

Washington State Register, Issue 11-13

OFFICE OF THE CODE REVISER  
 Quarterly Rule-Making Report  
 Covering Registers 11-07 through 11-12

| Type of Activity  | New        | Amended        | Repealed        |
|---|------------|----------------|-----------------|
| <b>ACCOUNTANCY, BOARD OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 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 | 0          | 7              | 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          | 7              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 7              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>AGRICULTURE, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 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          | 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                               | 0          | 1              | 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               |
| <b>BUILDING CODE COUNCIL</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Adopted as Emergency Rules  | 0          | 4              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 4              | 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          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 3              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>COMMERCE, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 13         | 21             | 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               |

Washington State Register, Issue 11-13

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| 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               |
| <b>CORRECTIONS, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 8          | 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      | 0          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 8          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 8          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>EARLY LEARNING, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 32             | 4               |
| Number of Rules Adopted as Emergency Rules  | 0          | 7              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 255        | 58             | 134             |
| Number of Rules Withdrawn   | 0          | 5              | 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          | 31             | 4               |
| 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          | 7              | 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          | 38             | 4               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>EASTERN WASHINGTON UNIVERSITY</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 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          | 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          | 1              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 1              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>ECOLOGY, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 13             | 0               |
| Number of Rules Adopted as Emergency Rules  | 2          | 9              | 0               |

Washington State Register, Issue 11-13

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Rules Proposed for Permanent Adoption   | 13         | 0              | 0               |
| Number of Rules Withdrawn   | 1          | 0              | 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          | 12             | 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                      | 2          | 11             | 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          | 13             | 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               |
| <b>EDUCATION, STATE BOARD OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 0          | 1              | 2               |
| <b>ENERGY FACILITY SITE EVALUATION COUNCIL</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 0          | 1              | 0               |
| <b>ENVIRONMENTAL HEARINGS OFFICE</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 0          | 0              | 18              |
| Number of Rules Withdrawn   | 0          | 0              | 18              |
| <b>EVERETT COMMUNITY COLLEGE</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 0          | 1              | 0               |
| <b>FINANCIAL INSTITUTIONS, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 0          | 1              | 0               |
| <b>FINANCIAL MANAGEMENT, OFFICE OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 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               |
| 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               |
| <b>FISH AND WILDLIFE, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 1          | 28             | 6               |
| Number of Rules Adopted as Emergency Rules  | 90         | 0              | 71              |
| Number of Rules Proposed for Permanent Adoption   | 0          | 29             | 2               |
| Number of Rules Withdrawn   | 7          | 12             | 1               |
| 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               |

Washington State Register, Issue 11-13

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 14         | 9              | 20              |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 20         | 0              | 14              |
| 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                               | 88         | 29             | 75              |
| 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               |
| <b>FOREST PRACTICES BOARD</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 22             | 0               |
| Number of Rules Proposed for Permanent Adoption   | 0          | 2              | 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          | 8              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 15             | 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               |
| <b>GAMBLING COMMISSION</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 0          | 1              | 0               |
| Number of Rules Withdrawn   | 0          | 1              | 0               |
| <b>HEALTH CARE AUTHORITY</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 1          | 5              | 0               |
| <b>HEALTH, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 216        | 23             | 43              |
| Number of Rules Adopted as Emergency Rules  | 0          | 1              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 56         | 19             | 49              |
| Number of Rules Withdrawn   | 2          | 1              | 1               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 7              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 11         | 4              | 3               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 5              | 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      | 153        | 1              | 19              |
| Number of Sections Adopted on the Agency's own Initiative                               | 3          | 10             | 3               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 167        | 24             | 20              |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>HORSE RACING COMMISSION</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 3              | 0               |
| Number of Rules Adopted as Emergency Rules  | 0          | 2              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 2              | 0               |

**Washington State Register, Issue 11-13**

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 3              | 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          | 3              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 5              | 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**

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Permanent Rules Adopted   | 16         | 3              | 0               |
| Number of Rules Adopted as Emergency Rules  | 4          | 0              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 9          | 5              | 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          | 1              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 4          | 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      | 15         | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 2              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 15         | 3              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |

**LABOR AND INDUSTRIES, DEPARTMENT OF**

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Permanent Rules Adopted   | 3          | 41             | 0               |
| Number of Rules Proposed for Permanent Adoption   | 0          | 7              | 0               |
| Number of Rules Withdrawn   | 33         | 85             | 31              |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 3          | 39             | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 1          | 33             | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 2          | 10             | 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          | 1              | 0               |
| 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                          | 3          | 41             | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |

**LICENSING, DEPARTMENT OF**

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Permanent Rules Adopted   | 19         | 18             | 3               |
| Number of Rules Withdrawn   | 0          | 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 | 6          | 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      | 13         | 12             | 3               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 1              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |

Washington State Register, Issue 11-13

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Sections Adopted using Other Alternative Rule Making                          | 6          | 5              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>MINORITY AND WOMEN'S BUSINESS ENTERPRISES, OFFICE OF</b>                             |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 3          | 14             | 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 | 3          | 15             | 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                               | 3          | 15             | 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               |
| <b>PILOTAGE COMMISSIONERS, BOARD OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 2              | 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          | 2              | 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               |
| <b>PROFESSIONAL EDUCATOR STANDARDS BOARD</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 2              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 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 | 0          | 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                               | 0          | 2              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 1              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 1              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>PUBLIC INSTRUCTION, SUPERINTENDENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 12         | 23             | 0               |
| Number of Rules Adopted as Emergency Rules  | 0          | 2              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 0          | 1              | 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 | 7          | 3              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |

Washington State Register, Issue 11-13

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| 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      | 12         | 24             | 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                          | 10         | 21             | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>REDISTRICTING COMMISSION</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Adopted as Emergency Rules  | 0          | 15             | 0               |
| Number of Rules Proposed for Permanent Adoption   | 0          | 15             | 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          | 15             | 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               |
| <b>REVENUE, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 1          | 1              | 0               |
| Number of Rules Adopted as Emergency Rules  | 4          | 0              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 1          | 9              | 0               |
| Number of Rules Withdrawn   | 0          | 10             | 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      | 5          | 1              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 5          | 1              | 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               |
| <b>SECRETARY OF STATE</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 2              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 0          | 2              | 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          | 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                               | 0          | 2              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 2              | 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 Register, Issue 11-13

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| <b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 39         | 65             | 4               |
| Number of Rules Adopted as Emergency Rules  | 121        | 155            | 103             |
| Number of Rules Proposed for Permanent Adoption   | 112        | 97             | 22              |
| Number of Rules Withdrawn   | 7          | 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 | 29         | 84             | 32              |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 17         | 57             | 1               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 23         | 1              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 86         | 73             | 74              |
| 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                          | 155        | 206            | 107             |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 6              | 0               |
| <b>TRANSPORTATION, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 47         | 0              | 20              |
| 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 | 47         | 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      | 47         | 0              | 2               |
| Number of Sections Adopted on the Agency's own Initiative                               | 47         | 0              | 2               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 47         | 0              | 2               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>WASHINGTON STATE UNIVERSITY</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 19             | 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          | 19             | 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          | 19             | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 19             | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>YAKIMA VALLEY COMMUNITY COLLEGE</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 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 | 12         | 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               |



| Type of Activity  | New | Amended | Repealed |
|---|-----|---------|----------|
| 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                               | 12  | 0       | 0        |
| 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        |
| <b>TOTALS FOR THE QUARTER:</b>  |     |         |          |
| Number of Permanent Rules Adopted   | 390 | 342     | 86       |
| Number of Rules Adopted as Emergency Rules  | 221 | 195     | 174      |
| Number of Rules Proposed for Permanent Adoption   | 447 | 263     | 233      |
| Number of Rules Withdrawn   | 50  | 122     | 51       |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 5   | 55      | 2        |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 116 | 223     | 41       |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 37  | 81      | 21       |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 45  | 12      | 14       |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 332 | 128     | 98       |
| Number of Sections Adopted on the Agency's own Initiative                               | 166 | 138     | 80       |
| Number of Sections Adopted using Negotiated Rule Making                                 | 47  | 28      | 2        |
| Number of Sections Adopted using Other Alternative Rule Making                          | 376 | 373     | 131      |
| Number of Sections Adopted using Pilot Rule Making                                      | 0   | 6       | 0        |

**WSR 11-13-001**  
**NOTICE OF PUBLIC MEETINGS**  
**LIFE SCIENCES**  
**DISCOVERY FUND AUTHORITY**

[Filed June 1, 2011, 1:18 p.m.]

