lodge 7801 N.E. Greenwood Drive Vancouver, WA 98662 (360) 254-3100

No meetings in July or December.

Contact: Shirley Corbett, (360) 486-3447.

WSR 05-22-012
NOTICE OF PUBLIC MEETINGS
SOUTH PUGET SOUND
COMMUNITY COLLEGE

[Memorandum—Filed October 21, 2005,]

To ensure a quorum, the South Puget Sound Community College board of trustees has changed the time of their regular meeting in November. The meeting is Thursday, November 10, 2005, from 3:00 p.m. to 2:00 p.m. instead, in Building 25-Boardroom on the campus of South Puget Sound Community College.

If you have any questions, please contact Diana Toledo at 596-5206.

WSR 05-22-013
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
GENERAL ADMINISTRATION
(Capital Projects Advisory Review Board)
[Memorandum—October 21, 2005]

Please record the following Capital Projects Advisory Review Board (CPARB) meeting date, time and location in the Washington State Register:

Date: Thursday, November 10, 2005
Time: 9:00 a.m. - 3:00 p.m.
Location: John L. O'Brien Building, Hearing Room C

CPARB Agenda: Continue strategic planning; and reports from subcommittees, data collection, sunset review (or alternative public works), expansion.

Check for the latest information at www.ga.wa.gov/cparb/.

If you would like to request this information in alternative formats (Braille, large type, etc.), please call (360) 902-7941.

If you have any questions, please contact Searetha Kelly at (360) 902-7941.

WSR 05-22-018
ATTORNEY GENERAL'S OPINION
[Filed October 24, 2005, 2:41 p.m.]

NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
WASHINGTON ATTORNEY GENERAL

The Washington Attorney General issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the Attorney General's Office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the Attorney General's Office of your interest by November 23, 2005. This is not the due date by which comments must be received. However, if you do not notify the Attorney General's Office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the Attorney General's Office of your intention to comment by calling (360) 664-3027, or by writing to the Solicitor General, Office of the Attorney General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you will be provided with a copy of the opinion request in which you are interested; information about the Attorney General's Opinion process; information on how to submit your comments; and a due date by which your comments must be received to ensure that they are fully considered.

The Attorney General's Office seeks public input on the following opinion request(s).

05-10-04 Request by Toby Nixon
State Representative, 45th District

1. Is there a common law right for an employee to go on strike?
2. What are the potential consequences for an employee who chooses to go on strike?
3. Do individuals who choose to seek and obtain employment by state or local government in Washington forfeit the right to strike unless specifically granted to them in statute?
4. Which government employees in Washington, if any, have been specifically granted the right to strike?
5. Specifically, have teachers in Washington been granted the right to strike by any statute?
6. Are teacher strikes illegal in Washington?
7. If a teacher or other government employee goes on strike, what penalties may apply? What other remedies are available?
8. If a union or union official incites or encourages an illegal strike by teachers or other public employees, are they subject to any penalties? If so, what penalties or remedies are available?
9. Do any provisions of the federal or state constitutions, or federal statute, prohibit the Legislature from establishing personal penalties for teachers or other public employees who go on strike?
10. Do any provisions of the federal or state constitutions, or federal statute, prohibit the Legislature from establishing penalties for unions or union officials who incite or encourage teachers or other public employees to go on strike?

WSR 05-22-019
ATTORNEY GENERAL'S OFFICE

[Filed October 24, 2005, 2:42 p.m.]

NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
WASHINGTON ATTORNEY GENERAL

The Washington Attorney General issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the Attorney General's Office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the Attorney General's Office of your interest by November 23, 2005. This is not the due date by which comments must be received. However, if you do not notify the Attorney General's Office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the Attorney General's Office of your intention to comment by calling (360) 664-3027, or by writing to the Solicitor General, Office of the Attorney General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you will be provided with a copy of the opinion request in which you are

interested; information about the Attorney General's Opinion process; information on how to submit your comments; and a due date by which your comments must be received to ensure that they are fully considered.

The Attorney General's Office seeks public input on the following opinion request(s).

