

WSR 08-22-001**PREPROPOSAL STATEMENT OF INQUIRY
SECRETARY OF STATE**

[Filed October 22, 2008, 1:40 p.m.]

Subject of Possible Rule Making: Chapter 434-110 WAC, Corporation filing procedures and special fees; and chapter 434-112 WAC, Corporations division and charities program services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 23.86.070, 23B.01.200, [23B.01.]220, 24.03.-405, 25.10.600, 43.07.120.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules have contained information that is incorrect and outdated and are being cleaned up with this filing.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of licensing, as subagent of the office of the secretary of state, per RCW 43.07.200.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Pam Floyd, Director of Corporations, P.O. Box 40234, Olympia, WA 98504-0234, pfloyd@sec-state.wa.gov, (360) 725-0310.

October 22, 2008

Steve Excell

Assistant Secretary of State

WSR 08-22-020**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed October 28, 2008, 8:20 a.m.]

Subject of Possible Rule Making: Chapter 308-96A WAC, Vehicle licenses, to include but not limited to, WAC 308-96A-073 Antique vehicle—Horseless carriage license plate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.16.305.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule making may be required to clarify the rule pertaining to horseless carriage and collectors. This amendment will provide a definition of a vehicle owned by a collector.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: The department of licensing (DOL) welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DOL will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before pub-

lication by contacting Dale R. Brown, Management Analyst, Vehicle Services, Mailstop 48205, P.O. Box 2956, Olympia, WA 98507-2957, or by phone (360) 902-4020, fax (360) 902-7821 or 902-7822, TTY (360) 664-8885, e-mail DBROWN@dol.wa.gov.

October 27, 2008

Mykel D. Gable

Assistant Director

Vehicle Services

WSR 08-22-021**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF****SOCIAL AND HEALTH SERVICES**

(Health and Recovery Services Administration)

[Filed October 28, 2008, 8:35 a.m.]

Subject of Possible Rule Making: WAC 388-543-1200 Providers who are eligible to provide services.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is removing the requirement for durable medical equipment (DME) providers under WAC 388-543-1200 (1)(b) which states, "Have appropriately trained, qualified staff." This requirement sets up an expectation that the department will monitor the training the provider's staff receive and determine if they are "qualified." This is not the case. There are no standards for defining what is "qualified" for DME staff, nor is there a certification process, nor does the department have a system that monitors whether vendors are complying with this requirement.

The department is also changing all references to "MAA" within this section to "the department."

Process for Developing New Rule: The department invites interested stakeholders and the public to review and comment on draft material. For information about how to participate, contact the person listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Wendy L. Boedigheimer, Rules Program Manager, P.O. Box 45504, Olympia, WA 98504-5504, phone (360) 725-1306, fax (360) 586-9727, TTY 1-800-848-5429, e-mail boediwl@dshs.wa.gov.

October 27, 2008

Stephanie E. Schiller

Rules Coordinator

WSR 08-22-023
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Health and Recovery Services Administration)
 [Filed October 28, 2008, 10:03 a.m.]

Subject of Possible Rule Making: The department is amending sections in chapter 388-550 WAC, Hospital services, that pertain to the disproportionate share hospital (DSH) programs.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090 and 74.09.500.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed rule changes update and clarify sections in chapter 388-550 WAC that pertain to the DSH program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: The department invites the interested public to review and provide input on the draft language of this rule. Draft material and information about how to participate may be obtained from the department representative listed below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kathy Sayre, Rules Program Manager, P.O. Box 45504, Olympia, WA 98504-5504, phone (360) 725-1342, fax (360) 586-9727, TTY 1-800-848-5429, e-mail sayrek@dshs.wa.gov.

October 28, 2008
 Stephanie E. Schiller
 Rules Coordinator

WSR 08-22-033
PREPROPOSAL STATEMENT OF INQUIRY
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Filed October 30, 2008, 11:38 a.m.]

Subject of Possible Rule Making: Chapter 392-139 WAC, Finance—Maintenance and operation levies.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.150.290.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Permanent adoption of emergency rule needed to include medicaid revenue in the 2009 levy lid and LEA calculation.

Process for Developing New Rule: Solicitation of public comments and recommendations respecting new, amended or repealed rules, and consideration of the comments and recommendation in the course of drafting rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before pub-

lication by contacting Steve Shish, (360) 725-6307, sshish@ospi.wednet.edu.