Please note the updated information below for the life sciences discovery fund authority 2011 board meetings. Note as well that we will post our public meeting agenda and any call-in information as appropriate on our web site <http://www.lsdfa.org/about/staff/meetings.html> prior to each meeting.

**2011 Public Board Meeting Dates**  
*(times are approximate and subject to change)*

|                    |  |  |
|--------------------|--|--|
| Friday<br>June 3   | 9:00 a.m.-<br>10:45 a.m. and at<br>approximately<br>2:30 p.m. as<br>needed | Washington Research Foundation-<br>Office<br>2815 Eastlake Avenue East Suite 300<br>Talaris Conference Center 4000 N.E.<br>41st Street<br>Seattle, WA<br>The Maple Room<br>Public call in number: 1-888-272-<br>2618, no passcode needed |
| Tuesday<br>July 19 | 8:30 a.m.-<br>5:00 p.m.  | Washington Research Foundation<br>Office<br>2815 Eastlake Avenue East<br>Suite 300<br>Seattle, WA  |

|                            |                         |   |
|----------------------------|-------------------------|---|
| Tuesday<br>September<br>27 | 8:30 a.m.-<br>5:00 p.m. | Washington Research Foundation<br>Office<br>2815 Eastlake Avenue East<br>Suite 300<br>Seattle, WA |
| Tuesday<br>November 1      | 8:30 a.m.-<br>5:00 p.m. | Washington Research Foundation<br>Office<br>2815 Eastlake Avenue East<br>Suite 300<br>Seattle, WA |

**WSR 11-13-002**  
**NOTICE OF PUBLIC MEETINGS**  
**BELLINGHAM TECHNICAL COLLEGE**

[Filed June 1, 2011, 2:32 p.m.]

The regularly scheduled meeting of the board of trustees of Bellingham Technical College is scheduled for Thursday, June 16, 2011, from 9:00 - 11:00 a.m., in the College Services Board Room on the Bellingham Technical College campus. **The board of trustees will have a study session from 8:00 - 9:00 a.m. to discuss the proposed 2011-12 college operating budget. The regular meeting will begin at approximately 9:00 a.m.** Call 752-8334 for information.

**WSR 11-13-003**  
**NOTICE OF PUBLIC MEETINGS**  
**WINE COMMISSION**  
 [Filed June 1, 2011, 4:17 p.m.]

**2011 SCHEDULE OF COMMISSIONER BOARD MEETINGS**  
**Updated as of April 27, 2011**

**Below are the updated 2011 meeting dates for the Washington wine commission board:**

Friday, January 28 - Seattle (board retreat), 8:00 a.m. - 5 p.m., Waterfront Seafood Grill, 2801 Alaskan Way, Pier 70, Seattle, WA 98121, facility phone (206) 956-8171.

Friday, February 11 - Richland, 1:30 p.m. - 4:30 p.m., Tri-Cities Visitor and Convention Bureau, 7130 West Grandridge Boulevard, Suite B, Kennewick, WA 99336, facility phone (509) 735-8486.

Friday, March 11 - Seattle

Friday, April 8 - Richland

Friday, May 6 - Seattle

Friday, June 10 - Richland

Friday, July 8 - Seattle - **WSWC Office, 1201 Western Avenue, Suite 450, Seattle, 98101-3402.**

Friday, August 5 - Seattle - **WSWC Office, 1201 Western Avenue, Suite 450, Seattle, 98101-3402.**

Friday, September 9 - Richland

October - no meeting

Friday, November 4 - Seattle - **WSWC Office, 1201 Western Avenue, Suite 450, Seattle, 98101-3402.**

Friday, December 2 - Seattle - **WSWC Office, 1201 Western Avenue, Suite 450, Seattle, 98101-3402.**

All meetings (except otherwise noted, above) begin at 9:00 a.m. and end at 12:00 p.m. The locations for the Richland and Seattle meetings are as follows (unless noted differently, above):

WSU Tri-Cities  
 2710 University Drive  
 Room CIC 210  
 Richland, WA 99354-1671  
 Switchboard: (509) 372-7000

Washington State Housing Finance Commission  
 1000 Second Avenue, 28th Floor  
 Seattle, WA 98104  
 Switchboard: (206) 464-7139

**WSR 11-13-004**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON STATE UNIVERSITY**  
 [Filed June 2, 2011, 11:33 a.m.]

**REVISED 6/2/11**  
**BOARD OF REGENTS**  
**NOTICE OF SPECIAL MEETING**

The board of regents of Washington State University has **changed the time** of the special meeting on **Monday, June 6, to 4:30 p.m.** (previously scheduled for 12:00 noon). The

purpose of the meeting is to take action on **tuition rates for academic year 2011-2012.**

The meeting will be held via teleconference from the Lighty 405 on the WSU Pullman campus.

This notice is being sent by the direction of the chair of the board of regents pursuant to the requirements of the Open [Public] Meeting[s] Act of 1971 (chapter 250, Laws of 1971 1st ex. sess.), as amended.

Questions about this special meeting may be directed to Christine R. Hoyt, executive assistant to the board of regents, (509) 335-6615.

**WSR 11-13-008**  
**NOTICE OF PUBLIC MEETINGS**  
**RECREATION AND CONSERVATION**  
**OFFICE**

(Habitat and Recreation Lands Coordinating Group)

[Filed June 2, 2011, 4:20 p.m.]

The habitat and recreation lands coordinating group has changed the following regular meeting:

Quarterly meeting

|      |               |                          |   |
|------|---------------|--------------------------|---|
| From | July 27, 2011 | 9:00 a.m.-<br>12:00 p.m. | Room 175 A/B<br>Natural Resources<br>Building<br>Capitol Campus |
| To   | July 20, 2011 | 1:00 p.m.-<br>4:00 p.m.  | Room 172<br>Natural Resources<br>Building<br>Capitol Campus     |

The habitat and recreation lands coordinating group will host the third annual state land acquisition coordinating forum on Tuesday, August 2, beginning at 9:00 a.m. and ending at 4:30 p.m. The meeting will be held in Room 175 of the Natural Resources Building in Olympia, Washington.

The annual state land acquisition coordinating forum brings together state agencies, local governments, nongovernment organizations, landowners, tribes and citizens to learn about and share ideas on proposals for state conservation and recreation land purchases. This year's forum will focus on projects that were funded in 2011 and others that may be proposed for funding in 2013.

For further information, please contact Dominga Soliz, [dominga.soliz@rco.wa.gov](mailto:dominga.soliz@rco.wa.gov), (360) 725-3937. Information about the habitat and recreation lands coordinating group is available on-line at <http://www.rco.wa.gov/boards/hrleg.shtml>.

**WSR 11-13-011**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

[Filed June 3, 2011, 11:26 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 Rates and Finance**

Document Title: Public Notice.

Subject: Title XIX State Plan Amendment 11-21.

Effective Date: June 1, 2011.

Document Description: The department is updating the professional services supplemental payment program methodology regarding excluded claims. The update will exclude services paid at an enhanced rate through a separate provision or regulation. This change will prevent multiple supplemental payments on the same claim from separate programs within the department.

To receive a copy of the interpretive or policy statements, contact Sandy Stith, Office of Hospital Finance, P.O. Box 45500, Olympia, WA 98504, phone (360) 725-1949, TDD/TTY 1-800-848-5429, fax (360) 753-9152, e-mail sandy.stith@dshs.wa.gov.

**WSR 11-13-012**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

[Filed June 3, 2011, 11:26 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 Rates and Finance**

Document Title: Public Notice.

Subject: Title XIX State Plan Amendment 11-22.

Effective Date: July 1, 2011.

Document Description: The department is making changes to the hospital inpatient and outpatient payment methodologies to comply with state and federal rules and the state's 2011-2013 budget. Changes will include: Reductions to hospital inpatient and outpatient rates; and other possible revisions.

To receive a copy of the interpretive or policy statements, contact Sandy Stith, Office of Hospital Finance, P.O. Box 45500, Olympia, WA 98504, phone (360) 725-1949, TDD/TTY 1-800-848-5429, fax (360) 753-9152, e-mail sandy.stith@dshs.wa.gov.

**WSR 11-13-013**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

[Filed June 3, 2011, 11:26 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 Rates and Finance**

Document Title: Medicaid State Plan Amendment 11-15.

Subject: Federally qualified health centers.

Effective Date: July 1, 2011.

Document Description: The department is submitting state plan amendment 11-15 to comply with legislation passed for the 2011-2013 biennial budget, directing the department to reduce encounter rates paid to federally-qualified and rural health center (FQHC and RHC) providers by adopting a new payment methodology effective July 1, 2011. The new methodology utilizes the medicare economic index and results in an average 10.6 percent rate reduction.