**05-10-03 Request by Michael J. Murphy, State Treasurer;
Brian Sonntag, State Auditor**

1. Does the Stadium Financing Act, RCW 36.102, require the Seattle Seahawks professional football team to disclose to the public an annual audited profit and loss financial statement? 2. Does the act require both the professional football team and any affiliate of the team controlled by, or under common control with the professional football team, to disclose to the public such an annual audited profit and loss financial statement? 3. If the act does require both the team and any affiliate of the team to make such a financial disclosure, does the act allow either entity to avoid disclosure, or place the entire disclosure responsibility upon the other, by private agreement between the two? 4. If the act does require one of them to make such a financial disclosure, does this act, or any other act, charge any state officer or any public agency with the duty or authority to enforce this financial disclosure requirement?

**WSR 05-22-020
ATTORNEY GENERAL'S OFFICE**
[Filed October 24, 2005, 2:43 p.m.]

**NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
WASHINGTON ATTORNEY GENERAL**

The Washington Attorney General issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the Attorney General's Office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the Attorney General's Office of your interest by November 23, 2005. This is not the due date by which comments must be received. However, if you do not notify the Attorney General's Office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the Attorney General's Office of your intention to comment by calling (360) 664-3027, or by writing to the Solicitor General, Office of the Attorney General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you will be provided with a copy of the opinion request in which you are interested; information about the Attorney General's Opinion process; information on how to submit your comments; and a due date by which your comments must be received to ensure that they are fully considered.

The Attorney General's Office seeks public input on the following opinion request(s).

**05-10-02 Request by Lynn Schindler
State Representative, 4th District**

Are independent professional educators' associations which do not engage in bargaining regarding wages, hours, and terms and conditions of employment "employee organizations" as defined by RCW 41.59.020 (1)?

**WSR 05-22-023
NOTICE OF PUBLIC MEETINGS
EDMONDS COMMUNITY COLLEGE**
[Memorandum—October 20, 2005]

In compliance with RCW 42.30.075, the following board of trustees 2006 meeting schedule has been approved for Edmonds Community College. The regularly scheduled meetings will take place on the third Monday of the month beginning at 4:30 p.m. in the Cascade Conference Room 304, Snohomish Hall, at Edmonds Community College, 20226 68th Avenue West, Lynnwood, WA 98036.

January 17	Tuesday	4:30 p.m.	Study Session and Special Meeting
February - No meeting*			
March 20 (Subject to change)	Monday	4:30 p.m.	Regular Meeting
April 17	Monday	4:30 p.m.	Study Session and Regular Meeting
May 15	Monday	4:30 p.m.	Regular Meeting
June 19	Monday	4:30 p.m.	Regular Meeting
July - No meeting*			
August 24 and 25	Thursday and Friday	All day	Summer Study Session
September 18	Monday	4:30 p.m.	Regular Meeting
October 16	Monday	4:30 p.m.	Study Session
November 20	Monday	4:30 p.m.	Regular Meeting
December - No meeting*			

*Will meet if necessary

If you have any questions, please feel free to contact Patty Michajla at (425) 640-1516.

**WSR 05-22-024
NOTICE OF PUBLIC MEETINGS
OFFICE OF STATE AUDITOR**
(Performance Audit Citizen Advisory Board)
[Memorandum—October 24, 2005]

The following table is record of our two first meetings of the Performance Audit Citizen Advisory Board:

Date	Time	Place
Thursday, November 3, 2005	9:00 a.m. - 12:00 p.m.	JLOB HHR "D"
Tuesday, November 22, 2005	9:00 a.m. - 3:00 p.m.	JLOB HHR "D"

If you have any further questions please contact Genevieve Panush, Outreach Coordinator for Performance Audit, Washington State Auditor's Office, (360) 902-0090, panushg@sao.wa.gov.

The agenda will be distributed to all interested parties one week prior to the meeting and will be posted on the state auditor's web site.

WSR 05-22-029
NOTICE OF PUBLIC MEETINGS
BATES TECHNICAL COLLEGE

[Memorandum—October 24, 2005]

The board of trustees of Bates Technical College has moved its regularly scheduled meeting of October 26, 2005, to the Clyde Hupp Board Room at Bates Technical College, 1101 South Yakima Avenue, Tacoma, WA 98405. The regular meeting will begin at 3:00 p.m.

