

Washington State Register, Issue 11-08

OFFICE OF THE CODE REVISER
 Quarterly Rule-Making Report
 Covering Registers 11-01 through 11-06

Type of Activity	New	Amended	Repealed
ACCOUNTANCY, BOARD OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	2	0
Number of Rules Proposed for Permanent Adoption	0	7	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	1	2	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	2	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	1	2	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
AGRICULTURE, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Petitions Received by Agency	1		
Number of Permanent Rules Adopted	1	6	0
Number of Rules Proposed for Permanent Adoption	0	2	0
Number of Rules Withdrawn	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	5	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	1	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	5	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
BELLINGHAM TECHNICAL COLLEGE			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	22	1
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	22	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	22	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	22	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
BUILDING CODE COUNCIL			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	2	0
Number of Rules Adopted as Emergency Rules	1	7	0

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Type of Activity	New	Amended	Repealed
Number of Rules Withdrawn	0	3	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	2	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	6	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	1	7	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

CHILDHOOD DEAFNESS AND HEARING LOSS, CENTER FOR

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	7	3	43
Number of Rules Proposed for Permanent Adoption	7	3	43
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	3	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	2	0	4
Number of Sections Adopted in Order to Comply with Federal Statute	2	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	1	0
Number of Sections Adopted on the Agency's own Initiative	3	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

CORRECTIONS, DEPARTMENT OF

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Rules Proposed for Permanent Adoption	8	0	0

COUNTY ROAD ADMINISTRATION BOARD

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	23	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	6	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

EARLY LEARNING, DEPARTMENT OF

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	2	0
Number of Rules Adopted as Emergency Rules	0	17	0
Number of Rules Withdrawn	0	33	3
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	1	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	18	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	19	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
EASTERN WASHINGTON UNIVERSITY			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	1	0
ECOLOGY, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	25	57	1
Number of Rules Adopted as Emergency Rules	2	9	0
Number of Rules Proposed for Permanent Adoption	19	12	0
Number of Sections Adopted at Request of a Nongovernmental Entity	12	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	3	15	1
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	7	29	0
Number of Sections Adopted in Order to Comply with Federal Statute	2	9	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	1	4	0
Number of Sections Adopted on the Agency's own Initiative	11	50	1
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	12	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
ENVIRONMENTAL HEARINGS OFFICE			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	0	18
FINANCIAL INSTITUTIONS, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	2	0
Number of Rules Withdrawn	3	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	2	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
FINANCIAL MANAGEMENT, OFFICE OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	27	0	0
Number of Rules Proposed for Permanent Adoption	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	27	0	0
Number of Sections Adopted on the Agency's own Initiative	27	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	27	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
FISH AND WILDLIFE, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	4	0
Number of Rules Adopted as Emergency Rules	43	0	26
Number of Rules Proposed for Permanent Adoption	1	18	0
Number of Rules Withdrawn	0	1	0
Number of Sections Adopted at Request of a Nongovernmental Entity	2	0	2
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	6	0	4
Number of Sections Adopted in Order to Comply with Federal Statute	6	0	4
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	42	4	23
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
FOREST PRACTICES BOARD			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	22	0
GAMBLING COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	1
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	1
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	1
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	1
Number of Sections Adopted using Pilot Rule Making	0	0	0
GROWTH MANAGEMENT HEARINGS BOARD			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	83	0	87
HEALTH, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	29	63	2
Number of Rules Adopted as Emergency Rules	1	2	0
Number of Rules Proposed for Permanent Adoption	166	2	16
Number of Rules Withdrawn	0	8	1
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	3	35	2
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	27	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Federal Statute	1	1	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	25	3	0
Number of Sections Adopted on the Agency's own Initiative	5	40	2
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	30	65	2
Number of Sections Adopted using Pilot Rule Making	0	0	0

HORSE RACING COMMISSION

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	10	0
Number of Rules Proposed for Permanent Adoption	0	3	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	6	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	6	0
Number of Sections Adopted using Negotiated Rule Making	0	6	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

INSURANCE COMMISSIONER, OFFICE OF

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	2	81	1
Number of Rules Adopted as Emergency Rules	4	0	0
Number of Rules Proposed for Permanent Adoption	16	1	0
Number of Rules Withdrawn	1	51	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	4	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	83	1
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	4	83	1
Number of Sections Adopted using Pilot Rule Making	0	0	0