To receive a copy of the interpretive or policy statements, contact Jean Bui, Office of Professional Rates, P.O. Box 45510, Olympia, WA 98504, phone (360) 725-1973, TDD/TTY 800-848-5429, fax (360) 586-7498, e-mail buija@dshs.wa.gov.

**WSR 11-13-014**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

[Filed June 3, 2011, 11:26 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 Rates and Finance**

Document Title: Medicaid State Plan Amendment 11-16.

Subject: Rural health centers.

Effective Date: July 1, 2011.

Document Description: The department is submitting state plan amendment 11-16 to comply with legislation passed for the 2011-2013 biennial budget, directing the department to reduce encounter rates paid to federally-qualified and rural health center (FQHC and RHC) providers by adopting a new payment methodology effective July 1, 2011. The new methodology utilizes the medicare economic index and results in an average 10.6 percent rate reduction.

To receive a copy of the interpretive or policy statements, contact Jean Bui, Office of Professional Rates, P.O. Box 45510, Olympia, WA 98504, phone (360) 725-1973, TDD/TTY 800-848-5429, fax (360) 586-7498, e-mail [buija@dshs.wa.gov](mailto:buija@dshs.wa.gov).

A copy of this document is available via the internet at Recent Rule and Interpretive Statements, Adoptions, and Repeals.

Alan R. Lynn  
Rules Coordinator

**WSR 11-13-015**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

[Filed June 3, 2011, 11:29 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 (MPA)**  
**Division of Legal Services**

Document Title: #Memo 11-49.

Subject: Prescription drug program-maximum allowable cost update.

Effective Date: June 1, 2011.

Document Description: Effective for dates of service on and after July 1, 2011, MPA will implement the following changes to the prescription drug program:

1. New additions to the maximum allowable cost (MAC) list;
2. MAC adjustments; and
3. MAC deletions.

To receive a copy of the interpretive or policy statements, contact Amber Dassow, MPA, 626 8th Street, Olympia, WA 98504, phone (360) 725-1349, TDD/TTY 1-800-848-5429, fax (360) 586-9727, e-mail [dassow@dshs.wa.gov](mailto:dassow@dshs.wa.gov), web site <http://hrs.dshs.wa.gov>.

**WSR 11-13-016**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF REVENUE**

[Filed June 3, 2011, 1:07 p.m.]

**INTERPRETIVE STATEMENT ISSUED**

The department issued the excise tax advisory (ETA) 3166.2011 **5% Substantial Underpayment Penalty May Apply to Non-Qualifying Purchases under the Deferral Programs**. This ETA clarifies when the five percent substantial underpayment penalty imposed by RCW 82.32.090(2) applies to tax assessed on purchases made under the following Washington retail sales and use tax deferral programs:

- High technology under chapter 82.63 RCW;
- Fruit and vegetable processors under chapter 82.74 RCW;
- Biotech manufacturing under chapter 82.75 RCW; and
- Corporate headquarter under chapter 82.82 RCW.

**WSR 11-13-017**  
**INTERPRETIVE STATEMENT**  
**DEPARTMENT OF REVENUE**

[Filed June 3, 2011, 4:25 p.m.]

**INTERPRETIVE STATEMENT ISSUED**

**ETA 3043.2011**

**Low-density light and power utility deduction**

The department of revenue has revised Excise Tax Advisory 3043 (ETA 3043). This advisory explains the public utility tax deduction provided by RCW 82.16.053 to qualify power and light businesses.

RCW 82.16.053 requires that the department determine the state average electric power rate each year and inform taxpayers of this rate. This rate is used by the power and light business to compute the amount of the deduction. The revised ETA 3043 updates the information to provide the rate to be used for the period of July 2011, through June 2012.

A copy of this document is available via the internet at Recent Rule and Interpretive Statements, Adoptions, and Repeals.

Alan R. Lynn  
Rules Coordinator

**WSR 11-13-019**  
**NOTICE OF PUBLIC MEETINGS**  
**PUBLIC WORKS BOARD**

[Filed June 6, 2011, 9:35 a.m.]

The public works board has made some changes to the 2011 regular scheduled meetings. Please see below. The changes are bold.

Please contact the public works board at (360) 725-3151 for any further information.

~~June 7~~ - Cancelled

**June 15**

July 12

August 2

**August 16**

September 13

October 4

November 1

November 15

December 6

**WSR 11-13-020**  
**AGENDA**  
**DEPARTMENT OF**  
**RETIREMENT SYSTEMS**  
 [Filed June 6, 2011, 10:38 a.m.]

**Semi-Annual Rule-Making Agenda**  
**July through December 2011**

The following is the department of retirement systems' semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

There may be additional rule-making activity not on the agenda as conditions warrant. If you have questions about this rule-making agenda or the DRS rule-making process, please contact Ken Goolsby, Rules Coordinator, P.O. Box 48380, Olympia, WA 98504-8380, phone (360) 664-7291, e-mail Rules@drs.wa.gov.

| <b>WAC Chapter</b>        | <b>Why rule making is needed</b>  | <b>Anticipated rule-making action</b>          |
|---------------------------|---|--|
| 415-02                    | To develop rule(s) regarding implementation of 401(h) medical reimbursement account for LEOFF Plan 2 and WSP survivors and catastrophically disabled members.                   | File CR-102, hold public hearing, file CR-103P |
| 415-111                   | To amend rules to implement HB 1625 (2011) which changes default investment options for new members of the defined contribution portion of the Plan 3 retirement systems.       | File CR-102, hold public hearing, file CR-103P |
| 415-108                   | Technical correction - WAC 415-108-710 currently conflicts internally and is not consistent with statute. Technical correction.   | File CR-102, hold public hearing, file CR-103  |
| 415-200, 415-111, 415-501 | To amend rules to implement E2SHB 2617 (2010) which eliminates the employee retirement benefits board (ERBB). Agency rules will need repealing and updating for implementation. | File CR-102, hold public hearing, file CR-103  |

Ken Goolsby  
 Rules and  
 Contracts Coordinator

**WSR 11-13-024**  
**NOTICE OF PUBLIC MEETINGS**  
**LAKE WASHINGTON**  
**TECHNICAL COLLEGE**  
 [Filed June 7, 2011, 9:01 a.m.]

The Lake Washington Technical College board of trustees will hold a special meeting on June 20, 2011, to approve 2011-12 tuition and fees and to conduct the six-month evaluation of the president.

The study session will begin at 5:00 p.m. with the regular meeting beginning at 5:45 p.m. in the boardroom (W305A).

**WSR 11-13-025**  
**NOTICE OF PUBLIC MEETINGS**  
**WESTERN WASHINGTON UNIVERSITY**  
 [Filed June 7, 2011, 10:29 a.m.]

Pursuant to RCW 42.30.075, the following is a **revised** 2011 schedule of regular meetings of Western Washington University's board of trustees:

Western Washington University's board of trustees, at its August 20, 2010, board meeting, approved the following schedule of regular meetings for 2011:

- February 10, 11, 2011
- April 14, 15, 2011
- June 9, 10, 2011
- \*August 18, 19, 2011
- October 13, 14, 2011
- December 8, 9, 2011

\*August meetings will be held at Shannon Point Marine Center, Anacortes, Washington.

With exception of the August meetings that will be held at Shannon Point Marine Center, Anacortes, Washington, all meetings will be held at Western Washington University, 516 High Street, Board Room, Old Main 340, Bellingham, WA, and will begin at 3 p.m. on Thursday and resume at 8 a.m. on Friday, unless otherwise publicly noted. Any questions regarding the meeting schedule can be directed to Elizabeth Sipes, secretary to the board of trustees, at (360) 650-3998.

**WSR 11-13-026**  
**NOTICE OF PUBLIC MEETINGS**  
**STATUTE LAW COMMITTEE**  
 [Filed June 7, 2011, 10:43 a.m.]

Historically, the statute law committee meets two times each calendar year. The statute law committee meets at the call of the chair.

A statute law committee meeting has been scheduled for Friday, June 17, 2011. The meeting will begin at 10:00 a.m. and will end at approximately noon.

The meeting will be held in the reception room located in the Temple of Justice.

Debbie Deibert or K. Kyle Thiessen are the contact persons for information concerning this meeting and can be reached at (360) 786-6777.

**WSR 11-13-027**  
**NOTICE OF PUBLIC MEETINGS**  
**COMMUNITY ECONOMIC**  
**REVITALIZATION BOARD**

[Filed June 7, 2011, 10:52 a.m.]