WSR 05-22-030
NOTICE OF PUBLIC MEETINGS
HEALTH CARE AUTHORITY

[Memorandum—October 26, 2005]

Following is a revised 2005-2006 certificate of need meeting schedule.

Please contact Bev Skinner at (360) 923-2732, if you have any questions regarding the meeting schedule or need further information.

2005-2006 Certificate of Need Public Meeting Schedule

Task Force Conference Calls: Meet-Me Conference Call Numbers TBD

November 9, 2005	4:00 p.m. to 5:30 p.m.
November 30, 2005	4:00 p.m. to 5:30 p.m.
January 25, 2006	TBD
June 14, 2006	TBD
August 16, 2006	TBD

Task Force Face to Face Meeting: SeaTac Area (Facility TBD)

January 3, 2006	9:30 a.m. to 5:00 p.m.
March 29, 2006	9:30 a.m. to 5:00 p.m.
May 3, 2006	9:30 a.m. to 5:00 p.m.
June 28, 2006	9:30 a.m. to 5:00 p.m.
September 20, 2006	9:30 a.m. to 5:00 p.m.

If you are a person with a disability and need a special accommodation, please contact Beverly Skinner at (360) 923-2732.

WSR 05-22-031
NOTICE OF PUBLIC MEETINGS
GUARANTEED EDUCATION TUITION PROGRAM

[Memorandum—October 20, 2005]

In accordance with RCW 28B.95.020 and WAC 14-276-030, the Advanced College Tuition Program, known as Guaranteed Education Tuition Program has adopted the following regular committee meeting schedule:

DATE	TIME	PLACE
February 8, 2006 Wednesday	2:00 - 4:00 p.m.	Olympia, State Investment Board (Board Room)
April 19, 2006 Wednesday	2:00 - 4:00 p.m.	Olympia, State Investment Board (Board Room)
August 9, 2006 Wednesday	2:00 - 4:00 p.m.	Olympia, State Investment Board (Board Room)

If anyone wishes to request disability accommodations, notice should be given to the Guaranteed Education Tuition Program at least ten days in advance of the meeting in question. Notice may be given by any of the following methods: (360) 753-7860 (voice), (360) 753-7809 (TDD), or (360) 704-6260 (fax).

WSR 05-22-032
NOTICE OF PUBLIC MEETINGS
EVERETT COMMUNITY COLLEGE

[Memorandum—October 20, 2005]

NOTIFICATION OF SPECIAL MEETING

The board of trustees of Everett Community College will hold a special study session on November 1, 2005, 5:00 p.m. - 8:00 p.m., Everett Community College Board Room, to discuss local developments in baccalaureate capacity. No action will be taken.

WSR 05-22-033
NOTICE OF PUBLIC MEETINGS
UTILITIES AND TRANSPORTATION COMMISSION

[Memorandum—October 27, 2005]

The following is the schedule for the 2006 regular public meetings of the Washington Utilities and Transportation Commission:

January 11, 2006
 January 25, 2006
 February 8, 2006
 February 22, 2006
 March 15, 2006
 March 29, 2006
 April 12, 2006
 April 26, 2006
 May 17, 2006
 May 31, 2006
 June 14, 2006
 June 28, 2006
 July 12, 2006
 July 26, 2006
 August 16, 2006
 August 30, 2006
 September 13, 2006
 September 27, 2006
 October 11, 2006
 October 25, 2006
 November 8, 2006
 November 29, 2006
 December 13, 2006
 December 27, 2006

All commission meetings will commence at 9:30 a.m. on the scheduled day. The meetings will be held in the Commission's Main Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA.

Assistance with sign language interpreters or information in alternate formats will be provided when requested ten days prior to the meeting date, by contacting the ADA coordinator at (360) 664-1133 or TTY (800) 416-5289.

WSR 05-22-035

INSURANCE COMMISSIONER

[Filed October 27, 2005, 2:06 p.m.]