LABOR AND INDUSTRIES, DEPARTMENT OF

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	15	1
Number of Rules Proposed for Permanent Adoption	3	39	0
Number of Rules Withdrawn	3	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	5	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	1	15	1
Number of Sections Adopted using Negotiated Rule Making	0	0	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted using Other Alternative Rule Making	1	15	1
Number of Sections Adopted using Pilot Rule Making	0	0	0
LICENSING, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	10	0
Number of Rules Proposed for Permanent Adoption	19	19	3
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	4	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	8	0
Number of Sections Adopted on the Agency's own Initiative	0	8	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	2	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
LIQUOR CONTROL BOARD			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	7	16	7
Number of Rules Proposed for Permanent Adoption	1	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	7	16	7
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	7	16	7
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
MILITARY DEPARTMENT			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	6	1
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	1	6	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	1	6	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	1	6	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
MINORITY AND WOMEN'S BUSINESS ENTERPRISES, OFFICE OF			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	3	14	0
PARKS AND RECREATION COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Rules Withdrawn	1	17	1

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Type of Activity	New	Amended	Repealed
PERSONNEL, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	5	0	2
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	5	0	2
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	5	0	2
Number of Sections Adopted using Pilot Rule Making	0	0	0
PILOTAGE COMMISSIONERS, BOARD OF			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	2	0
PROFESSIONAL EDUCATOR STANDARDS BOARD			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	14	2
Number of Rules Proposed for Permanent Adoption	0	2	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	1	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	13	2
Number of Sections Adopted on the Agency's own Initiative	0	1	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	1	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
PUBLIC DISCLOSURE COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	2	4	0
Number of Rules Proposed for Permanent Adoption	2	4	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	2	3	0
Number of Sections Adopted on the Agency's own Initiative	2	2	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	2	4	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
PUBLIC INSTRUCTION, SUPERINTENDENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	15	0
Number of Rules Proposed for Permanent Adoption	25	22	25
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	4	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	4	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	1	0	0
Number of Sections Adopted on the Agency's own Initiative	0	10	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

REVENUE, DEPARTMENT OF

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	7	0
Number of Rules Adopted as Emergency Rules	4	0	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	4	2	0
Number of Sections Adopted on the Agency's own Initiative	4	7	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

SECRETARY OF STATE

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	4	21	16
Number of Rules Proposed for Permanent Adoption	0	6	5
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	2	17	16
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	1	2	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	1	8	5
Number of Sections Adopted on the Agency's own Initiative	0	0	7
Number of Sections Adopted using Negotiated Rule Making	4	21	16
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

SOCIAL AND HEALTH SERVICES, DEPARTMENT OF

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	65	82	7
Number of Rules Adopted as Emergency Rules	120	161	100
Number of Rules Proposed for Permanent Adoption	25	13	0
Number of Rules Withdrawn	79	70	75
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	35	133	27
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	1	9	1
Number of Sections Adopted in Order to Comply with Federal Statute	23	6	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	118	110	74
Number of Sections Adopted on the Agency's own Initiative	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	2	0

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted using Other Alternative Rule Making	176	233	102
Number of Sections Adopted using Pilot Rule Making	0	0	0
TRANSPORTATION, DEPARTMENT OF			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	5	9	0
Number of Rules Proposed for Permanent Adoption	49	3	20
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	5	8	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	1	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	5	7	0
Number of Sections Adopted on the Agency's own Initiative	5	8	0
Number of Sections Adopted using Negotiated Rule Making	5	8	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
UNIVERSITY OF WASHINGTON			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	31	10	52
Number of Rules Withdrawn	31	10	52
UTILITIES AND TRANSPORTATION COMMISSION			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	2	29	0
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	21	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
WASHINGTON STATE UNIVERSITY			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	19	0
YAKIMA VALLEY COMMUNITY COLLEGE			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	16	0
Number of Rules Proposed for Permanent Adoption	12	0	6
Number of Sections Adopted at Request of a Nongovernmental Entity	0	0	0
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	0	16	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0
Number of Sections Adopted in Order to Comply with Federal Statute	0	0	0
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	16	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