**2011 Meeting Schedule**  
 Meetings usually begin at 9:00 a.m.

| 2011 Meetings               | Application Deadline                     | Location                       |
|-----------------------------|--|--------------------------------|
| <del>January 11, 2011</del> | Special Meeting                          | Cancelled                      |
| <del>January 20, 2011</del> | December 6, 2010                         | Olympia Department of Commerce |
| <del>March 17, 2011</del>   | January 31, 2011                         | Olympia Department of Commerce |
| <del>May 18, 2011</del>     | Special Meeting—Board Retreat            | Rescheduled                    |
| <del>May 19, 2011</del>     | April 4, 2011                            | Olympia Department of Commerce |
| July 20, 2011               | Special Meeting - Board Retreat          | Olympia WAPUDA*                |
| July 21, 2011               | Board Retreat and Meeting - June 6, 2011 | Olympia WAPUDA*                |
| September 15, 2011          | August 1, 2011                           | Olympia Department of Commerce |
| November 17, 2011           | October 3, 2011                          | Olympia Department of Commerce |

\*WAPUDA, Washington Public Utility Districts Association, 212 Union Avenue S.E., Olympia, WA 98501.

**Directions:** Washington State Department of Commerce, 1011 Plum Street S.E., Olympia, WA 98504-2525, (360) 725-4000.

**FROM SEATTLE:** From I-5 Southbound, take Exit 105B toward City Center/Port of Olympia. Turn slightly right onto East Bay Drive. At the second light, turn left onto Union Avenue. Turn right immediately into the first driveway on your right. The department of commerce is on the corner of Union Avenue and Plum Street.

**FROM PORTLAND:** From I-5 Northbound, take Exit 105 toward the Port of Olympia. Turn slightly right onto 14th Avenue S.E. Turn slightly right onto Henderson Boulevard S.E. Henderson Boulevard becomes East Bay Drive. Turn left at the first light to stay on East Bay Drive, which becomes Plum Street S.E. At the second light, turn left onto Union Avenue. Turn right immediately into the first driveway on your right. The department of commerce is on the corner of Union Avenue and Plum Street.

**WSR 11-13-035**  
**NOTICE OF PUBLIC MEETINGS**  
**RECREATION AND CONSERVATION**  
**OFFICE**

(Salmon Recovery Funding Board)

[Filed June 8, 2011, 9:03 a.m.]

The salmon recovery funding board (SRFB) will hold a special meeting on Wednesday, June 15 beginning at 1:30 p.m. The meeting will be held in Room 285 of the Natural Resources Building in Olympia, Washington.

The agenda will be limited to consideration of the following:

That in the event a member of the SRFB subcommittee is unable to participate in a subcommittee meeting due to an inability to attend or because of a potential conflict of interest due to the subject matter of the meeting, the chair of the SRFB is authorized to appoint a pro tem member for that meeting from among the other voting members of the SRFB.

For further information, please contact Rebecca Connolly, rebecca.connolly@rco.wa.gov, (360) 902-2637. Meeting information and materials are available on-line at [http://www.rco.wa.gov/boards/srfb\\_meetings.shtml](http://www.rco.wa.gov/boards/srfb_meetings.shtml).

**WSR 11-13-038**  
**POLICY STATEMENT**  
**UTILITIES AND TRANSPORTATION**  
**COMMISSION**

[Filed June 8, 2011, 12:02 p.m.]

**NOTICE OF POLICY STATEMENT**

Document Title: Eligible Renewable Resources Policy Statement, Docket UE-111016.

Subject: In the matter of the commission's policies relating to implementation of chapter 19.285 RCW.

Effective Date: June 7, 2011.

Document Description: The Washington utilities and transportation commission (commission) describes (1) how the commission, through its staff, will provide technical assistance to utilities and developers of renewable energy projects regarding whether electric generation projects qualify as "eligible renewable resources" under chapters 19.285 RCW and 480-109 WAC and (2) how utilities and developers of projects may file petitions for declaratory orders with the commission on whether such projects are "eligible renewable resources." The commission issued a policy statement on June 7, 2011.

To receive a copy of the policy statement, contact the commission by phone (360) 664-1160, fax (360) 586-1150, e-mail records@utc.wa.gov, or go to the commission's web site at [www.utc.wa.gov](http://www.utc.wa.gov).

Washington State Utilities and Transportation Commission

David W. Danner  
 Executive Director  
 and Secretary

**WSR 11-13-042**  
**NOTICE OF PUBLIC MEETINGS**  
**CENTER FOR CHILDHOOD**  
**DEAFNESS AND HEARING LOSS**

[Filed June 9, 2011, 8:14 a.m.]

The Washington State Center for Childhood Deafness and Hearing Loss (formerly Washington School for the Deaf (WSD)) board of trustees has set their calendar of meetings for the 2011/2012 school year. All meetings listed below (with the exception of one which will be held off campus - will notify you when the date and location has been determined) will be held on the WSD campus from 9 a.m. - 3 p.m.

- September 9, 2011
- October 14, 2011
- November 18, 2011
- February 10, 2012
- April 13, 2012
- June 1, 2012

**WSR 11-13-043**  
**AGENDA**  
**RECREATION AND CONSERVATION**  
**OFFICE**

(Recreation and Conservation Funding Board)  
 (Salmon Recovery Funding Board)

[Filed June 9, 2011, 10:07 a.m.]

**SEMIANNUAL RULE DEVELOPMENT AGENDA**  
**Recreation and Conservation Funding Board (RCFB)**  
**Salmon Recovery Funding Board (SRFB)**

To comply with RCW 34.05.314, the recreation and conservation office (RCO), on behalf of the RCFB and SRFB, has prepared the following agenda for rules under development. As required, filing will be made with the code reviser for publication in the *State Register* by January 31 and July 31 each year. Within three days of publication, the RCO will provide copies to each person so requesting, the director of the office of financial management, the rules review committee, and other state agencies that may reasonably be expected to have an interest in this subject.

Contact: Megan Duffy, rules coordinator, (360) 725-3936, Megan.Duffy@rco.wa.gov.

| Rules Development Agenda, July - December 2011 |   |                                |
|--|---|--------------------------------|
| Subject of possible rule making                | Reasons why rules on this subject may be needed and what might be accomplished  | Status in response to EO 10-06 |
| Title 286 WAC                                  | Change the agency's name from interagency committee for outdoor recreation to the recreation and conservation funding board and recreation and conservation office as required in HB 1813 (2007). | Delayed until 2012             |
| Title 286 WAC                                  | Update code references such as the state's public disclosure law, recently changed from chapter 42.17 RCW to chapter 42.56 RCW.   | Delayed until 2012             |
| Title 286 WAC                                  | Update section titles to an easier to understand format. Many titles have already been improved to this new format.   | Delayed until 2012             |
| WAC 286-04-010                                 | Update definitions.   | Delayed until 2012             |
| WAC 286-06-045                                 | Move to a more logical location and clarify the text.   | Delayed until 2012             |
| WAC 286-13-060                                 | Identify accurate sequence for agreement signatures.  | Delayed until 2012             |
| Title 286 WAC                                  | Ensure that all language referencing conversions is consistent throughout the WAC.  | Delayed until 2012             |
| WAC 286-26-080 and 286-27-040                  | Update language regarding planning requirements; provide more general guidance.   | Delayed until 2012             |

June 9, 2011  
 Meg Duffy  
 Rules Coordinator

**WSR 11-13-044**  
**NOTICE OF PUBLIC MEETINGS**  
**CONVENTION CENTER**

[Filed June 9, 2011, 10:24 a.m.]

A regular meeting of the Washington state convention center public facilities district board of directors will be held on Tuesday, June 21, 2011, at 2:00 p.m. The meeting will take place in Room 303 of the Convention Center, 800 Pike Street, Seattle.

If you have any questions regarding the board meeting, please call (206) 694-5000.

**WSR 11-13-047**  
**DEPARTMENT OF AGRICULTURE**

[Filed June 9, 2011, 3:27 p.m.]

**PUBLIC NOTICE FOR SPARTINA TREATMENT IN WESTERN WASHINGTON**

LEGAL NOTICE: The Washington state department of agriculture (WSDA) plant protection division is hereby noti-

fyng the affected public that the herbicides glyphosate (e.g. Aquamaster®, Aquaneat®, or Rodeo®) and imazapyr (e.g. Habitat® or Polaris AQ®), surfactants (e.g. Agri-Dex™, Class Act Next Generation™, Competitor™, Dyne-Amic™, Kinetic™, or LI-700™) and marker dyes may be used to control invasive *Spartina* grass species between June 1, and October 31, 2011. Properly licensed pesticide applicators who have obtained coverage under the WSDA national pollutant discharge elimination system (NPDES) waste discharge general permit may apply glyphosate or imazapyr to control the noxious weed *Spartina* in Grays Harbor, Hood Canal, Willapa Bay, Puget Sound, the north and west sides of the Olympic Peninsula, and the mouth of the Columbia River.