TECHNICAL ASSISTANCE ADVISORY T 05-07

TO: All Life and Disability Agents
 SUBJECT: Marketing Activity for the New Medicare Prescription Drug Program
 DATE: October 27, 2005

Since October 1, 2005, marketing activity for the new Medicare prescription drug program, often referred to as Medicare Part D, has been permissible. According to the Centers for Medicare & Medicaid Services (CMS), only state-licensed insurance agents may engage in marketing activity. The Medicare Modernization Act does not preempt this state's agent licensing laws. Therefore, Washington state

law and regulatory provisions regarding agent activity apply to the marketing of Medicare Part D in Washington.

CMS has received complaints about alleged misconduct by licensed agents with regard to Medicare Part D marketing. CMS will refer complaints it receives about agents licensed in Washington to the Office of Insurance Commissioner. This advisory is intended to remind licensed agents that they are subject to all laws and regulations of this state, including the duty of good faith and fair dealing, and prohibitions against misrepresentation, churning, and high pressure sales tactics.

This office views with a high degree of skepticism the use of a "lead" relating to Medicare Part D marketing activity for the purpose of selling other insurance products of any type. The new Part D program is fundamentally confusing for the Medicare beneficiary. It would be unwise for an agent to take advantage of the Medicare Part D lead to sell other insurance products to a Medicare beneficiary for which he or she may not be suited.

Allegations of misconduct related to Medicare Part D marketing will be thoroughly investigated by this office. Any proven misconduct by licensees will be disciplined, including possible loss of license, under all applicable laws of this state.

If you have questions concerning this Technical Assistance Advisory, you may contact Mike Huske at (360) 725-7261 or MikeH@oic.wa.gov.

WSR 05-22-048

INTERPRETIVE OR POLICY STATEMENT DEPARTMENT OF SOCIAL AND HEALTH SERVICES

[Filed October 27, 2005, 4:40 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: HRSA Numbered Memorandums.

Subject: 05-86 MAA, 05-88 MAA, 05-92 MAA.

Effective Date: 05-86 September 7, 2005; 05-88 September 1, 2005; and 05-92 July 1, 2005.

Document Description: Numbered Memorandum 05-86 MAA, Provided inquiry phone number: New Toll Free #; Numbered Memorandum 05-88 MAA, School medical services: Increase in maximum allowable fees; and Numbered Memorandum 05-92 MAA, Sign language interpreter services: Clarification of coverage, clarification of process for requesting services, and new list of approved providers.

To receive a copy of the interpretive or policy statement, contact Amelia Holl, Office of Rules and Publications, DSHS, Health and Recovery Services Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1349 or go to web site <http://maa.dshs.wa.gov/download/publicationsfees.htm> (click on "Numbered Memos," "Year 2005"), TDD (800) 848-5429, fax (360) 586-9727, e-mail hollag@dshs.wa.gov.

October 20, 2005

Amelia Holl
for Ann Myers, Manager
Rules and Publications Section

WSR 05-22-058
NOTICE OF PUBLIC MEETINGS
TRANSPORTATION COMMISSION

[Memorandum—October 27, 2005]

Following is the Transportation Commission meeting dates for the balance of 2005 and 2006 in its entirety.

The regular meetings will be held between 8:00 a.m. and 5:00 p.m. in Room 1D2 of the Transportation Building, 310 Maple Park Drive, Olympia. Local jurisdiction meeting locations are yet to be determined.

If you have any questions give us a call at (360) 705-7070.

2006 MEETING SCHEDULE

Remaining 2005 Regular Meetings (3rd Tuesday and Wednesday)

Tuesday and Wednesday	November 15 and 16	Olympia
Tuesday and Wednesday	December 13 and 14	Olympia

Regular 2006 Meeting

Tuesday and Wednesday	January 17 and 18	Olympia
Tuesday and Wednesday	February 14 and 15	Olympia
Tuesday and Wednesday	March 21 and 22	Olympia
Tuesday and Wednesday	April 18 and 19	Olympia
Tuesday and Wednesday	May 16 and 17	Olympia
Tuesday and Wednesday	June 20 and 21	Olympia
Tuesday and Wednesday	July 18 and 19	Olympia
Tuesday and Wednesday	August 15 and 16	Olympia
Tuesday and Wednesday	September 19 and 20	Olympia
Tuesday and Wednesday	October 17 and 18	Olympia
Tuesday and Wednesday	November 14 and 15	Olympia
Tuesday and Wednesday	December 12 and 13	Olympia

2006 Local Area Meetings

Tri-Cities	Wednesday, May 24
Ellensburg	Wednesday, July 26
Poulsbo	Wednesday, September 27
Longview	Wednesday, November 29

Please note that December 2005 and February, November, and December 2006 meeting dates have been shifted back to the second Tuesday and Wednesday.