Type of Activity	New	Amended	Repealed
TOTALS FOR THE QUARTER:			
Number of Permanent Rules Adopted	187	523	85
Number of Rules Adopted as Emergency Rules	175	196	126
Number of Rules Proposed for Permanent Adoption	470	225	275
Number of Rules Withdrawn	118	194	132
Number of Sections Adopted at Request of a Nongovernmental Entity	14	9	2
Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures	66	292	56
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	17	69	9
Number of Sections Adopted in Order to Comply with Federal Statute	39	20	4
Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes	185	183	81
Number of Sections Adopted on the Agency's own Initiative	110	324	43
Number of Sections Adopted using Negotiated Rule Making	10	43	16
Number of Sections Adopted using Other Alternative Rule Making	259	459	109
Number of Sections Adopted using Pilot Rule Making	0	0	0

WSR 11-08-002
NOTICE OF PUBLIC MEETINGS
TRANSPORTATION COMMISSION
 [Filed March 25, 2011, 9:23 a.m.]

The transportation commission has cancelled its upcoming regular meeting that was scheduled to be held in Olympia on April 20, 2011.

WSR 11-08-006
NOTICE OF PUBLIC MEETINGS
ECONOMIC DEVELOPMENT
FINANCE AUTHORITY
 [Filed March 25, 2011, 3:51 p.m.]

The Washington economic development finance authority is an independent agency (#106) within the executive branch of state government. The authority has four regular board meetings each year. The authority's meetings are open to the public, and access for persons with disabilities is provided at all meetings of the authority. We would like to notify you that the following previously published 2011 regular meeting has been cancelled: April 15, 2011, 10:00 a.m., Regular Meeting, Walla Walla Community College, 500 Tausick Way, Walla Walla, WA 99362.

Please call Rodney Wendt at (206) 587-5634 if you have any questions.

WSR 11-08-008
NOTICE OF PUBLIC MEETINGS
WALLA WALLA
COMMUNITY COLLEGE
 [Filed March 29, 2011, 10:58 a.m.]

The board of trustees of Walla Walla Community College, District Twenty, will participate in a training session offered by the Governance Institute for Student Success (GISS) on June 26-28, 2011, at Suncadia Resort in Cle Elum, Washington. The GISS, a Bill & Melinda Gates Foundation-supported initiative, was designed to help governing boards develop leadership tools needed to improve student success and completion. No official action will be taken during this session, which is for training purposes only.

For additional information, please contact Jerri Ramsey, executive assistant to the president, at (509) 527-4274, fax (509) 527-4249, e-mail jerri.ramsey@wwcc.edu, web www.wwcc.edu.

WSR 11-08-011
NOTICE OF PUBLIC MEETINGS
RECREATION AND CONSERVATION
OFFICE

(Forum on Monitoring Salmon and Watershed Health)
 [Filed March 29, 2011, 3:19 p.m.]

The following public meetings of the forum on monitoring salmon and watershed health are cancelled, as the forum is sunsetting: Wednesday, June 29, 2011; Wednesday, August 24, 2011; and Wednesday, November 2, 2011.

For further information, please contact the recreation and conservation office, (360) 902-3000.

WSR 11-08-012
OFFICE OF THE GOVERNOR

[Filed March 30, 2011, 9:11 a.m.]

NOTICE OF APPEAL
 RCW 34.05.330(3)

Pursuant to RCW 34.05.330(3), you are hereby notified for publication in the Washington State Register that:

On March 22, 2011, the Governor's Office received an appeal from Mr. Randy Boss relating to the Department of Transportation's denial of a petition to repeal or amend WAC 468-270.

DATE: March 23, 2011

Narda Pierce
 General Counsel to the Governor

WSR 11-08-013
PROCLAMATION
OFFICE OF THE GOVERNOR

[March 23, 2011]

PROCLAMATION BY THE GOVERNOR
 11-04

WHEREAS, a severe wind storm spread a home chimney fire into an uncontained wildfire on February 12, 2011, destroying 20 homes, displacing approximately 120 people and leaving over 75 of them homeless, distributing smoke across a wide area, causing evacuation of nearby residents, interrupting provision of public utilities, limiting access to public facilities, and causing extensive wind, fire and smoke damage to homes, businesses, public utilities, public facilities, and infrastructure in Yakima County and within the Reservation of the Confederated Tribes and Bands of the Yakama Nation (Yakama Nation); and,