Use of herbicides is one of the options used to control *Spartina*. These infestations may also be treated, but not eradicated, by mowing, digging, crushing, or covering.

For more information, including locations of possible application sites or information on *Spartina*, contact the WSDA *Spartina* Control Program at (360) 902-1923. Or write: WSDA *Spartina* Program, P.O. Box 42560, Olympia, WA 98504-2560. To contact the WSDA NPDES permit coordinator, call Brad White at (360) 902-2071. The Washington state department of ecology 24-hour emergency number for reporting concerns about *Spartina* treatments is (360) 407-6283.

**WSR 11-13-050**  
**PUBLIC RECORDS OFFICER**  
**DEPARTMENT OF ECOLOGY**

[Filed June 10, 2011, 9:27 a.m.]

According to RCW 42.56.580, each state and local agency shall appoint and publicly identify a public records officer whose responsibility is to serve as a point of contact for members of the public in requesting disclosure of public records and to oversee the agency's compliance with the public records disclosure requirements of this chapter.

The department of ecology appoints Linda Anderson as its public records officer. She can be contacted by mail at P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6040, fax (360) 407-7060, or e-mail linda.anderson@ecy.wa.gov.

**WSR 11-13-059**  
**RULES COORDINATOR**  
**DEPARTMENT OF LICENSING**

[Filed June 14, 2011, 11:02 a.m.]

Pursuant to RCW 34.05.312, the rules coordinator for the department of licensing is Ben Shomshor, P.O. Box 2957, Olympia, WA 98507-2957, phone (360) 359-4019, e-mail bshomshor@dol.wa.gov.

Elizabeth A. Luce  
Director

**WSR 11-13-060**  
**RULES OF COURT**  
**STATE SUPREME COURT**

[June 10, 2011]

|  |   |                 |
|--|---|-----------------|
| IN THE MATTER OF THE ADOPTION          | ) | ORDER           |
| OF THE AMENDMENTS TO GR 30—            | ) | NO. 25700-A-979 |
| ELECTRONIC FILING; MAR—3.2—            | ) |                 |
| AUTHORITY OF ARBITRATOR; MAR           | ) |                 |
| 6.2—FILING OF AWARD; MAR 6.3—          | ) |                 |
| JUDGMENT ON AWARD; MAR 6.4—            | ) |                 |
| <del>WITNESS COSTS AND ATTORNEY</del>  | ) |                 |
| <del>FEES AND COSTS AND MAR 7.1—</del> | ) |                 |
| REQUEST FOR TRAIL DE NOVO; RPC         | ) |                 |
| 1.10 (a), (e)—IMPUTATION ON CON-       | ) |                 |
| FLICTS OF INTEREST: GENERAL            | ) |                 |
| RULE; RPC 1.15A (h)(7)—SAFEGUARD-      | ) |                 |
| ING PROPERTY; RPC 1.2(f)—SCOPE OF      | ) |                 |
| REPRESENTATION AND ALLOCATION          | ) |                 |
| OF AUTHORITY BETWEEN LAWYER            | ) |                 |
| AND CLIENT; RPC 1.6—CONFIDENTI-        | ) |                 |
| ALITY OF INFORMATION; RPC 1.8(g)—      | ) |                 |
| CONFLICT OF INTEREST: CURRENT          | ) |                 |
| CLIENT: SPECIFIC RULES; RPC 3.4—       | ) |                 |
| FAIRNESS TO OPPOSING PARTY AND         | ) |                 |
| COUNSEL; AND RPC 5.5—UNAU-             | ) |                 |
| THORIZED PRACTICE OF LAW; MULT-        | ) |                 |
| JURISDICTIONAL PRACTICE OF LAW;        | ) |                 |
| CrRLJ 6.13—EVIDENCE                    | ) |                 |

The JIS Committee having recommended the adoption of the proposed amendments to GR 30—Electronic Filing; the Washington State Bar Association having recommended the adoption of the proposed amendments to MAR—3.2—Authority of Arbitrator; MAR 6.2—Filing of Award; MAR 6.3—Judgment on Award; MAR 6.4—~~Witness~~ Costs and Attorney Fees ~~and Costs~~ and MAR 7.1—Request for Trail De Novo; RPC 1.10 (a), (e)—Imputation of Conflicts of Interest: General Rule; RPC 1.15A (h)(7)—Safeguarding Property; RPC 1.2(f)—Scope of Representation and Allocation of Authority Between Lawyer and Client; RPC 1.6—Confidentiality of Information; RPC 1.8(g)—Conflict of Interest: Current Client: Specific Rules; RPC 3.4—Fairness to Opposing Party and Counsel; and RPC 5.5—Unauthorized Practice of Law; Multijurisdictional Practice of Law; and the Department of Licensing having recommended the adoption of the proposed amendments to CrRLJ 6.13—Evidence, and the Court having considered the amendments and comments submitted thereto, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the amendments as shown below are adopted.

(b) That the amendments will be published in the Washington Reports and will become effective September 1, 2011.

DATED at Olympia, Washington this 10th day of June, 2011.

Madsen, C.J.

C. Johnson, J.

J. M. Johnson, J.



|                      |                      |
|----------------------|----------------------|
| <u>Alexander, J.</u> | <u>Fairhurst, J.</u> |
| <u>Owens, J.</u>     | <u>Stephens, J.</u>  |
| <u>Chambers, J.</u>  | <u>Wiggins, J.</u>   |

**WSR 11-13-062**  
**RULES OF COURT**  
**STATE SUPREME COURT**  
[June 10, 2011]

IN THE MATTER OF THE ADOPTION ) ORDER  
OF GR 31-ACCESS TO COURT ) NO. 25700-A-980  
RECORDS )

**Reviser's note:** The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 11-14 issue of the Register.

**WSR 11-13-061**  
**RULES OF COURT**  
**STATE SUPREME COURT**  
[June 10, 2011]

IN THE MATTER OF THE ADOPTION ) ORDER  
OF NEW GR 31A-ACCESS TO ADMIN- ) NO. 25700-A-978  
ISTRATIVE RECORDS )

The Board for Judicial Administration having recommended the adoption of New GR 31A-Access to Administrative Records, and the Court having approved the proposed new rule for publication;

Now, therefore, it is hereby

ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed new rule as shown below hereto is to be published for comment in the Washington Reports, Washington Register, Washington State Bar Association and Administrative Office of the Court's websites expeditiously.

(b) The purpose statement as required by GR 9(e), is published solely for the information of the Bench, Bar and other interested parties.

(c) Comments are to be submitted to the Clerk of the Supreme Court by either U.S. Mail or Internet E-Mail by no later than November 30, 2011. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 98504-0929, or Camilla.Faulk@courts.wa.gov. Comments submitted by e-mail message must be limited to 1500 words.

DATED at Olympia, Washington this 10th day of June, 2011.

For the Court  
Madsen, C. J.  
CHIEF JUSTICE

**Reviser's note:** The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 11-14 issue of the Register.

The JIS Committee having recommended the adoption of GR 31-Access to Court Records, and the Court having approved the proposed rule change for publication;

Now, therefore, it is hereby

ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed rule change as shown below hereto is to be published for comment in the Washington Reports, Washington Register, Washington State Bar Association and Administrative Office of the Court's websites expeditiously.

(b) The purpose statement as required by GR 9(e), is published solely for the information of the Bench, Bar and other interested parties.

(c) Comments are to be submitted to the Clerk of the Supreme Court by either U.S. Mail or Internet E-Mail by no later than November 30, 2011. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 98504-0929, or Camilla.Faulk@courts.wa.gov. Comments submitted by e-mail message must be limited to 1500 words.

DATED at Olympia, Washington this 10th day of June, 2011.

For the Court  
Madsen, C. J.  
CHIEF JUSTICE

GR 9 Cover Sheet

**Suggested Amendments to GR 31**

**ACCESS TO COURT RECORDS**

**Purpose:** To provide information to the Supreme Court on what conforming amendments to GR 31 would be necessary if the Supreme Court adopts suggested GR 31A governing access to administrative records of the judicial branch.

The Supreme Court is considering a recommendation from its Rules Committee concerning suggested new rule GR 31A (Access to Administrative Records). If GR 31A is ultimately adopted by the Supreme Court, conforming amendments to GR 31 will be necessary.

Conforming amendments to GR 31 were suggested by the Judicial Information System Committee (JISC) to the Board for Judicial Administration (BJA) earlier this year, prior to the BJA's adoption of its final rule proposal. I have modified the suggested amendments originally submitted to the BJA to conform to the BJA's final draft of suggested GR 31A.