WSR 05-22-068
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed October 31, 2005, 4:27 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Billing Instructions.

Subject: Nursing facilities.

Effective Date: November 2005.

Document Description: These are billing instructions for enteral nutrition providers to use when billing for services rendered to medical assistance clients. Included in this document are definitions, provider requirements, client eligibility, coverage information, prior authorization criteria, modifiers, product list/classification, reimbursement, fee schedule, billing instructions, and claim form instructions and samples.

To receive a copy of the interpretive or policy statement, contact Amelia Holl, Rules and Publications Section, Department of Social and Health Services, Medical Assistance Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1349 or go to web site <http://maa.dshs.wa.gov/download/publication-sfees.htm> (click on "Billing Instructions"), TDD 1-800-848-5429, fax (360) 586-9727, e-mail hollag@dshs.wa.gov.

October 28, 2005

Amelia Holl

for Ann Myers, Manager
 Rules and Publications Section

WSR 05-22-081
NOTICE OF PUBLIC MEETINGS
STATE BOARD OF EDUCATION

[Memorandum—October 31, 2005]

There will be a special K-20 video conference meeting of the State Board of Education on Monday, December 12 at 1:00 p.m. The primary location for the meeting will be the Billings Conference Room, Office of the Superintendent of Public Instruction, Old Capitol Building, 600 Washington Street S.E., Olympia, WA 98504-7200.

Other locations will be posted on the state board web site (www.sbe.wa.gov) as soon as they are secured. The agenda will consist of only those items necessary for schools and districts to do business until the newly reconstituted State Board of Education is in place and schedules its meetings.

If you have any questions, don't hesitate to contact the state board office at (360) 725-6025.

WSR 05-22-085
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Advisory Board of Plumbers)
 [Memorandum—November 1, 2005]

Per chapter 42.30 RCW, the Open Public Meetings Act, the Advisory Board of Plumbers will be holding additional meetings on:

DATE	TIME	LOCATION
November 18, 2005	9:30 a.m.	Department of Labor and Industries 12806 Gateway Drive Tukwila, WA
December 2, 2005	9:30 a.m.	Department of Labor and Industries 12806 Gateway Drive Tukwila, WA

Please call (360) 902-6411, if you have questions.

WSR 05-22-086
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Board of Boiler Rules)
 [Memorandum—November 1, 2005]

Per chapter 42.30 RCW, the Open Public Meetings Act, the Board of Boiler rules board meetings for 2006 have been scheduled for:

DATE	TIME	LOCATION
January 10-11, 2006	10:00 a.m.	Labor and Industries 950 Broadway Avenue Tacoma, WA
March 7-8, 2006	10:00 a.m.	Labor and Industries 950 Broadway Avenue Tacoma, WA
May 23-24, 2006	10:00 a.m.	Labor and Industries 950 Broadway Avenue Tacoma, WA
September 19-20, 2006	10:00 a.m.	Labor and Industries 950 Broadway Avenue Tacoma, WA
November 7-8, 2006	10:00 a.m.	Labor and Industries 950 Broadway Avenue Tacoma, WA

Please call (360) 902-6411, if you have questions.

WSR 05-22-087
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Apprenticeship and Training Council)
 [Memorandum—November 1, 2005]

Per chapter 42.30 RCW, the Open Public Meetings Act, the Washington State Apprenticeship and Training Council meetings for 2006 have been scheduled for:

DATE	LOCATION
January 19-20, 2006	Department of Labor and Industries 7273 Linderson Way S.W. Tumwater, WA
April 20-21, 2006	Ridpath Westcoast Hotel 515 West Sprague Avenue Spokane, WA
July 20-21, 2006	Heathman Lodge 7801 Northeast Greenwood Drive Vancouver, WA
October 19-20, 2006	Pasco, Washington Location to be determined

Please call (360) 902-6411, if you have questions.