The Yakama Nation declared an emergency for the wind storm and fire and multiple jurisdictions responded to the incident; and,

The estimated cost to repair damage to homes, businesses, utilities, facilities and infrastructure is currently being determined but is significant. Yakama Nation officials and local jurisdictions are continuing to assess damage caused by the wildfire, address emergency conditions for provision of public utilities and those left homeless, and coordinate resources to repair and replace public utilities and alleviate the immediate and long term impacts upon the infrastructure, public safety, and the life and health of Yakama Nation members and other citizens; and,

The wildfire damage and its effects continue to impact the life and health of Yakama Nation members and other citizens, as well as the property and infrastructure of Washington State. It is a public disaster that affects life, health, property and the public peace; and,

The Washington State Military Department Emergency Management Division increased activities to support the incident, implemented response procedures, and coordinated resources to support tribal and local officials in alleviating the immedi-

ate social and economic impacts to people, property, and infrastructure, and is continuing to assess the magnitude of the event.

NOW, THEREFORE, I, Christine O. Gregoire, Governor of the state of Washington, as a result of the above-noted situation and under Chapters 38.52 and 43.06 RCW, do hereby proclaim that a State of Emergency exists in Yakima County in the state of Washington, and direct the plans and procedures in the *Washington State Comprehensive Emergency Management Plan* be implemented. State agencies and departments are directed to utilize state resources and to do everything reasonably possible to assist the Yakama Nation and affected political subdivisions in an effort to respond to and recover from the event.

Signed and sealed with the official seal of the state of Washington this 23rd day of March, A.D., Two Thousand and Eleven at Olympia, Washington.

By:
 Christine O. Gregoire
 Governor

BY THE GOVERNOR:
 Steve Excell
 [Assistant] Secretary of State

WSR 11-08-014
OFFICE OF THE GOVERNOR

[Filed March 30, 2011, 9:11 a.m.]

**Lowering of the Washington State and United States
 Flags**

I hereby direct that Washington State and United States flags at all state agency facilities be lowered to half-staff **Tuesday, March 29, 2011**, in memory of U.S. Army Corporal Brandon S. Hocking, 24, of Seattle, who died March 21 of injuries sustained when an improvised explosive device detonated near his military vehicle in Iraq.

Please notify your staff and all of your field offices and facilities around the state.

Flags should remain at half-staff until close of business Tuesday, or first thing Wednesday morning, March 30.

Other government entities, citizens and businesses are encouraged to join this recognition.

Please call (360) 902-0383 if you have any questions about this flag lowering.

Christine O. Gregoire
 Governor

WSR 11-08-015
NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE
HISTORICAL SOCIETY
[Filed March 30, 2011, 9:13 a.m.]

The Washington state historical society board of trustees adopted the following change in meeting location at their March 2011 meeting. All other meeting dates and locations are unchanged.

September 28, 2011 (Wednesday) Tacoma

If you need additional information, please contact Misty Dawn Reese at (253) 798-5901 or misty.reese@wshs.wa.gov.

WSR 11-08-018
NOTICE OF PUBLIC MEETINGS
REDISTRICTING COMMISSION
[Filed March 31, 2011, 9:14 a.m.]

Following is the schedule of regular meetings for the Washington redistricting [redistricting] commission for 2001 [2011]:

Date	Time	Location
May 10, 2011	10:30 a.m. - 12:00 p.m.	JA Cherberg Building Hearing Room 3
June 14, 2011	10:30 a.m. - 12:00 p.m.	JA Cherberg Building Hearing Room 3
July 12, 2011	10:30 a.m. - 12:00 p.m.	JA Cherberg Building Hearing Room 3
August 9, 2011	10:30 a.m. - 12:00 p.m.	JA Cherberg Building Hearing Room 3
September 13, 2011	10:30 a.m. - 12:00 p.m.	JA Cherberg Building Hearing Room 3
October 11, 2011	10:30 a.m. - 12:00 p.m.	JA Cherberg Building Hearing Room 3
November 8, 2011	10:30 a.m. - 12:00 p.m.	JA Cherberg Building Hearing Room 3
December 13, 2011	10:30 a.m. - 12:00 p.m.	JA Cherberg Building Hearing Room 3

If you need further information contact Bonnie Bunning, executive director, Washington redistricting commission, (360) 786-0040, (360) 586-0433, bonnie.bunning@redistricting.wa.gov, or visit our web site at Redistricting.wa.gov.