On behalf of the JISC I have enclosed the suggested conforming amendments to GR 31 because it may be helpful to the Supreme Court to have some idea of what conforming amendments will be necessary if GR 31A is ultimately

adopted by the Court. The JISC understands that pursuant to GR 9 the suggested conforming amendments will need to be reviewed by the Supreme Court Rules Committee before they can be formally considered by the Supreme Court.

*[Suggested Changes]*

### General Rule of Court 31

#### ACCESS TO COURT RECORDS

**(a) Policy and Purpose.** It is the policy of the ~~courts~~ judiciary to facilitate access to court records as provided by Article I, Section 10 of the Washington State Constitution. Access to court records is not absolute and shall be consistent with reasonable expectations of personal privacy as provided by article 1, Section 7 of the Washington State Constitution and shall not unduly burden the business of the courts.

**(b) Scope.** This rule applies to all court records, regardless of the physical form of the court record, the method of recording the court record or the method of storage of the court record. Judicial ~~Administrative~~ records are not within the scope of this rule. Access to judicial administrative records is governed by GR 31A. Court records are further governed by GR 15 and 22.

#### **(c) Definitions.**

(1) "Access" means the ability to view or obtain a copy of a court record.

(2) "Administrative record" ~~means any record pertaining to the management, supervision or administration of the judicial branch, including any court, board, or committee appointed by or under the direction of any court or other entity within the judicial branch, or the office of any county clerk as defined in GR 31A.~~

(3) "Bulk distribution" means distribution of all, or a significant subset, of the information in court records, as is and without modification.

(4) "Court record" includes, but is not limited to: (i) Any document, information, exhibit, or other thing that is maintained by a court in connection with a judicial proceeding, and (ii) Any index, calendar, docket, register of actions, official record of the proceedings, order, decree, judgment, minute, and any information in a case management system created or prepared by the court that is related to a judicial proceeding. Court record does not include ~~data maintained by or for a judge pertaining to a particular case or party, such as personal notes and communications, memoranda, drafts, or other working papers; or information gathered, maintained, or stored by a government agency or other entity to which the court has access but which is not entered into the record-chambers records as defined in GR 31A.~~

(5) "Criminal justice agencies" are government agencies that perform criminal justice functions pursuant to statute or executive order and that allocate a substantial part of their annual budget to those functions.

(6) "Dissemination contract" means an agreement between a court record provider and any person or entity, except a Washington State court (Supreme Court, court of appeals, superior court, district court or municipal court), that is provided court records. The essential elements of a dis-

semination contract shall be promulgated by the JIS Committee.

(7) "Judicial Information System (JIS) Committee" is the committee with oversight of the statewide judicial information system. The judicial information system is the automated, centralized, statewide information system that serves the state courts.

(8) "Judge" means a judicial officer as defined in the Code of Judicial Conduct (CJC) Application of the Code of Judicial Conduct Section (A).

(9) "Public" includes an individual, partnership, joint venture, public or private corporation, association, federal, state, or local governmental entity or agency, however constituted, or any other organization or group of persons, however organized.

(10) "Public purpose agency" means governmental agencies included in the definition of "agency" in RCW 42.17.020 and other non-profit organizations whose principal function is to provide services to the public.

#### **(d) Access.**

(1) The public shall have access to all court records except as restricted by federal law, state law, court rule, court order, or case law.

(2) Each court by action of a majority of the judges may from time to time make and amend local rules governing access to court records not inconsistent with this rule.

(3) A fee may not be charged to view court records at the courthouse.

#### **(e) Personal Identifiers Omitted or Redacted from Court Records**

(1) Except as otherwise provided in GR 22, parties shall not include, and if present shall redact, the following personal identifiers from all documents filed with the court, whether filed electronically or in paper, unless necessary or otherwise ordered by the Court.

(A) Social Security Numbers. If the Social Security Number of an individual must be included in a document, only the last four digits of that number shall be used.

(B) Financial Account Numbers. If financial account numbers are relevant, only the last four digits shall be recited in the document.

(C) Driver's License Numbers.

(2) The responsibility for redacting these personal identifiers rests solely with counsel and the parties. The Court or the Clerk will not review each pleading for compliance with this rule. If a pleading is filed without redaction, the opposing party or identified person may move the Court to order redaction. The court may award the prevailing party reasonable expenses, including attorney fees and court costs, incurred in making or opposing the motion.

#### COMMENT

This rule does not require any party, attorney, clerk, or judicial officer to redact information from a court record that was filed prior to the adoption of this rule.

#### **(f) Distribution of Court Records Not Publicly Accessible**

(1) A public purpose agency may request court records not publicly accessible for scholarly, governmental, or research purposes where the identification of specific indi-

viduals is ancillary to the purpose of the inquiry. In order to grant such requests, the court or the Administrator for the Courts must:

(A) Consider: (i) the extent to which access will result in efficiencies in the operation of the judiciary; (ii) the extent to which access will fulfill a legislative mandate; (iii) the extent to which access will result in efficiencies in other parts of the justice system; and (iv) the risks created by permitting the access.

(B) Determine, in its discretion, that filling the request will not violate this rule.

(C) Determine the minimum access to restricted court records necessary for the purpose is provided to the requestor.

(D) Assure that prior to the release of court records under section (f)(1), the requestor has executed a dissemination contract that includes terms and conditions which: (i) require the requester to specify provisions for the secure protection of any data that is confidential; (ii) prohibit the disclosure of data in any form which identifies an individual; (iii) prohibit the copying, duplication, or dissemination of information or data provided other than for the stated purpose; and (iv) maintain a log of any distribution of court records which will be open and available for audit by the court or the Administrator of the Courts. Any audit should verify that the court records are being appropriately used and in a manner consistent with this rule.

(2) Courts, court employees, clerks and clerk employees, and the Commission on Judicial Conduct may access and use court records only for the purpose of conducting official court business.

(3) Criminal justice agencies may request court records not publicly accessible.

(A) The provider of court records shall approve the access level and permitted use for classes of criminal justice agencies including, but not limited to, law enforcement, prosecutors, and corrections. An agency that is not included in a class may request access.

(B) Agencies requesting access under this section of the rule shall identify the court records requested and the proposed use for the court records.

(C) Access by criminal justice agencies shall be governed by a dissemination contract. The contract shall: (i) specify the data to which access is granted; (ii) specify the uses which the agency will make of the data; and (iii) include the agency's agreement that its employees will access the data only for the uses specified.

**(g) Bulk Distribution of Court Records**

(1) A dissemination contract and disclaimer approved by the JIS Committee for JIS records or a dissemination contract and disclaimer approved by the court clerk for local records must accompany all bulk distribution of court records.

(2) A request for bulk distribution of court records may be denied if providing the information will create an undue burden on court or court clerk operations because of the amount of equipment, materials, staff time, computer time or other resources required to satisfy the request.

(3) The use of court records, distributed in bulk form, for the purpose of commercial solicitation of individuals named in the court records is prohibited.

**(h) Appeals.** Appeals of denials of access to JIS records maintained at state level shall be governed by the rules and policies established by the JIS Committee.

**(i) Notice.** The Administrator for the Courts shall develop a method to notify the public of access to court records and the restrictions on access.

**(j) Access to Juror Information.** Individual juror information, other than name, is presumed to be private. After the conclusion of a jury trial, the attorney for a party, or party pro se, or member of the public, may petition the trial court for access to individual juror information under the control of court. Upon a showing of good cause, the court may permit the petitioner to have access to relevant information. The court may require that juror information not be disclosed to other persons.

**(k) Access to Master Jury Source List.** Master jury source list information, other than name and address, is presumed to be private. Upon a showing of good cause, the court may permit a petitioner to have access to relevant information from the list. The court may require that the information not be disclosed to other persons.

**Reviser's note:** The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

**WSR 11-13-063  
RULES OF COURT  
STATE SUPREME COURT**

[June \_\_, 2011]

IN THE MATTER OF THE ADOPTION ) ORDER  
OF THE AMENDMENTS TO IRLJ 2.1(b)- ) NO. 25700-A-981  
NOTICE OF INFRACTION )

The District and Municipal Court Judges' Association having recommended the adoption of the proposed amendments to IRLJ 2.1(b)-Notice of Infraction, and the Court having approved the proposed amendments for publication;

Now, therefore, it is hereby

ORDERED:

(a) That pursuant to the provisions of GR 9(g), the proposed amendments as shown below hereto are to be published for comment in the Washington Reports, Washington Register, Washington State Bar Association and Administrative Office of the Court's websites expeditiously.

(b) The purpose statement as required by GR 9(e), is published solely for the information of the Bench, Bar and other interested parties.