October 13, 2008
 Dr. Terry Bergeson
 Superintendent of
 Public Instruction

WSR 08-22-043
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF AGRICULTURE
 [Filed October 31, 2008, 9:26 a.m.]

Subject of Possible Rule Making: The department is considering initiating a quarantine that would place restrictions on the importation of hazelnut plants into Washington state in response to Eastern filbert blight.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 17.24 and 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The highly economically damaging plant disease Eastern filbert blight, caused by the fungus *Anisogramma anomola*, was discovered here in 1973. To date, development of resistant varieties has allowed the Pacific Northwest growers to manage damage from the disease. However, the industry is now threatened by a new, more virulent strain of Eastern filbert blight that attacks commercial varieties of hazelnut that are resistant to the local strain of the disease. The Washington industry has requested that Washington state department of agriculture consider a rule to protect the local crop.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity to submit written comments on the proposed rules during the public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary A. Martin Toohey, Assistant Director, Plant Protection Division, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, fax (360) 902-2094, e-mail mtoohey@agr.wa.gov; or Tom Wessels, Program Manager, Plant Protection Division, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1984, fax (360) 902-2094, e-mail twessels@agr.wa.gov.

October 31, 2008
 Mary A. Martin Toohey
 Assistant Director

WSR 08-22-047**PREPROPOSAL STATEMENT OF INQUIRY
WESTERN WASHINGTON UNIVERSITY**

[Filed October 31, 2008, 11:47 a.m.]

Subject of Possible Rule Making: Chapter 516-26 WAC, Student records.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.35.120(12).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules on student records require amending to include campus e-mail addresses to directory information and to make consistent with current administrative practices, including practices related to the access of education records per the Family Educational Rights and Privacy Act of 1974 (FERPA), 20 U.S.C. 1232g.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Department of Education - Family Educational Rights and Privacy Act of 1974 (FERPA) - no requirement to inform that agency of proposed rule amendment since the category proposed for addition is within the set of information items identified by the federal law and the regulations of the United States Department of Education, at 34 C.F.R. Part 99.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Susanna Yunker, Assistant Vice President for Student Affairs, Western Washington University, 516 High Street, Mailstop 9019, Bellingham, WA 98225-9019, phone (360) 650-3849; or Suzanne Baker, Rules Coordinator, Western Washington University, 516 High Street, Mailstop 9015, Bellingham, WA 98225-9015, phone (360) 650-3117, fax (360) 650-6197.

October 31, 2008
Suzanne M. Baker
Rules Coordinator

WSR 08-22-051**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Management Services Administration)**

[Filed November 3, 2008, 12:23 p.m.]

Subject of Possible Rule Making: The department is amending chapter 388-02 WAC, DSHS hearing rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 34.05.020, 34.05.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Changes to chapter 388-02 WAC are needed in order to make rules consistent with case law, facilitate timely processing of administrative hearings, promote consistency in administrative hearing decisions, and clarify rules.

Rule making may change and clarify the authority of administrative law judges and review judges, identify applicable rules and laws for administrative hearings, improve the

clarity and consistency of rules, change deadlines and timeframes in administrative hearings, and promote timely resolution of disputes.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: DSHS will request comments on draft rules from the office of administrative hearings (OAH).

Process for Developing New Rule: DSHS invites the interested public to review and provide input on draft rule language. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Brian Lindgren, Manager, DSHS Board of Appeals, P.O. Box 45803, Olympia, WA 98504-5803, phone (360) 664-6093, fax (360) 664-6187, e-mail lindgbh@dshs.wa.gov.

October 29, 2008
Stephanie E. Schiller
Rules Coordinator

WSR 08-22-055**PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION**

[Filed November 3, 2008, 1:48 p.m.]

Subject of Possible Rule Making: Card rooms.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070 and 9.46.0282.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Clarify requirements for when logo cards must be used in card games.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Mark Harris, Assistant Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3579; or Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] January 9, 2009, at the Holiday Inn, 1 South Grady Way, Renton, WA 98057, (425) 226-7700; on February 13, 2009, at the Great Wolf Lodge, 20500 Old Highway 99 S.W., Grand Mound, WA 98531, (360) 273-5165; and on March 13, 2009, at the Red Lion Hotel, 2300 Evergreen Park Drive, Olympia, WA 98502, (360) 943-4000.

November 3, 2008
Susan Arland
Rules Coordinator

WSR 08-22-056**PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION**

[Filed November 3, 2008, 1:50 p.m.]