WSR 11-08-019
NOTICE OF PUBLIC MEETINGS
PUBLIC WORKS BOARD
[Filed March 31, 2011, 10:42 a.m.]

The public works board [meeting] scheduled for April 5 has been cancelled. The next meeting is scheduled for Tues-

day, May 3 at the Department of Commerce, 1011 Plum Street, Olympia, WA.

Please contact the public works board at (360) 725-3150 for any further information.

WSR 11-08-022
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF HEALTH
(Board of Denturists)
[Filed March 31, 2011, 2:00 p.m.]

In accordance with the Open Public Meeting[s] Act (chapter 42.30 RCW) and the Administrative Procedures [Procedure] Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health, board of denturists, for the year 2011. The board of denturists meetings are open to the public and access for persons with disabilities may be arranged with advance notice; please contact the staff person below for more information.

Agendas for the meetings listed below are made available in advance via listserv and the department of health web site (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the board of denturists reserves the right to change or amend agendas at the meeting.

Date	Time	Location
March 24, 2011	1:00 p.m.	Tumwater
June 3, 2011	9:00 a.m.	Conference call
August 5, 2011	1:00 p.m.	Conference call
September 22, 2011	1:00 p.m.	Tumwater
November 4, 2011	9:00 a.m.	Conference call

If you need further information, please contact Vicki Brown, Program Manager, Board of Denturists, Washington Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4865, fax (360) 236-2901, vicki.brown@doh.wa.gov, www.doh.wa.gov.

Please be advised the board of denturists is required to comply with the Public Disclosure Act, chapter 42.56 RCW. This act establishes a strong state mandate in favor of disclosure of public records. As such, the information you submit to the board, including personal information, may ultimately be subject to disclosure as a public record.

WSR 11-08-026
NOTICE OF PUBLIC MEETINGS
GRAYS HARBOR COLLEGE
[Filed April 1, 2011, 9:03 a.m.]

The Grays Harbor College board of trustees will participate in a training session offered by the Governance Institute for Student Success (GISS) on June 26-28, 2011, at Suncadia Resort in Cle Elum, Washington. The GISS, a Bill & Melinda Gates Foundation supported initiative, was designed to help governing boards develop leadership tools needed to improve student success and completion. No official action

will be taken during this session, which is for training purposes only.

WSR 11-08-027
NOTICE OF PUBLIC MEETINGS
TACOMA COMMUNITY COLLEGE

[Filed April 1, 2011, 9:03 a.m.]

The following date and time need to be reflected for the May 2011 Tacoma Community College board of trustees meeting:

Change from: Thursday, May 12, 2011, 4:00 p.m.
To: Wednesday, May 11, 2011, 4:00 p.m.

The meeting will be held in the College Room of the Administration Building #27 at Tacoma Community College, 6501 South 19th Street, Tacoma, WA 98466.

If you need any other information, Cathie Bitz can be reached at (253) 566-5101.

WSR 11-08-028
NOTICE OF PUBLIC MEETINGS
WASHINGTON MATERIALS MANAGEMENT AND FINANCING AUTHORITY

[Filed April 1, 2011, 9:03 a.m.]

The Washington materials management and financing authority (WMMFA) would like to publish the schedule for regularly held board meetings for calendar year 2011 going forward. All regular meetings of the board of directors of the authority will be held on the third Thursday of every other month beginning in May. With an additional regularly scheduled meeting May 5, 2011. Therefore, regular meetings will be held:

- May 5
- May 19
- July 21
- September 15
- November 17

All meetings are held at 9:30 a.m. at the offices of Van Ness Feldman, 719 Second Avenue, Suite 1150, Seattle, WA 98104.

WSR 11-08-029
NOTICE OF PUBLIC MEETINGS
RECREATION AND CONSERVATION OFFICE

(Invasive Species Council)

[Filed April 1, 2011, 9:39 a.m.]

The next public meeting of the Washington invasive species council (WISC) will be **Thursday, May 12, 2011, from 9:00 a.m. to 3:00 p.m.** in Room 172, at the Natural

Resource[s] Building, 1111 Washington Street, Olympia, WA 98501.

For further information, please contact Rachel LeBaron Anderson, WISC, (360) 902-3012.