(c) Comments are to be submitted to the Clerk of the Supreme Court by either U.S. Mail or Internet E-Mail by no later than November 30, 2011. Comments may be sent to the following addresses: P.O. Box 40929, Olympia, Washington 98504-0929, or Camilla.Faulk@courts.wa.gov. Comments submitted by e-mail message must be limited to 1500 words.

DATED at Olympia, Washington this \_\_ day of June, 2011.

For the Court

Madsen, C. J.

CHIEF JUSTICE

GR 9 Cover Sheet

Suggested Change to IRLJ 2.1 (NOTICE OF INFRACTION)

Purpose: The changes to IRLJ 2.1 (b)(5) are suggested to insure consistency with IRLJ 2.4(a) as well as statutory and civil rule requirements. As currently written, IRLJ 2.1 (b)(5) requires that the notice of infraction contain a statement that the defendant must respond to the notice of infraction within 15 days of issuance. The underlying statute, RCW 46.63.070(1), requires that a notice of traffic infraction shall include a statement that the person must respond to the notice within fifteen days. Additionally, the "mailbox rule", CRLJ 6(e), allows 3 additional days for any notice served by mail. Finally, IRLJ 2.4(a) currently reads that a person who has been served with a notice of infraction must respond to the notice within 15 days of the date the notice is personally served or, if the notice is served by mail, within 18 days of the date the notice is mailed. Thus, IRLJ 2.1 (b)(5) should be amended to include the statutory requirement of 15 day response time for notice of infractions as well as the requirement under the "mailbox rule" to allow 3 additional days to any notice or paper served by mail. By adding the 18 day response time for a notice of infraction served by mail, IRLJ 2.1 (b)(5) will also be consistent with IRLJ 2.4(a).

Suggested Change to IRLJ 2.1 Notice of Infraction

[(a) No change.]

(b) Contents. The notice of infraction shall contain the following information on the copy given to the defendant, except the information required by subsections (2) is not required on a notice of infraction alleging the commission of a parking, standing, or stopping infraction:

- (1) The name, address, and phone number of the court where the notice of infraction is to be filed;
(2) The name, address, date of birth, sex, physical characteristics, and, for a notice of traffic infraction, the operator's license number of the defendant;
(3) For a notice of traffic infraction, the vehicle make, year, model, style, license number, and state in which licensed;
(4) The infraction which the defendant is alleged to have committed and the accompanying statutory citation or ordinance number, the date, time, and place the infraction occurred, the date the notice of infraction was issued, and the name and, if applicable, the number of the citing officer;
(5) A statement that the defendant must respond to the notice of infraction within 15 days of issuance; the date the notice is personally served or, if the notice is served by mail, within 18 days of the date the notice is mailed.
(6) A space for entry of the monetary penalty which respondent may pay in lieu of appearing in court;
(7) A statement that a mailed response must be mailed not later than midnight on the day the response is due;
(8) The statements required by RCW 46.63.060 or other applicable statute; and
(9) Any additional information determined necessary by the Administrator for the Courts.

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The typographical error in the above material occurred in the copy filed by the state supreme court and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 11-13-066
NOTICE OF PUBLIC MEETINGS
TACOMA COMMUNITY COLLEGE

[Filed June 15, 2011, 8:58 a.m.]

The following date change needs to be reflected for the Tacoma Community College board of trustees retreat scheduled for June:

From: June 24, 2011, 7108 Lakewood Drive West, Tacoma, WA 98467, 9:00 a.m. - 3:40 p.m.

To: August 10, 2011, location remains the same.

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

WSR 11-13-070
NOTICE OF PUBLIC MEETINGS
LIFE SCIENCES
DISCOVERY FUND AUTHORITY

[Filed June 15, 2011, 10:47 a.m.]

Please note the updated information shown below for the life sciences discovery fund authority (agency #3560) 2011 board meetings. Note as well that we will post our public meeting agenda and any call-in information as appropriate on our web site http://www.lsdfa.org/about/staff/meetings.html prior to each meeting.

2011 Public Board Meeting Dates

(times are approximate and subject to change)

Table with 3 columns: Date, Time, Location. Rows include meetings on Tuesday July 19, Tuesday September 27, and Tuesday November 1.

**WSR 11-13-082**

**AGENDA**

**DEPARTMENT OF CORRECTIONS**

[Filed June 17, 2011, 8:56 a.m.]

SEMI-ANNUAL RULE-MAKING AGENDA  
JULY 1 - DECEMBER 31, 2011

Following is the department of corrections' semi-annual rule development agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

There may be additional rule-making activity not on the agenda as conditions warrant.

RULE DEVELOPMENT CALENDAR  
July 1 - December 31, 2011

| <u>WAC Chapter or Section</u> | <u>Purpose</u>                                     |
|-------------------------------|--|
| 137-04-020                    | Structure of the department.                       |
| 137-65                        | Costs of supervision.                              |
| 137-64 (new chapter)          | Supervision intake fee.                            |
| 137-68                        | Adult probation and parole—<br>Interstate compact. |

John Nispel  
Rules Coordinator

**WSR 11-13-084**

**PROCLAMATION**

**OFFICE OF THE GOVERNOR**

[June 15, 2011]

**PROCLAMATION BY THE GOVERNOR  
TERMINATING STATES OF EMERGENCY**

11-11

I, Christine O. Gregoire, Governor of the state of Washington, under RCW 43.06.210, terminate the following proclamations:

1. Proclamation 11-01 dated January 12, 2011, which declared a state of emergency for a series of severe winter storms in Western Washington.
2. Proclamation 11-02 dated January 28, 2011, which declared a state of emergency for major repair to the Court Street overpass in Franklin County.

Signed and sealed with the official seal of the state of Washington this 15th day of June, A.D. Two Thousand and Eleven at Olympia, Washington.

By: \_\_\_\_\_  
Christine O. Gregoire  
Governor

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

**WSR 11-13-085**

**OFFICE OF THE GOVERNOR**

[Filed June 17, 2011, 10:12 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 June 15, 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 468-305 filed as WSR 11-07-039.

DATE: June 16, 2011

Narda Pierce  
General Counsel to the Governor

**WSR 11-13-086**

**NOTICE OF PUBLIC MEETINGS**

**BOARD OF**

**PILOTAGE COMMISSIONERS**

[Filed June 17, 2011, 10:40 a.m.]

**NOTICE**

**CHANGE OF MEETING DATES**

At the last regular monthly meeting of the board of pilotage commissioners the following changes were made to the 2011 meeting schedule:

- July 14, 2011      Rescheduled to July 28, 2011, at 9:30 a.m.
- August 11, 2011    Canceled

2901 Third Avenue  
First Floor Agate Conference Room  
Seattle, WA

If you are a person with a disability and need a special accommodation, please contact Shawna Erickson at (206) 515-3647.

**WSR 11-13-087**

**NOTICE OF PUBLIC MEETINGS**

**BOARD OF**

**PILOTAGE COMMISSIONERS**

[Filed June 17, 2011, 10:40 a.m.]

**2011 MEETING SCHEDULE**  
(Revised on June 9)

The Washington state board of pilotage commissioners meets on the second Thursday of each month unless otherwise rescheduled or canceled. Meetings are held at 9:30 a.m., at 2901 Third Avenue, Seattle, WA. Following is the schedule of 2011 board meetings:

January 13  
 February 10  
 March 10  
~~April 14~~ April 7  
~~May 12~~ Canceled  
~~June 10~~ June 9  
~~July 14~~ July 28  
~~August 11~~ Canceled  
 September 8  
 October 13  
 November 10  
 December 8

In accordance with RCW 42.30.075, this schedule of regular meeting dates for the board of pilotage commissioners is filed with the office of the code reviser for publication in the Washington State Register.

**WSR 11-13-096**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON STATE**  
**REHABILITATION COUNCIL**

[Filed June 20, 2011, 4:27 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 jobseekers with disabilities that have received or are receiving services from the division of vocational rehabilitation (DVR). 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, July 21, 2011**  
**9:00 a.m. - 3:00 p.m.**

*Courtyard Marriott*  
 1515 Commerce Street  
 Tacoma, WA 98402

**\*All portions of this meeting are open to the public.**  
**\*\*American Sign Language interpretation will be provided.**

The objectives for the meeting are to:

- Learn about the Americans with Disabilities Amendment Act;
- Advance committee work;
- Discussion of challenges facing DVR: Hiring approval and potential impacts on timely service delivery; and,
- Listening to customers.

**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?*** You can reach Pierce Transit to plan your trip at (253) 581-8000. If you are hard of hearing or deaf access Pierce Transit through 711. If you use para-transit call (253) 581-8100 to reserve a shuttle.