WSR 05-22-088
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Electrical Board)
 [Memorandum—November 1, 2005]

Per chapter 42.30 RCW, the Open Public Meetings Act, the Electrical Board meetings for 2006 have been scheduled for:

DATE	TIME	LOCATION
January 26, 2006	9:00 a.m.	Department of Labor and Industries 7273 Linderson Way S.W. Auditorium Tumwater, WA
April 27, 2006	9:00 a.m.	Comfort Inn 1620 74th Avenue S.W. Tumwater, WA
July 27, 2006	9:00 a.m.	Department of Labor and Industries 7273 Linderson Way S.W. Auditorium Tumwater, WA
October 26, 2006	9:00 a.m.	Comfort Inn 1620 74th Avenue S.W. Tumwater, WA

Please call (360) 902-6411, if you have questions.

WSR 05-22-089
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Elevator Advisory Committee)
 [Memorandum—November 1, 2005]

Per chapter 42.30 RCW, the Open Public Meetings Act, the Elevator Advisory Committee meetings for 2006 have been scheduled for:

DATE	TIME	LOCATION
February 21, 2006	9:00 a.m.	Department of Labor and Industries 12806 Gateway Drive Tukwila, WA
May 16, 2006	9:00 a.m.	Department of Labor and Industries 12806 Gateway Drive Tukwila, WA
August 15, 2006	9:00 a.m.	Department of Labor and Industries 12806 Gateway Drive Tukwila, WA
November 21, 2006	9:00 a.m.	Department of Labor and Industries 12806 Gateway Drive Tukwila, WA

Please call (360) 902-6411, if you have questions.

WSR 05-22-090
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Advisory Board of Plumbers)
 [Memorandum—November 1, 2005]

In accordance with chapter 42.30 RCW, the Open [Public] Meetings Act, the quarterly meetings for the Advisory Board of Plumbers have been scheduled for 2006. The meetings are to begin at 9:30 a.m. on the third Tuesday of January, April, July and October at the Department of Labor and Industries, Rehabilitation Resource Center, 12806 Gateway Drive, Seattle, WA (Tukwila).

The dates are January 17, 2006, April 18, 2006, July 18, 2006, and October 17, 2006.

WSR 05-22-091
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
LABOR AND INDUSTRIES
 (Factory Assembled Structures Advisory Board)
 [Memorandum—October 5, 2005]

In accordance with chapter 42.30 RCW, the Open [Public] Meetings Act, the time and place of regular meetings for the Factory Assembled Structures Advisory Board for 2006 have been scheduled.

The meetings are scheduled to begin at 1:00 p.m. on the third Thursday of February, May, August and November at the Labor and Industries Headquarters Building, Room S130, 7273 Linderson Way S.W., Tumwater, WA 98501.

The dates are February 16, 2006, Room 130; May 18, 2006, Room S118; August 17, 2006, Room S130; and November 16, 2006, Room S130.

If you need further information please contact Sherrie Young at (360) 902-5263.

WSR 05-22-093
NOTICE OF PUBLIC MEETINGS
WASHINGTON SCHOOL
FOR THE DEAF
 [Memorandum—October 27, 2005]

The November Washington School for the Deaf (WSD) board of trustees [meeting schedule] has changed as follows:

Thursday, November 17, 2005

5:30 - 7:30 p.m. Work study session to be held at the Hearing Speech and Deafness Center, 1625 19th Avenue, Seattle, WA.

Friday, November 18, 2005

9:00 a.m. - 12 noon Board of trustees meeting to be held at the Hearing, Speech and Deafness Center, 1625 19th Avenue, Seattle, WA.

WSR 05-22-105
NOTICE OF PUBLIC MEETINGS
OFFICE OF
THE INTERAGENCY COMMITTEE
 (Governor's Forum on Monitoring)
 [Memorandum—October 31, 2005]

The next public meeting of the Governor's Forum on Monitoring (Executive Order #04-03) will be **Thursday, December 1, 2005, from 9:00 a.m. to 12:00 p.m.** in 8th Floor Conference Room, of King Street Center, 201 South Jackson Street, Seattle.