WISC schedules all public meetings at barrier free sites. Persons who need special assistance, such as large type materials, may contact Rachel LeBaron Anderson at the number listed above or by e-mail at Rachel.LeBaronAnderson@rcowa.gov.

WISC information can be found at www.InvasiveSpecies.wa.gov.

WSR 11-08-030
DEPARTMENT OF AGRICULTURE

[Filed April 1, 2011, 9:39 a.m.]

2011 Petitions for Rule Making

The following information is being sent to you in order to implement RCW 1.08.112(g) [(1)(g)]. The Washington state department of agriculture received one petition for rule making during the first quarter of 2011.

Date	Requestor	Subject
March 24, 2011	Cathy Backlund	Pesticide recommendations

Teresa Norman
 Rules Coordinator

WSR 11-08-033
OFFICE OF THE GOVERNOR

[Filed April 4, 2011, 10:06 a.m.]

NOTICE OF APPEAL
 RCW 34.05.330(3)

Pursuant to RCW 34.05.330(3), you are hereby notified for publication in the Washington State Register that:

On March 30, 2011, the Governor's Office received an appeal from Mr. John Neff relating to the Washington State Building Code Council's denial of a petition to repeal WAC 51-11, 2009 Edition.

DATE: March 31, 2011

Narda Pierce
 General Counsel
 to the Governor

WSR 11-08-036**INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed April 4, 2011, 10:41 a.m.]

Notice of Interpretive or Policy Statement

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department of social and health services (DSHS).

**Medicaid Purchasing Administration (MPA)
Division of Legal Services**

Document Title: Memo 11-12.

Subject: Occupational, physical, and speech therapy: New benefits limits.

Effective Date: April 1, 2011.

Document Description: DSHS will implement new benefit limits for outpatient rehabilitation (occupational therapy, physical therapy, and speech therapy) for clients twenty-one years of age and older. This memorandum explains the new limits, procedure code changes, and new modifier requirements for billing.

To receive a copy of the interpretive or policy statements, contact Amber Dassow, MPA, P.O. Box 45504, phone (360) 725-1349, TDD/TTY 1-800-848-5429, fax (360) 586-9727, e-mail dassoal@dshs.wa.gov, web site <http://hrs.dshs.wa.gov>.

WSR 11-08-038**INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed April 4, 2011, 11:15 a.m.]

Notice of Interpretive or Policy Statement

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department of social and health services.

**Economic Services Administration
Division of Child Support (DCS)**

Document Title: Canary Notice 277: Federal Intergovernmental Rules.

Subject: Federal intergovernmental rules.

Effective Date: March 30, 2011.

Document Description: This canary notice explains how DCS will implement the new federal rules regarding processing of intergovernmental cases in the IV-D program.

To receive a copy of the interpretive or policy statements, contact Janet Hazelton, DCS, P.O. Box 11520, Tacoma, WA 98411-5520, phone (360) 664-5236, TDD/TTY (360) 753-9122, fax (360) 586-3274, e-mail JHazelto@dshs.wa.gov, web site <http://www.dshs.wa.gov/dcs/>.

WSR 11-08-040**NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE
REHABILITATION COUNCIL**

[Filed April 4, 2011, 4:45 p.m.]

**YOU ARE INVITED TO SHARE INPUT WITH
THE WASHINGTON STATE REHABILITATION COUNCIL**

Join us if you wish
Thursday, April 28, 2011
3:00 p.m. - 5:00 p.m.

Best Western Lakeway Inn & Conference Center
714 Lakeway Drive
Bellingham, WA 98229

American Sign Language interpretation provided.

The Washington state rehabilitation council is a group of fifteen governor-appointed volunteers. The council was created by Title 1, Section 105 of the Rehabilitation Act and by Executive Order 04-04, for the purpose of increasing employment and economic advancement for eligible jobseekers with disabilities. We are systems advocates for the vocational rehabilitation service system and the customers it serves. Our mandates include gathering public input, which is why you are being invited to share your thoughts. **You are not required to attend. This is not a regular DVR appointment with your counselor.** We will take comment for ninety minutes. The last half hour will leave time for mingling and individual follow-up.

We are interested in how the VR system is working, so we hope you will help us understand:

- What you understand about how participating in DVR services is related to going to work;
- Whether your questions are answered by DVR staff in a timely manner;
- Whether or not you feel that your process will lead to a job you want;
- Whether you think you will have the wage and benefits that you need;
- What you would want decision makers to consider for the next generation of people using VR services.