Subject of Possible Rule Making: Charitable and non-profit fund-raising events.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Clarify that cash can be given away as a prize during fund-raising events.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Mark Harris, Assistant Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3579; or Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] January 9, 2009, at the Holiday Inn, 1 South Grady Way, Renton, WA 98057, (425) 226-7700; on February 13, 2009, at the Great Wolf Lodge, 20500 Old Highway 99 S.W., Grand Mound, WA 98531, (360) 273-5165; and on March 13, 2009, at the Red Lion Hotel, 2300 Evergreen Park Drive, Olympia, WA 98502, (360) 943-4000.

November 3, 2008

Susan Arland

Rules Coordinator

WSR 08-22-057**PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION**

[Filed November 3, 2008, 1:52 p.m.]

Subject of Possible Rule Making: Charitable and non-profit organizations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Clarify that charitable and nonprofit organizations must meet significant progress requirements.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Mark Harris, Assistant Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3579; or Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] January 9, 2009, at the Holiday Inn, 1 South Grady Way, Renton, WA 98057, (425) 226-7700; on February 13, 2009, at the Great Wolf Lodge, 20500 Old Highway 99 S.W., Grand Mound, WA 98531, (360) 273-5165; and on March 13, 2009, at the Red Lion Hotel, 2300 Evergreen Park Drive, Olympia, WA 98502, (360) 943-4000.

November 3, 2008

Susan Arland

Rules Coordinator

WSR 08-22-058**PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION**

[Filed November 3, 2008, 1:54 p.m.]

Subject of Possible Rule Making: Applicants for a manufacturer's license.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Clarify licensing requirements for manufacturers.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Mark Harris, Assistant Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3579; or Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] January 9, 2009, at the Holiday Inn, 1 South Grady Way, Renton, WA 98057, (425) 226-7700; on February 13, 2009, at the Great Wolf Lodge, 20500 Old Highway 99 S.W., Grand Mound, WA 98531, (360) 273-5165; and on March 13, 2009, at the Red Lion Hotel, 2300 Evergreen Park Drive, Olympia, WA 98502, (360) 943-4000.

November 3, 2008

Susan Arland

Rules Coordinator

WSR 08-22-062**PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION**

[Filed November 3, 2008, 3:47 p.m.]

Subject of Possible Rule Making: House-banked card rooms.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070 and 9.46.0282.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The commission is consider-

ing allowing remote access to surveillance recordings for card rooms.

Process for Developing New Rule: Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Mark Harris, Assistant Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3579; or Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] January 9, 2009, at the Holiday Inn, 1 South Grady Way, Renton, WA 98057, (425) 226-7700; on February 13, 2009, at the Great Wolf Lodge, 20500 Old Highway 99 S.W., Grand Mound, WA 98531, (360) 273-5165; and on March 13, 2009, at the Red Lion Hotel, 2300 Evergreen Park Drive, Olympia, WA 98502, (360) 943-4000.

November 3, 2008

Susan Arland
Rules Coordinator

WSR 08-22-082

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF LABOR AND INDUSTRIES

[Filed November 4, 2008, 11:12 a.m.]

Subject of Possible Rule Making: Chapter 296-305 WAC, Safety standards for firefighters.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Stakeholders asked the department to update the firefighting rules in accordance with current consensus standards and practices. We also needed to address a couple of issues brought to our attention by the Federal Occupational Safety and Health Administration (OSHA) in order to make our rules as effective as theirs.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Parties interested in the formulation of these rules for proposal may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kimberly Johnson, Administrative Regulations Analyst, Department of Labor and Industries, Division of Occupational Safety and Health (DOSH), P.O.

Box 44620, Olympia, WA 98504-4620, phone (360) 902-5008, fax (360) 902-5619, e-mail rhok235@lni.wa.gov.

November 4, 2008

Judy Schurke

Director

WSR 08-22-085

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed November 4, 2008, 12:24 p.m.]

Subject of Possible Rule Making: The department plans to amend WAC 388-452-0005 Do I have to be interviewed in order to get benefits?, related to interview requirements for the Washington Basic Food program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.500, 74.04.510, 74.04.515, 74.08.090, 74.08A.120, and 74.08A.-903.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: WAC 388-452-0005 establishes when households must have an interview in order to be eligible for department programs and indicates when households may have a telephone interview instead of having an interview at the local office.