For further information, please contact Patty Dickason, Interagency Committee for Outdoor Recreation (IAC), (360) 902-3085 or check the web page at <http://www.iac.wa.gov/monitoring/schedule.htm>.

The IAC schedules all public meetings at barrier free sites. Persons who need special assistance, such as large type materials, may contact Patty Dickason at the number listed above or by e-mail at pattyd@iac.wa.gov.

WSR 05-22-107
NOTICE OF PUBLIC MEETINGS
COUNTY ROAD
ADMINISTRATION BOARD

[Memorandum—November 1, 2005]

MEETING NOTICE: January 26, 2006
 County Road Administration Board
 2404 Chandler Court S.W.
 Suite 240
 Olympia, WA 98504
 1:00 p.m. to 5:00 p.m.

MEETING NOTICE: January 27, 2006
 County Road Administration Board
 2404 Chandler Court S.W.
 Suite 240
 Olympia, WA 98504
 8:30 a.m. - noon

Individuals requiring reasonable accommodation may request written materials in alternative formats, sign language interpreters, physical accessibility accommodations, or other reasonable accommodation, by contacting Karen Pendleton at (360) 753-5989, hearing and speech impaired persons can call 1-800-833-6384.

WSR 05-22-121
DEPARTMENT OF ECOLOGY

[Filed November 2, 2005, 10:36 a.m.]

**Issuance of the Final Construction Stormwater NPDES
 and
 State Waste Discharge General Permit**

The Washington State Department of Ecology (ecology) is reissuing a final general permit to cover stormwater discharges from construction sites on November 16, 2005. The permit is effective on December 16, 2005. The permit is called the "Construction Stormwater General Permit, a National Pollutant Discharge Elimination System (NPDES) and State Waste Discharge General Permit." A revision to the federal NPDES rules by the Environmental Protection Agency changed the requirements for construction stormwater permits from five acres to one acre or greater.

A draft permit and fact sheet was available for review and public comment from July 6, 2005, until August 26, 2005. Ecology published a public announcement in the Washington State Register (WSR 05-13-166), Bellingham Herald, Seattle Daily Journal of Commerce, Spokesman-Review, and The Columbian. An announcement was also mailed to all parties identified as interested parties and existing permit holders who submitted a permit renewal application. In addition, the announcement was made available on ecology's web site.

Ecology hosted six public workshops and hearings on the draft permit in Bothell, Mt. Vernon, Vancouver, Spokane, Richland, and Tacoma. During the public comment period,

ecology received forty written public comment letters and e-mails, and two people gave oral testimony. The public comments helped to shape the final permit.

Purpose of the General Permit: The permit will cover construction activities in Washington state, which disturb one or more acres of soil. The permit effective date is December 16, 2005. Under federal and state law (the federal Clean Water Act and state Water Pollution Control Act) the permit controls the discharge of pollutants to waters of the state.

Who will be covered by the permit? Construction sites covered under the current general permit that submitted a renewal application to ecology will continue to have coverage under the revised permit unless otherwise notified by ecology.

New construction sites or sites without permits, which will disturb one acre or more of soil and have the potential to discharge stormwater runoff to surface waters of the state, must apply for permit coverage.

Construction sites without permits that disturb one to five acres have until February 14, 2006 to either:

- 1) Apply to ecology for permit coverage, or
- 2) Finish all construction activity and fully stabilize all disturbed soils on-site.

This permit is not required if all stormwater runoff from the area affected by construction activity is retained on-site (infiltrated) and cannot enter surface waters of the state under any condition. Anyone with knowledge of why a specific site should or should not receive coverage under this general permit may also contact ecology.

Geographic Area: This general permit is valid and applies statewide.

Applying for a Permit: To obtain coverage under the general permit, applicants must submit a complete permit application to the Department of Ecology. Applicants can request or download an application from ecology. The application is available online at <http://www.ecy.wa.gov/programs/wq/stormwater/construction/>.