To request reasonable accommodation or a spoken language interpreter, please contact JoAnne Lang at langjk@dshs.wa.gov or 1-866-252-2939 (between noon and 4:00 p.m., Monday through Friday).

Although we would look forward to seeing you in person, it may be more convenient to submit written comments by e-mail. You are welcome to do that by contacting JoAnne at the e-mail listed above.

Will You be Riding the Bus to the Meeting?: According to Whatcom Transit Authority, any of the five hundred series routes, service Lakeway Drive. Those routes run frequently. If you want assistance planning which route(s) to take contact Whatcom Transit Authority at (voice) (360) 676-7433 or TTY (360) 676-6844.

WSR 11-08-041
NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE
REHABILITATION COUNCIL

[Filed April 4, 2011, 4:54 p.m.]

The Washington state rehabilitation council is a group of governor-appointed volunteers. The council was created by Title 1, Section 105 of the Rehabilitation Act and by Executive Order 04-04, for the purpose of increasing employment and economic advancement for eligible jobseekers with disabilities. We are systems advocates for the vocational rehabilitation service system and the customers it serves. Our mandates include: Gathering public input about vocational rehabilitation services, assessing program data and performance, and making policy recommendations.

Thursday, April 28, 2011

9:00 a.m. - 3:00 p.m.

Best Western Lakeway Inn & Conference Center
 714 Lakeway Drive
 Bellingham, WA 98229

*All portions of this meeting are open to the public.

**American Sign Language interpretation will be provided.

The objectives for the meeting are to:

- Advance committee work.

For more information, or to request reasonable accommodation or a spoken language interpreter, contact JoAnne at 1-866-252-2939 or e-mail langjk@dshs.wa.gov.

Will You be Riding the Bus to the Meeting?: According to Whatcom Transit Authority, any of the five hundred series routes, service Lakeway Drive. Those routes run frequently. If you want assistance planning which route(s) to take contact Whatcom Transit Authority at (voice) (360) 676-7433 or TTY (360) 676-6844.

WSR 11-08-042
NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE
REHABILITATION COUNCIL

[Filed April 4, 2011, 5:13 p.m.]

The Washington state rehabilitation council is a group of governor-appointed volunteers. The council was created by Title 1, Section 105 of the Rehabilitation Act and by Executive Order 04-04, for the purpose of increasing employment and economic advancement for eligible jobseekers with disabilities. We are systems advocates for the vocational rehabilitation service system and the customers it serves. Our mandates include: Gathering public input about vocational rehabilitation services, assessing program data and performance, and making policy recommendations.

Friday, April 29, 2011

9:00 a.m. - 4:00 p.m.

Best Western Lakeway Inn & Conference Center

714 Lakeway Drive
 Bellingham, WA 98229

*All portions of this meeting are open to the public.

**American Sign Language interpretation will be provided.

The objectives for the meeting are to:

- Discuss DVR's state plan update.
- Review and discuss systemic developments impacting DVR service delivery.

For more information, or to request reasonable accommodation or a spoken language interpreter, contact JoAnne at 1-866-252-2939 or e-mail langjk@dshs.wa.gov.

Will You be Riding the Bus to the Meeting?: According to Whatcom Transit Authority, any of the five hundred series routes, service Lakeway Drive. Those routes run frequently. If you want assistance planning which route(s) to take contact Whatcom Transit Authority at (voice) (360) 676-7433 or TTY (360) 676-6844.

WSR 11-08-053
ATTORNEY GENERAL'S OFFICE

[Filed April 5, 2011, 9:49 a.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 April 27, 2011. 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) 586-0728, or by writing to the Office of the Attorney General, Solicitor General Division, Attention Jeffrey T. Even, Deputy Solicitor General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you may 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.

If you are interested in receiving notice of new formal opinion requests via e-mail, you may visit the attorney general's web site at www.atg.wa.gov/AGOOpinions/default.aspx for more information on how to join our opinions list-serv.

The attorney general's office seeks public input on the following opinion request(s):

Opinion Docket No. 11-04-01

Request by Michael Baumgartner, Senator, District 6

May a state or local agency or special district contract directly with another agency for architectural or engineering services, all as defined in RCW 39.80.020, without first complying with the procurement procedures specified in RCW 39.80?