The department will amend rules for Basic Food consistent with approved waivers to interview requirements under 7 C.F.R. § 273.2(e) related to required interviews for the supplemental nutrition assistance program (SNAP). SNAP was previously known as the food stamp program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Agriculture, Food and Nutrition Service (FNS) publishes federal regulations for the supplemental nutrition assistance program in the Federal Register. Rules published in the federal register are incorporated into the U.S. Code of Federal Regulations. FNS also issues administrative notices and interim guidance to inform states of new program requirements that are not yet in the U.S. Code of Federal Regulations.

The state legislature authorizes the department to administer the food stamp program and food assistance program for legal immigrants under RCW 74.04.500, 74.04.510, and 74.08A.120.

DSHS incorporates regulations from the federal agencies, exercises state options, and implements approved waivers of federal regulatory requirements by adopting administrative rules for food assistance programs administered under the Washington state combined application program (WASHCAP) and Washington Basic Food program.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the

proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John Camp, Lead Policy Analyst, Division of Employment and Assistance Programs, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4616, fax (360) 725-4905, e-mail campjx@dshs.wa.gov.

November 4, 2008
Stephanie E. Schiller
Rules Coordinator

WSR 08-22-086
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Children's Administration)
[Filed November 4, 2008, 12:24 p.m.]

Subject of Possible Rule Making: The department is amending WAC 388-15-021 How does CPS respond to reports of alleged child abuse or neglect?, to meet the requirements from chapter 220, Laws of 2007 (SSB 5321).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.13.031, 74.04.050, and chapter 26.44 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is amending the child protective service (CPS) rule to establish a ninety day timeline for a CPS investigation. Changes are needed to meet the requirements in chapter 220, Laws of 2007 (SSB 5321).

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Tina Stern, Division of Program and Practice Improvement, P.O. Box 45710, Olympia, WA 98504-5710, phone (360) 902-0860, fax (360) 902-7903, e-mail tist300@dshs.wa.gov.

November 4, 2008
Stephanie E. Schiller, Manager
Rules and Policies Assistance Unit

WSR 08-22-096
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF
INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2008-27—Filed November 5, 2008,
10:06 a.m.]

Subject of Possible Rule Making: Chemical dependency benefits in healthy insurance policies and contracts.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060, 48.21.197.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The commissioner will review the standards for coverage of chemical dependency for small groups (two - fifty). Periodic review of benefit adjustments is required by WAC 284-53-010 (4)(b) to determine if future benefit increases might be reasonable and to consider establishing future minimum benefits.

The "Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008" imposes new federal requirements for health benefit plans for groups of over fifty-one enrollees. It requires parity in treatment of substance abuse and mental health disorders to medical and surgical benefits in health insurance policies and contracts. The office of insurance commissioner may need to clarify requirements between state and federal law.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Send written comments by December 19, 2008, to Kacy Scott, P.O. Box 40255, Olympia, WA 98504-0255, fax (360) 586-3109, e-mail KacyS@oic.wa.gov.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kacy Scott, P.O. Box 40258, Olympia, WA 98504-0258, fax (360) 586-3109, e-mail KacyS@oic.wa.gov.

November 5, 2008
Mike Kreidler
Insurance Commissioner

WSR 08-22-105
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Division of Child Support)
[Filed November 5, 2008, 11:48 a.m.]

Subject of Possible Rule Making: The department is adding new sections and/or amendments in chapter 388-14A WAC concerning the license suspension process, currently contained in WAC 388-14A-4500 through 388-14A-4530.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.20A.320(10).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The division of child support (DCS) would like to ensure greater consistency statewide to

ensure that DCS operates under the same standards statewide when negotiating with noncustodial parents on when a license should [be] reinstated. We are also seeking stakeholder input for process improvement.

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 Nancy Koptur at the DSHS DCS headquarters as soon as possible. DCS will post information regarding this rule development project and others on its web site, which can be found at www.wa.gov/dshs/dcs, or on the DSHS economic services administration's policy review web site, which can be found at <http://www1.dshs.wa.gov/esa/extpolicy/>. DSHS/DCS encourages the public to take part in developing the 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 Nancy Koptur, DCS Rules Coordinator, Division of Child Support, P.O. Box 9162, Mailstop 45860, Olympia, WA 98507-9162, phone (360) 664-5065, e-mail nkoptur@dshs.wa.gov, toll-free 1-800-457-6202, fax (360) 664-5055, TTY/TDD (360) 664-5011.

November 5, 2008
Stephanie E. Schiller
Rules Coordinator