Applicants publish a public notice for two consecutive weeks (with a seven-day time span) in a newspaper that has general circulation in the county in which the construction is to take place (see WAC 173-226-130(5)). The thirty-day public comment period begins on the publication date of the second public notice (required by WAC 173-226-130(4)). Unless ecology responds to the complete application in writing, based on public comments, or any other relevant factors, coverage under the general permit will begin on the thirty-first day following receipt by the department of a completed application, or the issuance date of this permit, whichever is later.

For application-related requests, please contact Linda Matlock, Water Quality Program, Washington State Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6437, fax (360) 407-6426, e-mail lm461@ecy.wa.gov.

Changes to the Final General Permit: Based on the public comments, ecology made several changes to the permit. However, the overall direction and intent of the permit has not changed. Ecology edited the general permit to make it more clear and concise, and to address legal and technical

issues raised during the public comment period. The primary changes to the permit include:

- Removed the requirement for the stormwater pollution prevention plan to be available to the public during the thirty-day public comment period for new applications for permit coverage.
- Revised criteria for obtaining an erosivity waiver, which exempts certain small (less than five acres), short-term projects from needing permit coverage.
- Added a timeline for previously unpermitted one to five acre projects to apply for permit coverage (applications are due by February 14, 2006).
- Revised discharge transparency sampling and reporting requirements for one to five acre projects, which begins October 1, 2008.
- Revised discharge turbidity sampling and reporting requirements for five plus acre projects, which begins October 1, 2006.
- Revised pollution prevention actions and timelines, required to address off-site discharges which do not attain benchmark values (goals) for turbidity and transparency.
- Revised requirements for new and existing discharges to polluted or impaired waterbodies, also known as 303(d)-listed, and waterbodies with clean-up plans, also known as total maximum daily loads (TMDLs). Special requirements only apply if the water quality impairment is due to turbidity, fine sediment, phosphorus, or high pH.

For more details on changes to the final general permit, ecology prepared a *Response to Comments* document (also included in the fact sheet for the construction stormwater general permit). This document includes a summary of all changes made to the draft permit, ecology's response to all the written comments submitted during the public comment period, and a list of those who provided comments. It is available by request to the address listed below, or from ecology's construction stormwater web site, <http://www.ecy.wa.gov/programs/wq/stormwater/construction/>, Water Quality Program, Washington State Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600.

Appeals: The terms and conditions of this general permit may be appealed only by filing an appeal to the Pollution Control Hearings Board and by serving it upon the Department of Ecology at the addresses below. Appeals of the general permit must be made within thirty days of issuance or receipt whichever is later (see chapter 43.21B RCW). The procedures and requirements for the appeal process are contained in RCW 43.21B.310. ("RCW" is the Revised Code of Washington.)

If you choose to appeal this permit, your notice of appeal must contain a copy of the permit.

You must file your appeal with the Pollution Control Hearings Board, 4224 6th Avenue S.E., RoweSix, Building 2, P.O. Box 40903, Lacey, WA 98504-0903.

You must also serve a copy of your appeal to the Department of Ecology, Appeals Coordinator, P.O. Box 47608 Olympia, WA 98504-7608.

Individual Discharger Appeals: The terms and conditions of a general permit, as they apply to an individual dis-

charger, can be appealed within thirty days of the effective date of coverage of that discharger (see chapter 43.21B RCW). This appeal is limited to the general permit's applicability or nonapplicability to a specific discharger.

If you choose to appeal coverage under this permit, you must file a copy of your appeal with the Pollution Control Hearings Board, 4224 6th Avenue S.E., RoweSix, Building 2, P.O. Box 40903, Lacey, WA 98504-0903.

You must also serve a copy of your appeal to the Department of Ecology, Appeals Coordinator, P.O. Box 47608, Olympia, WA 98504-7608.

Effective Date of the Permit: This permit will be effective on December 16, 2005.

For Information about the General Permit: Jeff Killelea, Water Quality Program, Washington State Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6127, fax (360) 407-6426, e-mail jkil461@ecy.wa.gov.

If you need this information in an alternate format, please contact ecology at (360) 407-6401. If you are a person with a speech or hearing impairment, call 711 or 1-800-833-6388 for TTY.