WSR 11-08-063

DEPARTMENT OF ECOLOGY

[Filed April 6, 2011, 9:11 a.m.]

PUBLIC NOTICE

Ecology Issues the New Aquatic Invasive Species Management General Permit

New Permit Issued: On April 20, 2011, the Washington state department of ecology (ecology) will issue the new aquatic invasive species management general permit (permit).

Purpose of the Permit: The permit regulates the use of chemicals or control products for the management of aquatic invasive species animals and nonnative invasive marine algae in surface waters of Washington state. Ecology limits chemical application to marine and freshwater animals or marine algae. The permit will regulate the use of chemicals for potentially invasive aquatic species as determined by ecology in consultation with other agencies. This permit will allow for the treatment of early infestations and for small localized projects that may lead to the eradication of the invasive species from each site, or for the containment of the invasive species to one area or site.

Washington's water quality statutes and regulations do not allow the discharge of pollutants to waters of the state without permit coverage. Algaecides, herbicides, insecticides, molluscicides, piscicides and any other chemical or product appropriate for aquatic invasive species management are potential pollutants, and therefore require a discharge permit before application to surface waters. Ecology issues general permits in place of a series of individual permits when the permitted activities are similar.

Who Will Apply for Coverage? State agencies will apply for coverage under this permit prior to implementing their invasive aquatic animal control activities. The permittees for this permit are the Washington state departments of agriculture, fish and wildlife and natural resources. Agencies that receive coverage under the general permit must comply with the terms and conditions of the permit.

Ecology Contact: Kathy Hamel, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6562, fax (360) 407-6426, e-mail kathy.hamel@ecy.wa.gov.

Public Notice Process and Comments: Ecology accepted written comments on the draft permit, fact sheet, and environmental impact statement from April 21, 2010,

until June 11, 2010. Ecology held one public workshop and hearing in Lacey, Washington, on June 7, 2010. Ecology received comments from thirteen entities. The comments and ecology's response to comments and other permit documents may be downloaded at <http://www.ecy.wa.gov/programs/wq/pesticides/invasive.html>.

You may request a copy of any of the documents from Julie Robertson at (360) 407-6575 or e-mail Julie.Robertson@ecy.wa.gov.

Your Right to Appeal the Permit: You have a right to appeal the content of the permit to the pollution control hearings board (PCHB) within thirty days of the date of receipt of this letter. The appeal process is governed by chapters 43.21B RCW and 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal, within thirty days of the date of receipt of this letter you must:

- File your appeal with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal on ecology in paper form by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in chapters 43.21B RCW and 371-08 WAC.

Address and Location Information:

Street Addresses:

Department of Ecology

Attn: Appeals Processing Desk
300 Desmond Drive S.E.
Lacey, WA 98503

Pollution Control Hearings Board

1111 Israel Road S.W.
Suite 301
Tumwater, WA 98501

Mailing Addresses:

Department of Ecology

Attn: Appeals Processing Desk
P.O. Box 47608
Olympia, WA 98504-7608

Pollution Control Hearings Board

P.O. Box 40903
Olympia, WA 98504-0903

WSR 11-08-073

INTERPRETIVE OR POLICY STATEMENT

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

[Filed April 6, 2011, 10:24 a.m.]

Notice of Interpretive or Policy Statement

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department of social and health services.

**Medicaid Purchasing Administration
Division of Healthcare Services**

Document Title: Medicaid State Plan Amendment 11-07.

Subject: Recertification requirements for hospice.

Effective Date: November 1, 2011.

Document Description: The Affordable Care Act amends section 1814 (a)(7) of the Social Security Act to require that a hospice physician or nurse practitioner (NP) must have a face-to-face encounter with every hospice patient to determine the continued eligibility of that patient prior to the one hundred eighty day recertification, and prior to each subsequent recertification. Furthermore, the Affordable Care Act requires that the hospice physician or NP attest that such a visit took place.

To receive a copy of the interpretive or policy statements, contact Ellen Silverman, Hospice, P.O. Box 45506, Olympia, WA 98503, phone (360) 725-1570, TDD/TTY 800-848-5429, fax (360) 725-1966, e-mail silvees@dshs.wa.gov, web site www.dshs.wa.gov.