**WSR 11-13-097**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON STATE**  
**REHABILITATION COUNCIL**

[Filed June 20, 2011, 4:29 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 jobseekers with disabilities that have received or are receiving services from the division of vocational rehabilitation (DVR). 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, July 22, 2011**  
**9:00 a.m. - 3:00 p.m.**

*Courtyard Marriott*  
 1515 Commerce Street  
 Tacoma, WA 98402

**\*All portions of this meeting are open to the public.**  
**\*\*American Sign Language interpretation will be provided.**

The objectives for the meeting are to:

- Highlights and conversation about the discussion draft of Title V for reauthorization (senate);
- Review of work of the customer satisfaction committee on a surveying effort; and
- Understanding DVR's training modules on serving customers with conviction histories.

**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?*** You can reach Pierce Transit to plan your trip at (253) 581-8000. If you are hard of hearing or deaf access Pierce Transit through 711. If you use para-transit call (253) 581-8100 to reserve a shuttle.

**WSR 11-13-098**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON STATE**  
**REHABILITATION COUNCIL**

[Filed June 20, 2011, 4:30 p.m.]

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

*Join us if you wish*  
**Thursday, July 21, 2011**  
**3:00 p.m. - 5:00 p.m.**

**Courtyard Marriott**  
**1515 Commerce Street**  
**Tacoma, WA 98402**

*\*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 jobseekers with disabilities that have been or are being served by the division of vocational rehabilitation (DVR). We learn about how the vocational rehabilitation (VR) service system is working, by listening to feedback from customers it serves.

The role of the council is to focus more on improving VR service system as a whole, than considering individual case concerns. Our responsibilities 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 may support your effort to find a job;
- 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 DVR services.

**To request reasonable accommodation or a spoken language interpreter, please contact JoAnne Lang at [langjk@dshs.wa.gov](mailto: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?*** *You can reach Pierce Transit to plan your trip at (253) 581-8000. If you are hard of hearing or deaf access Pierce Transit*

*through 711. If you use para-transit call (253) 581-8100 to reserve a shuttle.*

**WSR 11-13-103**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF LICENSING**

(Real Estate Commission)

[Filed June 21, 2011, 9:34 a.m.]

**Change of Location for the September 20, 2011 Meeting**

The September 20, 2011, meeting of the Washington state real estate commission will be held 9:00 a.m. to 12:00 p.m., or until the completion of business at the Department of Labor and Industries, 901 North Monroe Street, Spokane, WA 99201.

**WSR 11-13-105**  
**NOTICE OF PUBLIC MEETINGS**  
**RENTON TECHNICAL COLLEGE**

[Filed June 21, 2011, 10:14 a.m.]

Pursuant to RCW 42.30.075, please be advised that the Renton Technical College board of trustees' regular meetings during 2011 will be held as follows:

The second Tuesday of each month,  
except for the months of July and August  
Meetings will be held at 4:00 p.m.

Roberts Campus Center Board Room, Room I-202  
Renton Technical College  
3000 Northeast 4th Street  
Renton, WA 98056-4195

January 11, 2011

February 8, 2011

March 8, 2011

April 12, 2011

May 10, 2011

June 14, 2011

July/August - No regularly scheduled meetings

August 9, 2011 (special meeting - 11:00 a.m.)

September 13, 2011

October 11, 2011

November 8, 2011

December 13, 2011

If you need further information, please contact Di Beers at (425) 235-2426.

**WSR 11-13-106**  
**NOTICE OF PUBLIC MEETINGS**  
**GUARANTEED EDUCATION**  
**TUITION PROGRAM**

[Filed June 21, 2011, 10:14 a.m.]

In accordance with RCW 28B.95.020 and WAC 14-276-030, the advanced college tuition program, known as the guaranteed education tuition program has made a revision to the committee meeting schedule. Additional meetings have been scheduled:

|                                |                  |   |
|--------------------------------|------------------|---|
| Tuesday,<br>July 26, 2011      | 2:00 - 4:00 p.m. | Office of the Insurance<br>Commissioner<br>5000 Capitol Boulevard<br>Tumwater, WA 98501 |
| Tuesday,<br>August 16, 2011    | 2:00 - 4:00 p.m. | Office of the Insurance<br>Commissioner<br>5000 Capitol Boulevard<br>Tumwater, WA 98501 |
| Thursday,<br>September 8, 2011 | 2:00 - 4:00 p.m. | Insurance Building<br>Capitol Campus<br>4th Floor Conference<br>Room                    |
| Monday,<br>November 7, 2011    | 2:00 - 4:00 p.m. | Office of the Insurance<br>Commissioner<br>5000 Capitol Boulevard<br>Tumwater, WA 98501 |

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) 704-6200 (fax).

Please contact Betsy Hagen, 753-7860, if you need additional information.

**WSR 11-13-129**  
**DEPARTMENT OF ECOLOGY**

[Filed June 22, 2011, 11:39 a.m.]

**ECOLOGY ANNOUNCES A "CALL FOR DATA" FOR THE  
 FRESHWATER WATER QUALITY ASSESSMENT AND  
 NOTICE OF PUBLIC REVIEW OF POLICY 1-11 REVISIONS AND  
 RIVER AND  
 STREAM MAP PRESENTATION CHANGES**

**Freshwater "Call for Data":** The department of ecology (ecology) is announcing a "call for freshwater data" in order to update Washington's statewide water quality assessment, as required by the federal Clean Water Act. This assessment includes Category 5 - the state's 303(d) list of impaired waters - as well as other categories that describe the status of water quality in Washington. More information about the water quality assessment process can be found at [www.ecy.wa.gov/programs/wq/303d/index.html](http://www.ecy.wa.gov/programs/wq/303d/index.html).

We are implementing an alternating schedule of marine and fresh water quality assessments. The 2012 assessment will only evaluate freshwater data. All data used in the assessment must have been collected in accordance with a quality assurance plan and must also be representative of ambient water quality conditions, including fish tissue sampling results.

We are requesting data that was collected before **May 1, 2011**. To ensure that your data set is included, we need to receive it electronically by **August 31, 2011**. Please contact Tanya Roberts, our data lead, at (360) 407-7392 or by e-mail at [Tanya.Roberts@ecy.wa.gov](mailto:Tanya.Roberts@ecy.wa.gov) to discuss options for submitting your data in spreadsheet or database format.

**Public Review of Policy 1-11 Revisions:** Policy 1-11, Chapters 1 and 2 are the guiding policies ecology uses to assess water quality data, determine if water bodies are polluted, and decide if further action is needed. This policy also explains data submittal and the data quality necessary for inclusion in the assessment. This policy, in combination with the guidance documents it references, constitute the "listing methodology" for the integrated report composed of the section 303(d) list and 305(b) report as required by the federal Clean Water Act (CWA) and the United States Environmental Protection Agency (EPA).

Policy 1-11 is currently being revised. Following public review, these revisions will be finalized and used to guide the 2012 freshwater water quality assessment.

We invite the public to review changes to Policy 1-11. More information about Policy 1-11 and instructions on how to review the policy and provide feedback can be found at <http://www.ecy.wa.gov/programs/wq/303d/policy1-11Rev.html>. The deadline for public comments is **5:00 p.m., Thursday, September 1, 2011**.

**How do I Learn More?** Ecology will hold public meetings during July 2011 in Lacey, Seattle, and Moses Lake. The meetings will mostly cover the freshwater data submittal process, but we will also discuss Policy 1-11 changes, and river and stream map presentation changes. For the meeting dates and locations and to learn more visit our web site at [www.ecy.wa.gov/programs/wq/303d/2012/index.html](http://www.ecy.wa.gov/programs/wq/303d/2012/index.html).

To submit comments or ask any other question about this process, please contact Ken Koch, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, e-mail [303d@ecy.wa.gov](mailto:303d@ecy.wa.gov), phone (360) 407-6782.

June 16, 2011

Robert Duff

Environmental Assessment  
Program Manager

**WSR 11-13-130**  
**NOTICE OF PUBLIC MEETINGS**  
**EDMONDS COMMUNITY COLLEGE**

[Filed June 22, 2011, 11:52 a.m.]

Following is a revision to the 2011 regular meeting schedule of the Edmonds Community College board of trustees.

A special three-day statewide meeting has been scheduled June 26, 11:00 a.m., to June 28, 12:30 p.m. The meeting will be held at Suncadia Resort, 3600 Suncadia Trail, Cle Elum, WA. Included will be a special business meeting of the Edmonds CC trustees to be held in the Sentinel Room of the resort, on June 27, at 1:00-1:30 p.m.

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